

Section 8

Joint Arrangements

8.1 ARRANGEMENTS TO PROMOTE WELL-BEING

The Cabinet, in order to promote the economic, social or environmental well-being of its area, and subject to statutory requirements, 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, and
- (c) exercise on behalf of that person or body any functions of that person or body.

8.2 JOINT ARRANGEMENTS

- (a) The Council may establish joint arrangements with one or more local authorities 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 with these other local authorities.
- (b) The Cabinet may establish joint arrangements with one or more local authorities to exercise functions which are executive functions. Such arrangements may involve the appointment of joint committees with these other local authorities.
- (c) Except as set out below, the Cabinet may only appoint Cabinet members to a joint committee and those members need not reflect the political composition of the joint authority as a whole.
- (d) Cabinet may appoint Members to a joint committee from outside the Executive in the following circumstances:
 - (i) 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, Cabinet may appoint to the joint committee any Councillor who is a member for a Ward which is wholly or partly contained within the area.
 - (ii) the political balance requirements do not apply to such appointments.
- (e) Details of any joint arrangements including any delegations to joint committees will be found in the Council's scheme of authorities in Part 3 of this Constitution.

8.3 ACCESS TO INFORMATION

- (a) The Access to Information Procedure Rules set out in Part 4 of this Constitution apply.
- (b) If all the members of a joint committee are members of the executive in each of the participating authorities then the Access to Information Procedure Rules as applied to the executive will apply.
- (c) If the joint committee contains members who are not on the executive of any participating authority the Access to Information rules in Part VA of the Local Government Act 1972 will apply.

8.4 DELEGATION TO AND FROM OTHER LOCAL AUTHORITIES

- (a) The Council may delegate non-executive functions to another local authority or, in certain circumstances, the executive of another local authority.
- (b) The Cabinet may delegate executive functions to another local authority or the executive of another local authority in certain circumstances.
- (c) The decision whether or not to accept such a delegation from another local authority shall be reserved to the Council meeting.

8.5 CONTRACTING OUT

The Council, in respect of non-executive functions, and Cabinet, in respect of executive functions, may contract out to another body or organisation functions which may be exercised by an Officer and which are subject to specific legislative provisions, or under contracting arrangements where the contractor acts as the Council's agent under usual contracting principles, provided there is no delegation of the Council's discretionary decision making.