

Meeting:	THE COUNCIL
Date:	21, June, 2012.
Subject:	Amendments to the Constitution.
Author.	Dilys Phillips, Monitoring Officer.

1. At its meeting on the 17th May, 2012 the Council adopted a new Constitution.
2. The Constitution established a Language Committee with 15 Council members on a political balance basis but it did not contain terms of reference for the Committee.
3. Following discussions with relevant members and officers, terms of reference can now be recommended for the committee and these can be seen in Appendix '1'.
4. Under the regulations dealing with employing officers, appointments to the post of departmental head or directors are made by committee, appointment of a Chief Executive is made by full Council and all other appointments are made by officers. As the post of Head of Housing and Social Services will become vacant in the coming weeks, the Council is requested to establish a Chief Officers Appointments Committee, consisting of 15 Council members on the basis of political balance with the terms of reference recommended in Appendix '2'.
5. Due to the urgency to appoint to the post in question, the Council is requested to delegate to the Committee, the right to consider all the options to fill the post including, for example, restructuring, and to come to a decision on the most appropriate method and then to act upon it.
6. **RECOMMENDATION.**

The Council is asked to :-

- a) adopt the terms of reference in Appendix '1' for the Language Committee;
- b) establish a Chief Officers Appointments Committee with the terms of reference in Appendix '2' and which includes 15 members of the Council on the basis of political balance;
- c) authorise the Monitoring Officer to make the necessary amendments to the Constitution to give effect to the decisions;
- ch) delegate to the Chief Officers Appointments Committee for the post of Head of Housing and Social Services, the power to consider, come to a decision and act on the most appropriate way to fill the post.

LANGUAGE COMMITTEE

- Details of the composition of this committee can be found in Article 8, Part 2 of the Constitution.
- The table below lists the specific functions that have been delegated to the committee. The third column notes whether or not the function has been delegated onwards to a principal officer. Further details on the rights of the principal officer, including any restriction on the right to act are to be found in the Scheme of Delegation to Officers in Part 3 of the Constitution.

Function	Provision of Act or Statutory Instrument	Delegation (<i>subject to any restrictions in the Scheme for Delegation to Officers</i>)
Overseeing the implementation of Gwynedd Council's Welsh Language Scheme		
To set strategic direction and compliance in response to the Language Standards set by the Welsh Language Commissioner, paying attention to the Council's work and any partnership work or joint working.		
Receiving information on matters relating to the Welsh Language as required.		

CHIEF OFFICER APPOINTMENT COMMITTEE

- Details of the composition of this committee can be found in Article 8, Part 2 of the Constitution.
- The table below lists the specific functions that have been delegated to the committee. The third column notes whether or not the function has been delegated onwards to a principal officer. Further details on the rights of the principal officer, including any restriction on the right to act are to be found in the Scheme of Delegation to Officers in Part 3 of the Constitution.

Function	Provision of Act or Statutory Instrument	Delegation (<i>subject to any restrictions in the Scheme for Delegation to Officers</i>)
1. To give preliminary interviews to candidates for the post of Chief Executive and present recommendations to the Council;		
2. To appoint Strategic Directors		
3. To appoint Heads of Service		
4. To draw up shortlists for the purposes of 1 to 3 above		
To decide on disciplinary action against members of staff in the posts listed in 1 to 3 above.		