

**Appendix 1 – Overview & Scrutiny Committee Changes**

The following changes shall be made

The Overview & Scrutiny Management Board and the other existing Overview & Scrutiny Panels will be abolished and replaced by a single Overview & Scrutiny Committee.

**Article 7 ('Overview and Scrutiny Committees')**

Delete the existing paragraph 7.1 and insert a new paragraph 7.1 as follows:

**'7.1 Terms of reference.**

The Council will appoint the Overview and Scrutiny Committee (which is a body to which political balance must apply unless the Council has disapplied the political balance rules) to discharge the functions conferred by Section 21 of the Local Government Act 2000 as amended, regulations under Section 32 of the Local Government Act 2000 and all other enabling powers. The functions and responsibilities will be as set out in Part 3 of this Constitution (Responsibility for functions) – Part 3C 'Overview and Scrutiny Committee'.'

Where reference appears to 'Overview and Scrutiny Committees', such references will be replaced by 'the Overview and Scrutiny Committee'.

**Part 3C 'Overview and Scrutiny Committees'**

Change to Part 3C 'The Overview and Scrutiny Committee'.

Delete paragraph 1 and replace with a new paragraph 1 as follows:-

**'1 Membership**

The Overview & Scrutiny Committee shall consist of any non-Executive Member.'

Where reference appears to 'Overview and Scrutiny Committees', such references will be replaced by 'the Overview and Scrutiny Committee'.

Delete paragraph 3 (Areas of responsibility' and replace with a new paragraph 3 as follows:-

**3. Areas of Responsibility**

<i>Name of Overview and Scrutiny Committee</i>	<b>No.</b>	<b>Function/Scope</b>
<b>Overview and Scrutiny Committee</b>		

	1	To appoint a Chairman and Vice-Chairman of the Committee annually or when a casual vacancy occurs.
	2	To consider and review the Executive Forward Plan.
	3	To assess whether emerging items in the Executive Forward Plan should be scrutinised by the Overview and Scrutiny Committee.
	4	To determine priorities for the work of the Overview and Scrutiny Committee and from time to time to change the terms of reference of any 'task and finish group' set up by the Overview and Scrutiny Committee.
	5	To propose an annual overview scrutiny work programme based on proposals to ensure that there is efficient use of the Committee's time, and that the potential for duplication of effort is minimised.
	6	To ensure that the Overview and Scrutiny Committee works to a guideline of up to five reviews per year and that the balance of reviews overall is manageable within the resources of the Council and potential call on external organisations and agencies.
	7	To receive requests from the Executive and/or the full Council for reports from Overview and Scrutiny Committee and to allocate them if appropriate to one or more task and finish groups
	8	To put in place and maintain a system to ensure that referrals from Overview and Scrutiny to the Executive either by way of report or for reconsideration are managed efficiently and do not exceed the limits set out in this Constitution.
	9	At the request of the Executive, to make decisions about the priority of referrals made if the volume of such reports creates difficulty for the management of the Executive business or jeopardises the efficient running of Council business.

	10	To scrutinise and advise on the services, activities and performance of the Authority
	11	To summon the appropriate Members of the Executive and Council Officers to attend and answer questions on either specific decisions or the implementation of Council policy generally.
	12	To accept or refer back (with or without proposed amendments) decisions of the Executive within the area of competence of the Committee. [“Reference Back” may take two forms. First, the decision may be referred back to the Executive. Second, the decision may be endorsed but a report or an investigation called for on any issue arising from the matter under consideration. It is the responsibility of the Committee to make it clear which of these decisions has been made on any particular matter].
	13	To consider and make recommendations to the Executive upon Best Value Service Reviews.
	14	To monitor performance generally and make recommendations to Executive.
	15	To scrutinise the Service Plans of the constituent Service Teams including the initial budget bid and recommend approval or amendments to the Executive.
	16	To consult all key stakeholders, including the local community organisations in connection with matters of policy review and development.

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