

## Part 2

# Articles of the Constitution



South Hams  
District Council

## Article 16: Suspension, Interpretation and Publication of the Constitution

### 16.1 Suspension of the Constitution

(a) **Limit to suspension.** The Articles of this Constitution may not be suspended. The Rules ~~in Part 4 specified below~~ may be suspended by the full Council and the Executive to the extent permitted within those Rules and the law.

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~~(b) **Procedure to suspend.** A motion to suspend any Rules may not be moved without notice unless at least one half of the whole number of Members of the Council or the Executive is present for meetings of the Council and Executive respectively. The extent and duration of suspension will be proportionate to the result to be achieved, taking account of the purposes of the Constitution set out in Article 1.~~

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~~(c) **Rules capable of suspension.** The Rules capable of suspension are:~~

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~~(i) Council Procedure Rules as defined by Rule 22~~

~~(ii) Contract Procedure Rules as defined by Rule 2.3~~

## 16.2 Interpretation

### (a) Council Meetings

The ruling of the Chairman of the Council as to the construction or application of this Constitution or as to any proceedings of the Council shall not be challenged at any meeting of the Council. In making any ruling the Chairman will be guided by the principles and purposes of this Constitution set out in Article 1.

### (b) Meetings of the Executive, Committees or other bodies of the Council

The ruling of the Chairman of the Executive, Committee or other body as to the construction or application of this Constitution shall not be challenged at any meeting of the Executive, Committees or other bodies of the Council. In making any ruling the Chairman will be guided by the principles and purposes of this Constitution set out in Article 1.

## 16.3 Publication

(a) The Monitoring Officer will ensure that an electronic or a printed copy of this Constitution is given to each Member of the Council upon delivery to him or her of that individual's declaration of acceptance of office when the Member is first elected to the Council. Updates to the Constitution will be made available in electronic format

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(b) The Monitoring Officer will ensure that copies are available for inspection at Council offices and on its website. A paper copy, libraries and other appropriate locations (eg the Council's website), and can be purchased by members of the local press and the public on payment of a reasonable fee.

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(c) The Monitoring Officer will ensure that the summary of the Constitution is made widely available within the District, in print and on the Council's website and is updated as necessary.