

ADRODDIAD I CYFARFOD BLYNYDDOL Y CYNGOR

15FED MAI 2019

CYFANSODDIAD Y CYNGOR

Diweddarwr Cyfansoddiad i adlewyrchu newidiadau gan Weithgor Adolygu'r Cyfansoddiad a'r gofyniad i adolygu'r Cynllun Cyflogau a Lwfansau Cynghorwyr ac Aelodau Cyfetholedig

YR ARGYMHELLION/PENDERFYNIADAU ALLWEDDOL SYDD EU HANGEN:

1. Mabwysiadu Cynllun Cyflogau a Lwfansau Cynghorwyr ac Aelodau Cyfetholedig 2019/20 fel y nodir yn yr adroddiad.
2. Cymeradwyo unrhyw newidiadau aelodaeth i'r Cyfansoddiad sy'n deillio o benderfyniadau a wnaed yn gynharach yn y cyfarfod.
3. Newid Rhan 3.1 Tabl 2 Swyddogaethau Dewis Lleol – Swyddogaeth 23 – Swyddogaethau Trwyddedu, yn unol â'r Polisi Trwyddedu diwygiedig a gymeradwywyd gan y Cyngor ar 12 Rhagfyr 2018
4. Bod y Swyddog Monitro yn cael ei awdurdodi i wneud unrhyw fân newidiadau, cywiro gwallau teipio neu wallau draffio a sicrhau bod yr holl groesgyfeiriadau yn y Cyfansoddiad yn gywir ac y rhoddir gwybod am y rhain i Weithgor Adolygu'r Cyfansoddiad pan fydd angen.
5. Yn amodol ar yr argymhellion 1 – 4 uchod, bod y Cyfansoddiad yn cael ei fabwysiadu ar gyfer 2019/20/

Y RHESYMAU:

O dan Erthygl 14 o'r Cyfansoddiad mae'n ddyletswydd ar y Swyddog Monitro i fonitro ac adolygu gweithrediad y Cyfansoddiad i sicrhau bod y nodau a'r egwyddorion sydd yn ddo yn cael effaith lawn ac er mwyn llunio argymhellion ar gyfer newidiadau. Bydd newidiadau i'r Cyfansoddiad yn cael eu cymeradwyo gan y Cyngor llawn yn unig.

Ymgynghorwyd â'r Pwyllgor Craffu	NA
Angen i'r Bwrdd Gweithredol wneud penderfyniad	NAC OES
Angen i'r Cyngor wneud penderfyniad	OES
Yr Aelod o'r Bwrdd Gweithredol sy'n Gyfrifol am y Portffolio:- Arweinydd y Cyngor	

Y Gyfarwyddiaeth Enw Pennaeth y Gwasanaeth: Linda Rees-Jones Awdur yr Adroddiad: Gaynor Morgan	Y Prif Weithredwr Swyddi: Pennaeth Gweinyddiaeth a'r Gyfraith Pennaeth y Gwasanaethau Democratiaidd	Rhifau ffôn 01267 224012 LRJ 01267 224026 GM Cyfeiriadau e-bost: Lrjones@sirgar.gov.uk gmorgan@carmarthenshire.gov.uk
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COUNTY COUNCIL ANNUAL MEETING 15th MAY 2019

COUNCIL CONSTITUTION

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

There have been no legislative changes during 2018/19 which require changes to be made to the Council's Constitution however, the Council will need to amend Part 6.1 of the Constitution to reflect the IRPW prescribed amounts to be paid to Councillors for 2019/20 and to consider any recommendations made by the Constitutional Review Working Group.

Councillors' and Co-opted Members' Salaries and Allowances Scheme (Part 6.1)

Constitutionally, responsibility for adopting a Scheme of Members' Allowances rests with the Council but the Independent Remuneration Panel for Wales (IRPW) now prescribes the amounts to be paid with a view to providing a consistent national framework for councillor remuneration. Council considered the IRPW determinations for 2019/20 at its meeting on the 10th April 2019.

The IRPW has issued a mandatory pro-forma for all local authorities for 2019 therefore the format of the allowances scheme differs from previous years. The Authority has also removed the requirement for Democratic Services to annually check members' car insurance certificates and driving licences. Members will, as at present, be required to confirm both documents are valid and appropriate as part of their monthly claim forms.

Constitutional Review Working Group Recommendation – Licensing Functions.

The Constitutional Review Working Group at its meeting held on the 8th May 2019, considered a report on an amendment to Licensing functions in accordance with the revised Licensing Policy approved by Council on the 12th December 2018, and proposed amendments to Part 3.1 Table 2 Local Choice functions are included within this report.

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

DETAILED REPORT ATTACHED ?	Appendix 1 – Part 3.1 Table 2 Appendix 2 – Part 6.1 Councillors' & co-opted member's scheme of allowances (including Member Job profiles)
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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

N/A

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 Report – February 2019		https://gov.wales/sites/default/files/publications/2019-03/irp-annual-report-2019-2020_0.pdf