


APPENDIX F

| Place in Constitution | Proposed text, showing tracked changes where helpful | Comments |
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| Part 2, Article 6 | <div style="display: flex; align-items: center; justify-content: center;">  <div style="margin-left: 20px;"> <h3 style="margin: 0;">Article 6: The Leader and Executive</h3> </div> </div> <p>6.01 Form and composition</p> <p>a) The Executive will consist of the Leader together with at least two, but not more than eight, Councillors appointed by the Leader.</p> <p>b) A Local Authority Executive may not include the Chairman or Vice-Chairman of the Authority (<u>Local Government Act</u> 2000, Section 11(7)).</p> <p>6.02 Appointment and term of the Leader</p> <p>The Leader of the Executive will be a Councillor elected to that position by the Council. The Leader will hold office until:</p> <p>a) he or she resigns from the office;</p> <p>b) he or she is suspended from being a Councillor under Part III of Local Government Act 2000 (although he/she may resume office at the end of the period of suspension);</p> | |

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| | <p>eb) he or she is no longer a Councillor;</p> <p>ec) he or she is removed from office by resolution of the Council (provided that notice of the proposed resolution is received by the Chief Executive<u>Head of Paid Service</u> seven clear working days before the meeting, and is signed by at least eight Councillors) during his/her term of office; or</p> <p>e) the Annual Council Meeting following the local government elections (being a <u>maximum</u> period of four years).</p> <p>6.03 Role and function of the Leader</p> <p>The primary roles and responsibilities of the Leader will be:</p> <p>a) to maintain a list in Part 3 of this Constitution setting out who will authorise Executive functions. Executive functions can be exercised by the Leader, Executive, hindividual Executive Members or Officers.</p> <p>b) to lead the Council's overall cohesive, corporate and strategic direction, budget, strategy and policy development;</p> <p>c) to preside over meetings of the Executive;</p> <p>d) to be the Councillor of first choice to represent and act as principal spokesperson for the Council at Member-level meetings with other organisations;</p> <p>e) to co-ordinate and develop partnership working and community liaison; and</p> <p>f) to act as<u>be</u> the principal contact for the Chief Executive<u>Head of Paid</u></p> | |
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Service, seeking views and to take soundings at the political level across all groups.

6.04 Deputy Leader

The Leader may appoint one of the Members of the Executive to be his/her Deputy Leader. The Deputy Leader shall hold office until:

- a) he or she resigns from the office;
- ~~b) he or she is suspended from being a Councillor under Part III of the Local Government Act 2000 (although he/she may resume office at the end of the period of suspension);~~
- ~~eb)~~ he or she is no longer a Councillor;
- ~~ec)~~ the Annual Council Meeting following the Local Government elections (being a maximum period of four years) unless removed from office by the Leader;
- e) the Leader removes the Deputy Leader from office. The Leader ~~shall~~may then appoint another person in his or her place.

6.05 Appointment and term of other Executive Members

Up to eight other Executive Members (outside of the position of Leader of the Executive) will be Councillors appointed to the position of Member of the Executive by the Leader. Executive Members shall hold office until:

- a) they resign from office;

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| | <p>b) they 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);</p> <p>eb) they are no longer Councillors;</p> <p>dc) they are removed from office, by the Leader either individually or collectively.</p> <p>6.06 Role and function of the Executive</p> <p>a) The Executive's key function will be to carry out all of the local authority's functions which are not the responsibility of any other part of the local authority, whether by law or under this Constitution, as delegated by the Leader.</p> <p>b) The Leader will determine the scope of portfolios and allocate them to members of the Executive.</p> <p>6.07 Provisions for the appointment and term of Executive Committees</p> <p>The Executive may, if it considers it appropriate to do so, appoint an Executive Committee, provided that at any one time the total number of Executive Committees does not exceed four. Such Committees will consist of<u>comprise</u> between two and four Executive Members, and will stand until either:</p> <p>a) revised by resolution of the Executive; or</p> | |
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| | <p>b) the first meeting of the Executive following the next Annual Meeting of the Council after appointment.</p> <p>6.08 Role and function of Executive Committees</p> <p>a) The role of an Executive Committee will be:</p> <ul style="list-style-type: none">i) to provide focused decision-making and leadership of issues within the Executive, through the Portfolio expertise of Committee Members; andii) to provide a link to a range of Portfolio-related issues, debates and concerns. <p>b) The key purpose of an Executive Committee will be to exercise responsibility for Executive functions, as delegated by the Executive under Article 6.11 below.</p> <p>6.09 Appointment and term of Executive Advisory Panels</p> <p>a) The Executive may, if it considers it appropriate to do so, appoint an Executive Advisory Panel consisting of such Executive or other Members as the Executive thinks fit.</p> <p>b) An Executive Advisory Panel will meet over such period (the lifetime of the Panel):</p> <ul style="list-style-type: none">i) as the Executive thinks fit; or | |
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| | <p>ii) until the Panel considers it has completed the task established by the Executive as the remit of the Panel.</p> <p>whichever is the sooner<u>shorter</u>.</p> <p>6.10 Role and function of Executive Advisory Panels</p> <p>a) The role and purpose of an Executive Advisory Panel will be to support the Executive in carrying out its duties and functions by ensuring that the Executive is adequately informed in the decision making process.</p> <p>b) Upon establishing an Executive Advisory Panel, the Executive will determine the remit of the Panel within the confines of the general role and purpose set out at (a) above.</p> <p>6.11 Responsibility for functions</p> <p>a) The Council will allocate the responsibility for exercising all Executive functions, as set out in Section C(1) of Part 3 of this Constitution, to the Leader.</p> <p>b) The Leader will maintain a list, as set out in Part 3 of this Constitution, setting out who will authorise<u>exercise</u> Executive functions. Executive functions can be exercised by the Leader, Executive, Individual Executive Members or Officers.</p> <p>6.12 Proceedings of the Executive, Executive Committees and Executive Advisory Panels</p> | |
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| | <p>The exercise of all Executive functions by the Executive or an Executive Committee and the responsibilities of an Executive Advisory Panel will be exercised only in accordance with:</p> <ul style="list-style-type: none">a) the Access to Information Procedure Rules set out in Part 4(2) of this Constitution; andb) the Executive Procedure Rules set out in Part 4(4) of this Constitution. | |
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