

CANNOCK CHASE COUNCIL
EXTRA ORDINARY COUNCIL
8 DECEMBER, 2010
REPORT OF MONITORING OFFICER
CHANGES TO EXECUTIVE ARRANGEMENTS
KEY DECISION – (NO)

1. Purpose of Report

- 1.1 To formally adopt the new “Strong Leader” and Cabinet model of executive arrangements following the public notification of the change in the local press as required under Section 64 of the Local Government and Public Involvement in Health Act, 2007.

2. Recommendation(s)

<p>It is recommended that Council should:</p> <p>2.1 Note the publication of the Proposals, as set out in the Appendix 1.</p> <p>2.2 Approve the Proposals to strengthen the existing role of Leader of the Council, and</p> <p>2.3 Resolve to amend parts of the constitution from the current form to the form contained in Appendix 2; namely</p> <ul style="list-style-type: none">• Part 2 Section 8• Part 3 Sections 19, 21, 22 and 23. <p>The amendments to take effect on the 3rd day after the Council Elections in May, 2011.</p>

3. Summary (inc. brief overview of relevant background history)

- 3.1 A report was taken to the Council on 3 November, 2010 with a summary of the legal obligations on the Council to change from the current Leader and Cabinet model of executive arrangements to either an elected Mayor and Cabinet or a “Strong” Leader and Cabinet model. That report summarised the public consultation exercise undertaken and the responses to it, the law, the processes required to effect the changes and the implications of the options open to the Council.
- 3.2 Following the Council’s decision to adopt the “Strong” Leader and Cabinet model, the Proposals were published in a local paper and copies were made available at the Council Offices reception for the Public to inspect. The documents made available for inspection were:
- The report to Council of 3rd November

- The Proposals (Appendix 1)
- The revised Constitution PART 2 Section 8 – The Executive: The Leader and Cabinet and PART 3 Sections 21 and 23
- Summary of consultation responses as attached to the last report
- Copy of Local Authorities (Functions and Responsibilities) (England) Regulations 2000/2853
- Original Consultation Press release
- Copy of Rt. Hon. Grant Shapps' MP letter to Leaders

A copy of the pack of documents will be available for inspection at the meeting.

- 3.3 Public response to the publication was.....
- 3.4 The report to the meeting of 3 November detailed the legal process and implications. It is not therefore necessary to repeat these in this report.
- 3.5 The decision at this Special Council meeting is the last stage of the process to change the executive arrangements of Cannock Chase District Council. The last and proposed date upon which the changes take effect is the 3rd day after the next Council elections in May, 2011.
- 3.6 The main difference between the new and current executive arrangements is that the “Strong” Leader has all the executive powers and can delegate these to Cabinet or any Cabinet member. All executive functions pass through the Leader to the Cabinet and Portfolio Holders.
- 3.7 Also the Leader must, as opposed to “may”, appoint a Deputy Leader who can exercise all the portfolio and statutory functions.
- 3.8 The Constitution needs to be amended to take account of these changes. Appendix 2 contains the necessary changes to the Constitution. The proposed changes also simplify the original sections by combining them in one. The details of the delegations to Cabinet and to Portfolios should be added in the appropriate place in the new Section 21 as soon as possible after they are announced or changed. Members will have replacement and additional pages of the Constitution issued to them as changes are published.
- 3.9 Nothing in this report or the process take into account any future possible changes in the law of Administration. To date the anticipated “Localism” Bill has not been published.

4. Key issues and Implications

- 4.1 There are no legal implications relevant to this stage of the process, other than the fact that the law as it now stands operates to impose the new Leader and Cabinet model on any Local Authorities which fail to complete the process to the change.
- 4.2 There are no further cost implications.

5. Conclusions and Reason(s) for the Recommendation(s)

- 5.1 This is the last stage in a process which the Local Government and Public Involvement in Health Act, 2007 imposed on Local Authorities. The Council has decided to change to the new model closest to the current model and involving the least change to current practise.

6. Report Author Detail

Deborah Hudson Solicitor.

SCHEDULE OF ADDITIONAL INFORMATION

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Section 1

Contribution to Council Priorities (i.e. CHASE, Corporate Plan)

There is no direct contribution to the Corporate Priorities.

Section 2

Contribution to Promoting Community Engagement

Limited community engagement took place through the associated consultation process and advertisement of the Proposals. There is no direct contribution to promoting community engagement as a direct result of this report.

Section 3

Financial Implications

There are no direct Financial Implications as a result of this report.

Section 4

Legal Implications

The authority has a duty to move to a new model of executive arrangements. The current Leader and Cabinet Executive model is no longer available as an option. The Council must adopt a new model by 31 December, 2010. The new model will come into effect three days after the next election in May, 2011.

Section 5

Human Resource Implications

There are no identifiable Human Resource implications arising from this report at this time.

Section 6

Section 17 (Crime Prevention)

There are no Section 17 implications.

Section 7

Human Rights Act Implications

There are no Human Rights implications arising from this report.

Section 8

Data Protection Act Implications

There are no Data Protection Implications.

Section 9

Risk Management Implications

As outlined in the Legal Implications, above, the authority has a duty to move to a new model of executive arrangements. The current Leader and Cabinet Executive model is no longer available as an option. The Council must adopt a new model by 31 December, 2010. The new model will come into effect three days after the next election.

The decision at this Special Council meeting is the last stage of the process to change the executive arrangements of Cannock Chase District Council. The last and proposed date upon which the changes take effect is the 3rd day after the next Council elections in May, 2011.

Section 10

Equality and Diversity Implications

There are no Equality and Diversity Implications.

Section 11

List of Background Papers

Section 12

Report History

Council Meeting	Date
Council	3 November, 2010

Annexes to Report

Annex 1. The Proposals

Annex 2. The Proposed amendments to the Constitution

Cannock Chase District Council

Proposals to make a change in governance arrangements

Under the Local Government and Public Involvement in Health Act 2007, the Council is required to change its current system of executive governance. The Council is unable to retain its current system of a Leader elected by members of the Council with a Cabinet holding executive powers.

Following public consultation the decision of the Council is that its preferred model is the “new style” Strong Leader and Cabinet executive arrangements as described in the Proposals below.

In drawing up these Proposals, the Council has considered the extent to which the proposals, if implemented, would be likely to assist in securing continuous improvement in the way in which the Council’s functions are exercised, having regard to a combination of economy, efficiency and effectiveness. Council is of the opinion that the “new style” Leader and Cabinet executive will provide the best value to the people of Cannock Chase.

The proposals are subject to a resolution of the full Council to be made at a special meeting of the Council on 8th December 2010.

The main features of the Proposals are as follows:

- Under the new arrangements, the Leader will be elected by the Council at its Annual Meeting after the local government elections in 2011 and will hold office for a four year term or until the first Council meeting after they stand for re-election as a councillor, whichever is the sooner.
- The Leader must appoint the Deputy Leader and may, if he or she thinks fit, remove the Deputy Leader from office. Unless the Deputy Leader is removed by the Leader, resigns or ceases to be a Councillor the Deputy holds this office for the same term as the Leader
- The Leader will be responsible for appointing the other members of the Cabinet, subject to the statutory maximum of ten, including the Leader.
- The Leader may remove members from the Cabinet and change the portfolios.
- Once the new executive arrangements come into effect the executive functions currently vested in Cabinet will transfer to the Leader and he will determine which of these to delegate to the Cabinet or to an individual member of the Cabinet, and for determining their portfolios.
- The Council may, by resolution, remove the Leader during his or her term of office.
- Existing arrangements regarding the Council’s Overview and Scrutiny Committees and other committees will continue under the new arrangements.

If approved on 8th December these proposals will come into effect on the third day after the Council elections in 2011, i.e. 8th May 2011. The existing form of Leader and Cabinet Executive arrangements will continue in operation until the 7th May 2011.

**The Proposals are available for inspection by members of the public between the hours of 9.00 am and 5.00 pm Monday to Friday
at the Offices of Cannock Chase District Council,
Civic Centre, PO Box 28, Beecroft Road, Cannock, WS11 1BG**

~~Section 23~~

~~Allocation of the Portfolio~~

~~Responsibilities to Respective~~

~~Cabinet Members~~

COLLECTIVE RESPONSIBILITY OF CABINET

~~Cabinet will exercise collective responsibility in exercising its functions including the following:-~~

- ~~• The consideration of proposals involving any growth or service development and the making of recommendations to Council for approval if those proposals are contrary to the Policy Framework or not in accordance with the Budget.~~
- ~~• The consideration and submission of proposals to Council for approval in respect of the allocation of resources including consideration of the Council's Budget and the Council Tax to be set.~~
- ~~• The consideration and submission of policies to Council for approval in respect of plans and strategies identified in Article 4 of Part 2 of the Constitution as forming part of the Council's Policy Framework including those relating to the Local Area Agreement.~~
- ~~• The consideration and determination of plans and strategies which do not form part of the Council's Policy Framework.~~
- ~~• The appointment of representatives to other bodies and attendance at annual conferences where these relate to executive functions.~~
- ~~• The consideration of the implications of new or proposed legislation.~~
- ~~• The implementation of the Policy Framework and the Budget as approved by Council.~~
- ~~• Overall responsibility for good governance and value for money.~~

- ~~The implementation of Council functions except those which are specifically stated not to be the responsibility of the Cabinet.~~

THE LEADER OF THE COUNCIL

~~The Leader is responsible for speaking at Council, Cabinet, Committees and other meetings on any matter which falls within the Collective Responsibility of Cabinet as detailed above and in particular:~~

- ~~Member related matters including chairmanship of the Cabinet, Civic Regalia, hospitality accounts, the Official Car, Members allowances and functions relating to the conduct of Committee meetings.~~
- ~~Development of the Council's budget strategy.~~
- ~~All statutory and non-statutory Plans and policy documents prepared by the Council (insofar as they are not the responsibility of any other Committee, Member or Officer of the Council) including (but not limited to) the Corporate and Performance Plan, the Sustainable Community Strategy, Asset Management Plan, Local Area Agreements and the E Government Strategy.~~
- ~~Developing partnerships.~~
- ~~General grants, bequests and donations by the Council.~~

~~The Leader also retains discretion to speak on any matter which falls within the remit of a specific Portfolio Leader; although he may delegate the responsibility for speaking on such matters to the Portfolio Leaders in the manner described below.~~

THE DEPUTY LEADER AND PORTFOLIO LEADER FOR ENVIRONMENT

~~The Deputy Leader will support the Leader of the Council and will be responsible for speaking at Council, Cabinet, Committee and other meetings on the following:~~

- ~~Community safety arrangements (insofar as they are not the responsibility of the Chief Executive) including crime prevention and crime reduction programmes, Street Wardens, the Crime and Disorder Reduction Partnership.~~
- ~~Safer and Stronger Communities Block of the Local Area Agreement (LAA) for Staffordshire~~
- ~~Sustainable Development Block of the Local Area Agreement (LAA) for Staffordshire~~

- ~~Issues relating to itinerants.~~
- ~~Town and country planning and transportation services and facilities including planning policy development at regional, county and local plan levels, public car and lorry parks, street lighting including Christmas lighting, public transportation policies including hackney carriages and private hire vehicles, public rights of way and travel concessions.~~
- ~~Management of the Area of Outstanding Natural Beauty (AONB) Landscape and countryside management services including wildlife issues, tree preservation and the Ranger service. Except where it involves determining any application, taking direct regulation or enforcement action.~~
- ~~Land drainage and watercourses, engineering services and public clocks.~~
- ~~Environmental Protection Services including public nuisances, stray dog services, pest control and contaminated land. Except where it involves determining any application, taking direct regulation or enforcement action.~~
- ~~Refuse collection, waste management and recycling.~~
- ~~Street cleansing, graffiti, abandoned vehicles and fly-tipping. Except where it involves determining any application, taking direct regulation or enforcement action.~~
- ~~Parks, allotments and open spaces.~~
- ~~Licensing Services in accordance with the policies determined for service portfolios for various activities including taxis, public entertainment, street collections, liquor licensing etc. Except where it involves determining any application, taking direct regulation or enforcement action.~~
- ~~Street trading.~~

~~THE PORTFOLIO LEADER FOR CORPORATE IMPROVEMENT~~

~~The Portfolio Leader will be responsible for speaking at Council, Cabinet, Committee and other meetings on the following:-~~

- ~~Financial, human and other resources to assist the Council in delivering its policies and objectives including conditions of service for employees, corporate finance and financial management services, management of the Council's land and property holdings (excluding Housing Revenue Account property), human resources (including payroll, training and health & safety), audit, insurance, risk management,~~

~~civil contingencies, procurement, local taxation, legal and local land charges services.~~

- ~~• Corporate publicity and consultation, policy planning and review, bidding, Ombudsman and MP Liaison.~~
- ~~• Equality and Diversity.~~
- ~~• Community engagement and consultation.~~
- ~~• All statutory and non-statutory plans and policy documents prepared by the Council relating to the above mentioned services and facilities including (but not limited to) the Equality and Diversity Policy, Race Equality Scheme and Disability Equality Scheme.~~

~~THE PORTFOLIO LEADER FOR CULTURE AND SPORT~~

~~The Portfolio Leader will be responsible for speaking at Council, Cabinet, Committee and other meetings on the following:-~~

- ~~• Leisure, sports, cultural, recreation and entertainment services and facilities, entertainment venues, arts, theatres, leisure centres, and museum.~~
- ~~• All statutory and non-statutory plans and policy documents prepared by the Council relating to the above mentioned services and facilities including (but not limited to) the Play Strategy.~~

~~THE PORTFOLIO LEADER FOR HEALTH AND WELLBEING~~

~~The Portfolio Leader will be responsible for speaking at Council, Cabinet, Committee and other meetings on the following:-~~

- ~~• Liaison with various bodies and agencies to tackle health inequalities across the District, including the Primary Care Trust and NHS Trusts.~~
- ~~• Children and Young People Block of the Local Area Agreement (LAA) for Staffordshire and the Children's Trust.~~
- ~~• Health and Wellbeing Block of the Local Area Agreement (LAA) for Staffordshire~~
- ~~• Environmental Health Services, including food hygiene and safety, disease control, health and safety, health promotion, mortuary, cemeteries and burial grounds. Except where it involves determining any application, taking direct regulation or enforcement action.~~

- ~~Management and maintenance of the Council's community alarms.~~
- ~~All statutory and non-statutory plans and policy documents prepared by the Council relating to the above-mentioned services and facilities including (but not limited to) the Food Law Enforcement Service Plan.~~

~~THE PORTFOLIO LEADER FOR HOUSING~~

~~The Portfolio Leader will be responsible for speaking at Council, Cabinet, Committee and other meetings on the following:-~~

- ~~The Housing Revenue Account (HRA) and HRA Capital Programme.~~
- ~~The management and maintenance (including rent collection, the Respect Agenda for housing management, Benion Road Area CCTV and sheltered housing) of the Council's Housing Stock and other HRA assets associated with housing use, except where it involves taking enforcement action.~~
- ~~Administration of the housing register, the allocation of Council dwellings and homelessness services, except where it involves determining any application.~~
- ~~Private sector housing services including disabled facilities grants, renovation grants and home security grants, except where it involves determining any grant or housing enforcement action.~~
- ~~The provision of additional social housing.~~
- ~~The administration of Housing and Council Tax Benefits, except where it involves determining any application, taking direct regulation or enforcement action.~~
- ~~All statutory and non-statutory plans and policy documents prepared by the Council relating to the above-mentioned services and facilities including (but not limited to) the Housing Strategy.~~

~~THE PORTFOLIO LEADER FOR ECONOMIC DEVELOPMENT AND PLANNING~~

~~The Portfolio Leader will be responsible for speaking at Council, Cabinet, Committee and other meetings on the following:-~~

- ~~Promotion of the economic well-being of the District including measures to alleviate unemployment and create new employment opportunities.~~

- ~~Economic Development and Enterprise Block of the Local Area Agreement (LAA) for Staffordshire and the Learning, Education, Employment and Prosperity Group (LEEP) within Cannock Chase.~~
- ~~Liaison with various bodies and agencies to further the economic well-being of the District including (but not limited to) Southern Staffordshire Partnership, Staffordshire Destination Management Partnership, InStaffs, Learning and Skills Council and Southern Staffordshire Chamber of Commerce and Industry.~~
- ~~Services and facilities to assist tourism, other regeneration schemes (excluding town centres), derelict land, and other economic initiatives, and industrial estate management and relevant externally funded projects.~~
- ~~All statutory and non-statutory plans and policy documents prepared by the Council relating to the above mentioned services and facilities including (but not limited to) the Economic Regeneration Strategy, Local Development Framework and the Tourism Strategy.~~

~~THE PORTFOLIO LEADER FOR TOWN CENTRE REGENERATION~~

~~The Portfolio Leader will be responsible for speaking at Council, Cabinet, Committee and other meetings on the following:-~~

- ~~Town centres regeneration schemes and town centres management.~~
- ~~Liaison with various bodies and agencies involved with the economic wellbeing and management of town centres.~~

PART 3

RESPONSIBILITY FOR FUNCTIONS

Section 19

Responsibility for Functions

These are functions which the Council may decide should be exercised by the Cabinet Executive or by full Council, a Committee, Sub-Committee or officers.

Details of the onward delegation of functions to officers are set out in the Scheme of Delegation in Section 38 of this Part of the Constitution

FUNCTION	DECISION MAKING BODY	MEMBERSHIP
Any function under a local Act other than a function which is specified not to be the responsibility of the executive	CabinetExecutive	Leader and all members of the Cabinet
Any function relating to contaminated land	CabinetExecutive except where it involves <ul style="list-style-type: none">a) determining an application from a person for a licence, approval, consent, permission or registration,b) direct regulation of a person (with substantial discretion as to the regulatory action), orc) enforcement of any such licence approval, consent, permission or direct regulation. These fall within the remit of the Licensing and Public Protection Committee.	
The discharge of any function relating to the control of pollution or the management of air quality	CabinetExecutive except where it involves <ul style="list-style-type: none">a) determining an application from a person for a licence, approval, consent, permission or registration,b) direct regulation of a person (with substantial discretion as to the regulatory action), orc) enforcement of any such licence approval, consent, permission or direct regulation. These fall within the remit of the Licensing and Public Protection Committee.	
The service of an abatement notice in respect of a statutory	CabinetExecutive except where it involves <ul style="list-style-type: none">a) determining an application from a person for a	

FUNCTION	DECISION MAKING BODY	MEMBERSHIP
nuisance	<p>licence, approval, consent, permission or registration,</p> <p>b) direct regulation of a person (with substantial discretion as to the regulatory action), or</p> <p>c) enforcement of any such licence approval, consent, permission or direct regulation.</p> <p>These fall within the remit of the Licensing and Public Protection Committee.</p>	
The inspection of the authority's area to detect any statutory nuisance	<p>CabinetExecutive</p> <p>except where it involves</p> <p>b) determining an application from a person for a licence, approval, consent, permission or registration,</p> <p>b) direct regulation of a person (with substantial discretion as to the regulatory action), or</p> <p>c) enforcement of any such licence approval, consent, permission or direct regulation.</p> <p>These fall within the remit of the Licensing and Public Protection Committee.</p>	
The investigation of a complaint as to the existence of a statutory nuisance	<p>CabinetExecutive</p> <p>except where it involves</p> <p>c) determining an application from a person for a licence, approval, consent, permission or registration,</p> <p>b) direct regulation of a person (with substantial discretion as to the regulatory action), or</p> <p>c) enforcement of any such licence approval, consent, permission or direct regulation.</p> <p>These fall within the remit of the Licensing and Public Protection Committee.</p>	
The obtaining of information under S.330 of the Town and Country Planning Act 1990 as to interest in land	<p>CabinetExecutive</p> <p>only to the extent that it is necessary to exercise these powers in respect of actions which are preliminary to the exercise of powers to make compulsory purchase orders.</p>	
The obtaining of particulars of persons interested in land under S.16 of the Local Government (Miscellaneous Provisions) Act 1976	<p>CabinetExecutive</p> <p>only to the extent that it is necessary to exercise these powers in respect of actions which are preliminary to the exercise of powers to make compulsory purchase orders.</p>	

FUNCTION	DECISION MAKING BODY	MEMBERSHIP
The determination of appeals against a decision made by or on behalf of the authority as specified in Terms of Reference	Appeals and Complaints Panel	Up to 5 members of the authority other than any member who took part in making the original decision
The conducting of Scrutiny function in accordance with the Local Government Act 2000	Scrutiny Committee Cross-cutting (one per year) Fundamental Reviews undertaken by ad hoc time-limited Member Review Panels	Drawn from all members of the Council (excluding members of the Cabinet and Audit and Governance Committee members) and Independent representatives as co-opted
The passing of a resolution that Schedule 2 of the Noise and Statutory Nuisance Act 1993 should apply in the authority's area	Council	All members of the authority
The appointment of any individual to a) any office other than an office in which he is employed by the authority b) any body other than the authority or a joint committee of two or more authorities c) any committee or sub-committee of such a body and the revocation of any such appointment	a) the Cabinet may request Council to recommend nominations in connection with Executive Cabinet functions b) Council in all other circumstances unless such appointment is directly related to the functions of a Committee. In such circumstance, the relevant Committee shall make that appointment from the Committee's membership (e.g. Scrutiny Committee may appoint one of its Members to the Scrutiny Committee (or similar body) of another organisation).	Leader and all members of the Cabinet All members of the authority

New

Section 8

The Executive:

The Leader and Cabinet

8.1 ROLE

The Executive will carry out all of the Council's executive functions as required by law and those allocated to the Executive under this Constitution.

8.2 FORM AND COMPOSITION

- a) The Leader will be a Councillor elected to the position of the Leader by the Council usually at its Annual General Meeting (AGM)
- b) The Cabinet will consist of the Leader together with at least 2 but not more than 9 Councillors appointed by the Leader.
- c) The leader shall appoint one Councillor to be Deputy Leader. The Leader may dismiss the Deputy Leader and appoint another in his place.
- b) The Leader shall determine the number of Cabinet members and the nature of their portfolios (executive functions delegated to them).
- c) The Leader shall report the form and composition of the Cabinet to the Annual Council Meeting each year and, should any changes occur during the municipal year, to the first available meeting of the Council thereafter.
- d) The Cabinet may create such Committees (referred to as Cabinet Committees) for any purposes deemed necessary

8.3 LEADER

- a) The Leader will hold office for four years or until any of the following events occur (if earlier):
 - i) he/she resigns from office, or

- ii) he/she is suspended from being a Councillor under Part III of the Local Government Act 2000 (as amended) (although he/she may resume office at the end of the period of suspension), or
 - iii) he/she is no longer a Councillor, or
 - iv) he/she is removed from office by resolution of the Council following consideration of a written motion of no confidence signed by a minimum of 25% of the membership of the Council, or
 - v) he/she is removed by Council in order to implement a recommendation of the Standards Board for England or the Council's Standards Committee following a local determination.
- b) For the avoidance of doubt the same Councillor may be re-elected as Leader on one or more occasions if the Council so wishes.

8.4 OTHER CABINET MEMBERS

- a) Other Cabinet members shall be appointed by the Leader at the AGM and shall hold office for such time as the Leader determines or until any of the following events occur (if earlier) :
- i) he/she resigns from office, or
 - ii) he/she are suspended from being Councillors under Part III of the Local Government Act 2000 (although they may resume office at the end of the period of suspension), or
 - iii) he/she are no longer Councillors, or
 - iv) he/she are removed from office, either individually or collectively, by the Leader, or
 - v) he/she are removed by Council in order to implement a recommendation of the Standards Board for England or the Council's Standards Committee following a local determination, or
 - vi) the Leader for the time being ceases to hold that office following the occurrence of any event listed in paragraph 8.3 a) i) to v).
- a) For the avoidance of doubt the same Councillor may be re-appointed on one or more occasions if the Leader so wishes.

- c) The Leader may co-opt any such member as he/she deems appropriate to assist the Cabinet (or its Cabinet Committee) in its decision-making. Such co-opted members shall not have voting rights and shall not constitute a 'member' for the purposes of a quorum. The co-optee shall be an advisory appointment only.

8.5 PROCEEDINGS OF THE CABINET

Proceedings of the Cabinet shall take place in accordance with the Cabinet Procedure Rules set out in Part 4 of this Constitution

8.6 RESPONSIBILITY FOR FUNCTIONS

- a) The Leader holds all the Council's executive functions by law. The Leader has power to appoint the Cabinet and delegate executive functions to the Cabinet as a whole or to individual Cabinet members. These delegations are recorded. The Leader may change any of these delegations at any time and will report these to Council at the next available meeting
- b) Individual Portfolio Leaders of the Cabinet will have responsibility for service provision and decisions relating to their Portfolio as determined by the Leader. The portfolios are recorded as part of this Constitution.

Section 21

Responsibility for

Executive ~~Cabinet~~

Functions

All executive functions **by law are** ~~shall be~~ exercised by the Leader. ~~Cabinet~~ ~~except those specifically stated in Sections 1 and 2 of this Part of the~~ ~~Constitution not to be the responsibility of the Cabinet.~~

The Leader shall appoint the Cabinet and the Portfolio holders and shall delegate to these, such executive functions as appears to him to be most appropriate to achieve the aims and duties of Cannock Chase District Council. These appointments and delegations will be reported to the Annual General Meeting of the Council or the next available Council meeting, whichever is soonest and the appointments and delegations will be recorded in this section.

Details of onward delegation of functions to officers are set out in the Scheme of Delegation in Section 36 of this Part of the Constitution.

COLLECTIVE RESPONSIBILITY OF CABINET

Cabinet shall be responsible for...

THE DEPUTY LEADER AND PORTFOLIO LEADER FOR

Shall be responsible for

THE PORTFOLIO LEADER FOR

Shall be responsible for

ETC

~~Section 22~~

~~Responsibility of Cabinet~~

~~Members~~

~~A. COLLECTIVE RESPONSIBILITY OF CABINET~~

~~Unless otherwise determined by the Leader of the Council, Cabinet will exercise collective responsibility in exercising its functions including the following:~~

- ~~● the consideration of proposals involving any growth or service development and the making of recommendations to Council for approval if those proposals are contrary to the Policy Framework or not in accordance with the Budget~~
- ~~● the consideration and submission of proposals to Council for approval in respect of the allocation of resources including consideration of the Council's Budget and the Council Tax to be set~~
- ~~● the consideration and submission of policies to Council for approval in respect of plans and strategies identified in Section 4 of Part 2 of this Constitution as forming part of the Council's Policy Framework including those relating to the Staffordshire Local Area Agreement~~
- ~~● the consideration and determination of plans and strategies which do not form part of the Council's Policy Framework~~
- ~~● the appointment of representatives to other bodies and attendance at annual conferences where these relate to executive functions~~
- ~~● the consideration of the implications of new or proposed legislation~~
- ~~● the implementation of the Policy Framework and the Budget as approved by Council~~
- ~~● the implementation of Council functions except those which are specifically stated not to be the responsibility of the Cabinet~~

B. — RESPONSIBILITY OF PORTFOLIO LEADERS

~~The responsibility of individual Portfolio Leaders will be advised by the Leader at the first Cabinet meeting after the AGM and shall be distributed to all Councillors as soon as practicable thereafter.~~

~~The Individual Portfolio Leader Responsibilities are set out at Section 23.~~

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