

## CABINET ITEM COVERING SHEET PROFORMA

AGENDA ITEM

REPORT TO CABINET

16 JUNE 2011

REPORT OF  
CORPORATE  
MANAGEMENT TEAM

### CABINET DECISION/

Leader of the Council - Councillor Cook

#### NEW EXECUTIVE ARRANGEMENTS

1. Summary

This report details the decisions taken by the Leader of the Council regarding Cabinet Members, Cabinet Member portfolios and executive functions and delegated powers under the Council's Constitution.

2. Recommendations

It is recommended that the decisions taken by the Leader of the Council, as outlined in the report, be noted.

3. Reasons for the Recommendations

To confirm the decisions taken by the Leader of the Council regarding Cabinet Members, their portfolios and executive functions and delegated powers.

4. Members Interests

Members (including co-opted Members with voting rights) should consider whether they have a personal interest in the item as defined in the Council's code of conduct (**paragraph 8**) and, if so, declare the existence and nature of that interest in accordance with paragraph 9 of the code.

Where a Member regards him/herself as having a personal interest in the item, he/she must then consider whether that interest is one which a member of the public, with knowledge of the relevant facts, would reasonably regard as so significant that it is likely to prejudice the Member's judgement of the public interest (**paragraphs 10 and 11 of the code of conduct**).

A Member with a prejudicial interest in any matter must withdraw from the room where the meeting considering the business is being held -

- in a case where the Member is attending a meeting (including a meeting of a select committee) but only for the purpose of making representations, answering questions or giving evidence, provided the public are also allowed to attend the meeting for the same purpose whether under statutory right or otherwise, immediately after making representations, answering questions or giving evidence as the case may be;

- in any other case, whenever it becomes apparent that the business is being considered at the meeting;

and must not exercise executive functions in relation to the matter and not seek improperly to influence the decision about the matter (**paragraph 12 of the Code**).

**Further to the above, it should be noted that any Member attending a meeting of Cabinet, Select Committee etc; whether or not they are a Member of the Cabinet or Select Committee concerned, must declare any personal interest which they have in the business being considered at the meeting (unless the interest arises solely from the Member's membership of, or position of control or management on any other body to which the Member was appointed or nominated by the Council, or on any other body exercising functions of a public nature, when the interest only needs to be declared if and when the Member speaks on the matter), and if their interest is prejudicial, they must also leave the meeting room, subject to and in accordance with the provisions referred to above.**

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**CABINET DECISION**

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**NEW EXECUTIVE ARRANGEMENTS**

**SUMMARY**

This report details the decisions taken by the Leader of the Council regarding Cabinet Members, Cabinet Member portfolios and executive functions and delegated powers under the Council's Constitution.

**RECOMMENDATIONS**

It is recommended that the decisions taken by the Leader of the Council, as outlined in the report, be noted.

**DETAIL**

Cabinet Members

1. At the Annual Meeting on 25 May, 2011 the Leader of the Council announced the appointment of Cabinet Members as follows:-

The Deputy Leader of the Council and Cabinet Member for Adult Services and Health	Councillor Beall
The Cabinet Member for Arts, Leisure and Culture	Councillor Dixon
The Cabinet Member for Regeneration and Transport	Councillor Smith
The Cabinet Member for Children and Young People	Councillor Mrs McCoy
The Cabinet Member for Corporate Management and Finance	Councillor Harrington
The Cabinet Member for Housing and Community Safety	Councillor Nelson
The Cabinet Member for Environment	Councillor Rose
The Cabinet Member for Access and Communities	Councillor Coleman

Cabinet Member Portfolios

2. The Leader has also agreed the portfolios of each Cabinet Member. The details are attached at the **Appendix** to the report. Changes to the previous portfolios are highlighted.

## Executive Functions and Delegated Powers

3. The Cabinet's executive functions and powers, including those delegated to Officers, have been agreed by the Leader, as set out in Part 3 of the Council's published Constitution.
4. The Constitution is accessible on the Authority's website, via a link on the first page.

## **FINANCIAL AND LEGAL IMPLICATIONS**

### **Financial**

- 5.. There are no financial implications arising directly from this report. The Members' Allowances Scheme for 2011/12, which includes allowances for Cabinet Members has previously been agreed by Council.

### **Legal**

6. The Leader's decisions confirm the Authority's Executive for 2011-15, and the executive functions and delegated powers for the forthcoming municipal year as required by the Local Government and Public Involvement in Health Act 2007.

## **RISK ASSESSMENT**

7. The risks involved are classed as low. The decisions taken confirm the Council's executive decision-making framework for 2011/12 and beyond.

## **SUSTAINABLE COMMUNITY STRATEGY IMPLICATIONS**

8. The functions and delegated powers involved are relevant to all of the Council's key improvement priorities.

## **EQUALITIES IMPACT ASSESSMENT**

9. It is not considered that this report gives rise to any requirement for an assessment to be undertaken.

## **CONSULTATION**

10. The current version of the Constitution, which includes the required details relating to the Council's new executive arrangements, is available via the website, via a link on the front page.

### **Director of Law and Democracy**

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Background Papers: The published Constitution  
(<http://sbcinternet/yourcouncil/constitution/>)  
Ward(s) and Ward Councillors: Not ward specific  
Property Implications: None