

Chapter 12

Part 1 – Partnership Arrangements

1. Article 10 – Area Committees and Forums

1.1 The Council has decided not to appoint any Area Committees or Forums.

2. Article 11 – Joint Arrangements

Arrangements to promote well being

2.1 The Council or the Cabinet, in order to promote the economic, social and environmental well-being of its area, may:

- (a) enter into arrangements or agreements with any person or body
- (b) co-operate with, or facilitate or co-ordinate the activities of, any person or body;
or
- (c) exercise on behalf of that person or body any functions of that person or body

Joint arrangements

2.2 The Council may establish joint arrangements with one or more local authority and/or their Executives to exercise functions which are not Executive functions in any of the participating authorities, or to advise the Council. Such arrangements may involve the appointment of a Joint Committee or Board with these other local authorities. The Council may, where the legislation allows, also establish other joint arrangements with, for example, health service organisations. These other arrangements are called "Boards" in this Constitution.

2.3 The Cabinet may establish joint arrangements with one or more local authorities or other organisations to exercise functions which are Executive functions or to advise the Cabinet. Such arrangements may involve the appointment of joint Committees or Boards with these other local authorities or bodies. The Cabinet may, where the legislation allows, also establish other joint arrangements with, for example, health service organisations.

2.4 Except as set out in paragraphs 2.5 and 2.6 below, the Cabinet may only appoint Cabinet Members to a Joint Committee or Board under paragraph 2.3 above and those Members need not reflect the political composition of the local authority as a whole.

2.5 The Cabinet may appoint Members to a Joint Committee from outside the Executive / Cabinet if the Joint Committee has functions for only part of the area of the authority, and that area is smaller than two-fifths of the authority by area or population. In such cases, the Cabinet may appoint to the Joint Committee any Councillor who is a Member of a ward which is wholly or partly contained within the area.

2.6 The Cabinet may appoint non-executive Members to Joint Boards established under the NHS Bodies and Local Authorities Partnership Arrangements (Amendments) Regulations 2009.

- 2.7 Where both executive and non-Executive Functions are delegated to a Joint Committee or Board, appointments to the joint Committee or Board will be made by the Council.
- 2.8 Details of any joint arrangements including any delegations to Joint Committees or Boards shall be set out in this Constitution, if made.

Access to information

- 2.9 If all the Members of a Joint Committee or Board are Members of the Cabinet/Executive in each of the participating authorities then the Access to Information Rules relating to the Cabinet / Executive will apply.
- 2.10 If the Joint Committee or Board contains Members who are not on the Cabinet/ Executive of any participating authority then the Access to Information Rules and Part VA of the Local Government Act 1972 will apply.

Delegation to and from other local authorities

- 2.11 The Council may delegate non-Executive functions to another local authority or, in certain circumstances, the Executive of another local authority.
- 2.12 The Cabinet may delegate Executive functions to another local authority or, in certain circumstances, the Executive of another local authority.
- 2.13 The decision whether or not to accept such a delegation from another local authority shall be reserved to the Council.

Delegation to and from other organisations

- 2.14 The Council may delegate non-Executive Functions to other organisations or Boards, where legislation allows.
- 2.15 The Cabinet may delegate Executive Functions to other organisations or Boards where legislation allows.
- 2.16 The decision whether or not to accept such a delegation from another organisation or Board shall be reserved to the Council.