

ANNUAL MEETING OF THE COUNCIL

24TH MAY 2023

ANNUAL REVIEW OF THE COUNCIL'S CONSTITUTION

To update the Constitution to reflect amendments by the Constitutional Review Working Group and the requirement to annually review the Councillors' and Co-opted Members' Salaries and Allowance Scheme.

Recommendations/key decisions required:-

1. In accordance with the determinations made by the Independent Remuneration Panel for Wales, to adopt the Councillors' and Co-opted Members' Salaries and Allowances Scheme for 2023-2024, as detailed within Part 6.1 of the Constitution.
2. To adopt the change to Article 6 of the Constitution in terms of the Scrutiny of the Deputy Leader role.
3. To adopt the Council Constitution for 2023-2024 subject to the changes to the Constitution arising from decisions made in recommendations 1 and 2 above.
4. That the Monitoring Officer be authorised to make any minor amendments, correct typographical or drafting errors and ensure all cross-references within the Constitution are correct and that these be reported to the Constitutional Review Working Group as and when necessary.

Reasons:

Under Article 14 of the Constitution the Monitoring Officer has a duty to monitor and review the operation of the Constitution to ensure that the aims and principles contained therein are given full effect and to formulate recommendations for changes. Changes to the Constitution will only be approved by the full Council.

Cabinet Decision Required NO

Council Decision Required YES

Cabinet Member :- Leader of the Council/Deputy Leader of the Council

Directorate Chief Executive's	Designations:	Tel Nos.01267 224010
Name of Head of Service:	Head of Administration & Law	LRJones@carmarthenshire.gov.uk
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Gaynor Morgan		

COUNTY COUNCIL ANNUAL MEETING 24TH MAY 2023

COUNCIL CONSTITUTION

Council is required to review its Constitution on an annual basis and has established the Constitutional Review Working Group (CRWG) to present recommendations for constitutional change.

There have been no legislative changes which require changes to be made to the Council's Constitution however, the Council will need to confirm the constitution as it currently stands and amend Part 6.1 of the Constitution to reflect the Independent Remuneration Panel for Wales (IRPW) prescribed amounts to be paid to Councillors for 2023-24 and adopt

Constitutionally, responsibility for adopting a Scheme of Members' Allowances rests with the Council but the Independent Remuneration Panel for Wales (IRPW) determines the amounts to be paid with a view to providing a consistent national framework for councillor remuneration. The report contains the IRPW determinations for 2023/24 which are payable from 1st April 2023.

Councillors appointed to new posts Senior/Civic Salaries at the Annual meeting will be paid any revised salary from the start of the municipal year (24th May 2023). It should be noted that the IRPW determines the rate of pay and authorities cannot vary the amounts payable or delay implementation of the panel's determinations.

CRWG also recommends that the Deputy Leader role be moved to the Corporate Performance and Resources Scrutiny Committee as it does not sit naturally within the Communities, Homes and Regeneration responsibilities.

Other than the issues raised, no other amendments are being put forward.

A copy of the full constitution can be viewed on the Authority's website or via this [link:-](#)

DETAILED REPORT ATTACHED ?

Appendix A - Part 6.1 Councillors' & co-opted member's scheme of allowances (excluding Appendix A Member Job profiles)

Appendix B - Part 2 Article 6 – Scrutiny Committees.

IMPLICATIONS

I confirm that other than those implications which have been agreed with the appropriate Directors / Heads of Service and are referred to in detail below, there are no other implications associated with this report :

Signed: **Linda Rees Jones** **Head of Administration & Law**

Policy, Crime & Disorder and Equalities	Legal	Finance	ICT	Risk Management Issues	Staffing Implications	Physical Assets
YES	YES	NONE	NONE	NONE	NONE	NONE

1. Policy, Crime & Disorder and Equalities

Adoption and any amendment to the Constitution is a matter for Full Council

2. Legal

The Council is required to comply with the Local Government Act 2000 and in the drafting and subsequent operation of the Constitution.

CONSULTATIONS

I confirm that the appropriate consultations have taken in place and the outcomes are as detailed below

Signed Linda Rees Jones Head of Administration & Law

1. Scrutiny Committee request for pre-determination	N/A
If yes include the following information: -	
Scrutiny Committee	
Date the report was considered:-	
Scrutiny Committee Outcome/Recommendations:-	
2. Local Member(s)	
N/A	
3. Community / Town Council	
N/A	
4. Relevant Partners	
N/A	
5. Staff Side Representatives and other Organisations	
N/A	

Section 100D Local Government Act, 1972 – Access to Information

List of Background Papers used in the preparation of this report:

Title of Document	File Ref No.	Locations that the papers are available for public inspection
Carmarthenshire Council Constitution		http://www.carmarthenshire.gov.wales/home/council-democracy/the-council/councils-constitution/
Local Government Act 2000		http://www.legislation.gov.uk/ukpga/2000/22/pdfs/ukpga_20000022_en.pdf
Independent Remuneration Panel for Wales Annual Report		https://www.gov.wales/independent-remuneration-panel-wales-annual-report-2023-2024

