

STANDARDS AND GENERAL PURPOSES COMMITTEE
28 JUNE 2021

(7.16 pm - 8.34 pm)

PRESENT Councillors Councillor Peter McCabe (in the Chair),
Councillor Adam Bush, Councillor Ben Butler,
Councillor John Dehaney, Councillor Dickie Wilkinson,
Councillor David Williams, Councillor Hina Bokhari,
Councillor Mary Curtin, Councillor Andrew Howard,
Councillor Brenda Fraser, Councillor Martin Whelton and
Councillor Sally Kenny

ALSO PRESENT Louise Round (Monitoring Officer and Managing Director South
London Legal Partnership), Amy Dumitrescu (Interim Democracy
Services Manager), Krishna Chapriban (Democratic Services
Officer)

ATTENDING Katy Willison – Independent Person
REMOTELY Clive Douglas – Independent Person

Caroline Holland (Director of Corporate Services) and Dawn
Jolley (Head of Commercial Services)

1 APOLOGIES FOR ABSENCE (Agenda Item 1)

Apologies were received from Councillor Nick Draper. Councillor Sally Kenny
attended as substitute.

2 DECLARATIONS OF PECUNIARY INTEREST (Agenda Item 2)

There were no declarations of interest.

3 ARRANGEMENTS FOR RETURNING TO IN-PERSON COUNCIL AND
COMMITTEE MEETINGS (Agenda Item 3)

The Monitoring Officer presented the report detailing the proposals for arrangements
to return to in-person Council and Committee Meetings following Council's
agreement to resume in-person meetings from 21 June 2021.

The report outlined the proposals that meetings continue to be livestreamed and
would be held in the Council Chamber
however meetings that were consultative or formal in nature would continue to be
held virtually.

A number of measures would be put in place to safeguard attendees including the
request that attendees take a LFT test prior to attending the meeting and that social
distancing rules (2 metres apart) be adhered to at all times. It was recommended that

officer and public attendance continue to be remote. Members would be able to attend remotely provided a physical quorum were present in the room. Members attending remotely would not be entitled to vote on decisions but could otherwise speak and participate at the meeting.

In response to member questions, the Monitoring Officer advised that the measures would be reviewed in six months time (at the November meeting of the Standards and General Purposes Committee).

RESOLVED:

A. That the Standards and General Purposes Committee discussed and agreed the proposed arrangements for the return to in-person Council and Committee meetings

4 MEMBER COMPLAINTS PROCESS (Agenda Item 4)

The Monitoring Officer reminded members that they had agreed a new code of conduct in March based on the Local Government's Association's model of conduct. She explained that the Committee was now being asked to agree a revised complaints process to support the new Code; the proposed changes had been agreed by the member working group.

RESOLVED:

A. That the Committee recommended to Full Council the amended process for dealing with complaints against councillors set out in Appendix A (and shown in tracked change form in Appendix B);

B. Subject to the agreement of Full Council to the amended process, the committee agreed to appoint a Hearings Subcommittee at the next meeting of the committee.

5 CONSTITUTIONAL CHANGES (Agenda Item 5)

The Monitoring Officer introduced the report setting out a number of proposed changes to the constitution. Most of these had been agreed by the member working group however there were three matters upon which the Committee was being asked to make decisions as to what should be recommended to full Council.

- a) Timing of motions on the strategic theme currently have to be submitted at 9am on the day before the meeting. The proposal is that suggested that motions should be submitted three clear working days before. (2.5.3, Page 44). In order to support this, there was a suggestion that the strategic theme report should be circulated in advance of the agenda.
- b) Should strategic theme choices be made on a turn by turn basis or should the choice of theme be proportionate to the size of the group making the choice ?
- c) If councillor questions not on the strategic theme are , as is proposed, to be submitted seven clear working days before the meeting, should the answers also be circulated earlier than is currently the case?

The Chair thanked the members for their participation in the process.

RESOLVED:

A. That the Committee recommended to Full Council that it adopt the following amended parts of the Constitution attached as appendices A-H to this report*:

- (i) Part 1 – Summary and explanation
- (ii) Part 2 – Articles
- (iii) Part 3A – Responsibility for Local Choice Functions
- (iv) Part 3B – Responsibility for Non-Executive Council Functions
- (v) Part 4A- Council Procedure Rules
- (vi) Part 4B -Access to Information Procedure Rules
- (vii) Part 4C – Budget and Policy Framework Procedure Rules
- (viii) Part 4E – Overview and Scrutiny Procedure Rules

*Tracked changes versions of the appendices are available from Democracy Services on request. A table setting out the substantive proposed changes is attached as appendix I

B. That the Committee recommended to Full Council that it adopts the Scheme of Delegation to Officers attached as appendix J to this report insofar as it relates to non-executive functions and to agree it will form Part 3E and replace existing parts 3E, 3F and 7B of the constitution;

C. That the Committee noted that the Cabinet has been recommended to adopt amended versions of

Part 3c (Responsibility for Executive Functions), Part 4D (Cabinet Procedure Rules) and the Scheme of Delegation to Officers insofar as it relates to executive functions which if agreed, will also be submitted to Full Council for the sake of completeness; and

D. That the Committee authorised the Monitoring Officer to make such consequential and minor drafting amendments as she considers reasonably necessary including, without limitation,

to renumber the parts of the constitution as appropriate.

6 REVISIONS TO THE CONTRACTS STANDING ORDERS (Agenda Item 6)

The Head of Commercial Services presented the proposed revisions to be made to the Councils Contracts Standing Orders. Changes made were in response to the UK leaving the EU and the effect this would have on the Public Contracts Regulations and as part of the regular reviews undertaken to the CSOs.

Whilst there were no fundamental changes, the key changes were clearer signposting, removing references to the European Union, strengthening the reference to social value, adding due consideration to be required to the climate emergency, amending how many officers were needed to evaluate bids to ensure greater fairness and transparency and making it clearer how contracts could be extended.

In response to member questions, the Head of Commercial Services advised that regular benchmarking took place against other London Boroughs and the national procurement strategy.

RESOLVED:

A. That Members noted, approved and recommended to full Council, the proposed revisions made to the Councils Contract Standing Orders. Changes made are in

response to the implementation of the impact the UK leaving the EU will have on the Public Contracts Regulations [The Public Procurement (Amendment etc.) (EU Exit) Regulations 2020] (PPR 2020), greater reinforcement with regards to the Social Value Act 2012, reference to the Council's commitment to the Climate Emergency; and to try to provide clarity in order to drive greater compliance overall with procurement governance and best practice.

B. That Members approved and recommended to full Council that the appendices to the CSOs may be updated by the Head of Commercial Services, with approval by Procurement Board, without the need to seek approval from SGPC and full Council. These are supplementary documents, templates and guidance notes that compliment but do not impact on the content of the main CSOs.