THE LOCAL AUTHORITIES (STANDING ORDERS) (WALES) (AMENDMENT) REGULATIONS 2014

The Local Authorities (Standing Orders) (Wales) (Amendment) Regulations 2014 were made by the Welsh Ministers on 9 June 2014 and came into force on 1 July 2014.

The Regulations amend the Local Authorities (Standing Orders) (Wales) Regulations 2006. A report on the introduction of the 2006 Regulations was submitted to the meeting of Council on 13 July 2006. As a consequence of those Regulations, the Officer Employment Procedure Rules were amended to incorporate the requirements of the Regulations in relation to:

- Standing Orders relating to Chief Officers;
- Standing Orders relating to staff
- Standing Orders in respect of disciplinary action.

The 2014 Regulations amend the 2006 Regulations and the Officer Employment Procedure Rules set out in the Constitution accordingly require amendment. The Explanatory Note to the new Regulations is attached at Appendix A. The required amendments to the Procedure Rules are those referred to in paragraphs 4.3.3 to 4.3.9 of the Explanatory Note.

The current Officer Employment Procedure Rules are attached at Appendix B. The required deletions and substitutions/additions (shown in highlighted text) are as set out in that document.

Regulation 13 of the 2014 Regulations, requires Local Authorities to revise their existing standing orders in so far as is necessary to conform with the amendments made by the Regulations, no later than 10 weeks after the Regulations came into force i.e. within 10 weeks following 1 July 2014.

As a consequence of these amendments, it is also necessary to make further amendments to the Constitution, as follows:-

1. Addition of a new function to Article 4.02 of Part 2 – “Determination of the level, and any change in the level, of the remuneration to be paid to a chief officer.”
2. Addition of a new function 49, to Section 3 of Part 3 (responsibility for Council functions) – “Determination of the level and any change in the level, of the remuneration to be paid to a chief officer.”

3. Amendment of the wording of Section B4 of Part 3 (Senior Staff Committee terms of reference) – Wording of Function 1, to be amended to, “To determine terms and conditions of service for officers covered by the Joint Negotiating Committees for Chief Executives and Chief Officers, other than determination of the level of and the making of any changes to the level of remuneration to be paid to a chief officer, as defined in the Local Authorities (Standing Orders) (Wales) Regulations 2006, as amended.”

RECOMMENDATION:

(1) That the Officer Employment Procedure Rules be amended in accordance with the document attached at Appendix B.

(2) That the Constitution be further amended as set out in the report.

Background Documents: Report to Council on 13 July 2006, 2006 and 2014 Regulations