Classification **Open**	

Meeting:	Council
Meeting date:	11 November 2026
Title of report:	Constitution Update Report
Report by:	The Monitoring Officer
Decision Type:	**Council**
Ward(s) to which report relates	**All**

Executive Summary:

The Council's constitution was reviewed and updated during the municipal year 2020/21. Members agreed that the Constitution should be reviewed annually to ensure that the changes were fit for purpose, the last annual update report was presented at the 20 May 2026 Council meeting with a further update to the July 2026 council meeting. To ensure the constitution continues to operate as a living document Council is requested to adopt the following changes.

The report sets out the following updates and/or additions

1. Updated – Place Scheme of Delegations

Recommendation(s)

That: Members of the Council are asked to accept the proposed amendments to Bury Council's Constitution as set out in the report:

Key considerations

The Constitution sets out how the Council operates; how decisions are made and the procedures which are followed to ensure that these are efficient, transparent and accountable to local people. The Council has a legal duty to publish an up-to-date Constitution and review regularly.

The proposal

The proposed revisions are set out in the appendices to this report.

Other alternative options considered

None, the proposal is put forward to Members to ensure the constitution is updated.

Community impact/links with Community Strategy

An up-to-date Constitution will ensure decision are taken lawfully and in an open and transparent manner.

Equality Impact and considerations:

Under section 149 of the Equality Act 2010, the 'general duty' on public authorities is set out as follows:

> *A public authority must, in the exercise of its functions, have due regard to the need to -*
>
> (a) *eliminate discrimination, harassment, victimisation and any other conduct that is prohibited by or under this Act;*
>
> (b) *advance equality of opportunity between persons who share a relevant protected characteristic and persons who do not share it;*
>
> (c) *foster good relations between persons who share a relevant protected characteristic and persons who do not share it.*

The public sector equality duty (specific duty) requires us to consider how we can positively contribute to the advancement of equality and good relations, and demonstrate that we are paying 'due regard' in our decision making in the design of policies and in the delivery of services.

Legal Implications:

Section 9P of the Local Government Act 2000 as amended sets out the duty of the Council to prepare and keep up to date its constitution as follows:

(1) A local authority must prepare and keep up to date a document (referred to in this section as its constitution) which contains a copy of the authority's standing orders for the time being, a copy of the authority's code of conduct (if any) for the time being under section 28 of the Localism Act 2011, such information as the Secretary of State may direct, and such other information (if any) as the authority considers appropriate.

A local authority must ensure that copies of their constitution are available at their principal office for inspection by members of the public at all reasonable hours.

A local authority must supply a copy of their constitution to any person who requests a copy and who pays to the authority such reasonable fee as the authority may determine. The Bury constitution is made available on our public website. It is for the Monitoring Officer to monitor and review the operation of the constitution on an ongoing basis and where necessary bring forward amendments to Council.

Financial Implications:

There are no financial implications arising from this report

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Background papers:

1. Place Scheme of Delegation (Appendix A)