

**Central Durham Crematorium
Joint Committee**

29 June 2023

**Changes to Constitution/Terms of
Reference**



Report of the Clerk to the Joint Committee

Electoral division(s) affected:

Countywide

Purpose of the Report

1. This report provides details of a review of the Central Durham Crematorium Joint Committee's Constitution, which in accordance with the Annual Governance Statement requirements is reviewed on an annual basis at the Joint Committee's Annual General Meeting.

Executive Summary

2. The Central Durham Crematorium Joint Committee has its own terms of reference and Constitution. These were last presented to and approved by members on 26th June 2019 and confirmed in an Agreement under Seal dated 4th July 2019.
3. Members gave a commitment to review the Constitution on an annual basis, as part of the approval process for the Annual Governance Statement.

Recommendation(s)

4. It is recommended that:-
 - (i) The Committee note the outcome of the review of the Constitution of the Central Durham Crematorium Joint Committee in accordance with the requirements of the Annual Governance Statement; and reapprove the Constitution as set out in Appendix 2.

Background Information

5. The Constitution has been reviewed by the Clerk to the Central Durham Crematorium Joint Committee.
6. Members will recall that the Constitution, as adopted in 2013 and updated in 2019, retained the constituent authority legal titles, expenditure and subsequent surplus distribution arrangements to Durham County Council/Spennymoor Town Council on an 80/20 basis: and policies concerning the transfers to reserves of retained surpluses.
7. The constituent authority membership appointments and asset ownership remain as per the original constitution of 3 May 1983.
8. The Central Durham Crematorium Joint Committee will continue to operate within the procedure rules and financial regulations of the lead partner authority, Durham County Council, who will continue to be responsible for the management of the facility and for supporting the Joint Committee.

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Appendix 1: Implications

Legal Implications

The Joint Crematorium Committee of Durham and Mountsett were set up further to section 102 (1)(b) of the Local Government Act 1972. Section 8.02(a) of Durham County Council Constitution, allows the Council to establish joint arrangements which may involve the appointment of a joint committee with other local authorities

Finance

There are no financial implications associated with this report

Consultation

There is no requirement for Consultation

Equality and Diversity / Public Sector Equality Duty

There are no Equality and Diversity implications associated with this report.

Human Rights

There are no Human Rights implications associated with this report.

Crime and Disorder

There are no Crime and Disorder implications associated with this report.

Staffing

As identified in the report.

Accommodation

There are no accommodation implications associated with this report.

Risk

None specific within the report.

Procurement

There are no procurement issues associated with this report.

Appendix 2 Durham Crematorium Constitution dated 4th July 2019