

## ARTICLE 4 - THE FULL COUNCIL

### 4.01 Functions of the full Council

Only the Council will exercise the following functions:

- (a) adopting and changing the Constitution, except in the case of the allocation of Executive functions agreed by the Leader and minor changes delegated to the monitoring officer;
- (b) approving or adopting the policy framework, the budget and any application to the Secretary of State in respect of any Housing Land Transfer;
- (c) subject to the urgency procedure contained in the Access to Information Procedure Rules in Part 4 of this Constitution, making decisions about any matter in the discharge of an executive function which is covered by the policy framework or the budget where the decision maker is minded to make it in a manner which would be contrary to the policy framework or contrary to or not wholly in accordance with the budget;
- (d) electing the Mayor and the Deputy Mayor;
- (e) appointing representatives to outside bodies unless the appointment is an executive function
- (f) appointing the Leader;
- (g) appointing the Scrutiny Management Board, Overview Scrutiny Group and committees, except in the case of interim appointments to vacancies as set out in Council Procedure Rule 25;
- (h) agreeing and/or amending the terms of reference for committees and deciding on their composition;
- (i) adopting an allowances scheme under Article 2.05;
- (j) changing the name of the area, conferring the title of honorary alderman or freedom of the Borough;
- (k) confirming the appointment or dismissal of the head of paid service;
- (l) making, amending, revoking, re-enacting or adopting bylaws and promoting or opposing the making of local legislation or personal Bills;
- (m) deciding whether or not to accept delegated functions from another local authority under Article 11.05; and
- (n) all other matters which, by law or under this Constitution, must be reserved to Council.

Further details are set out in Part 3 of the Constitution – Responsibility for Functions.

### 4.02 Meanings

- (a) **Policy Framework.** The policy framework means the following plans and strategies:
  - Sustainable Community Strategy;
  - Corporate Plan;

- Financial Strategy (with the exception of the associated action plans);
- Workforce Strategy (with the exception of the associated action plans);
- Transformational Government Strategy (with the exception of the associated action plans);
- Property Strategy (with the exception of the associated action plans);
- Equality and Diversity Strategy (with the exception of the associated action plans);
- Customer Service Strategy;
- Crime and Disorder Reduction Strategy;
- Plans and strategies which together comprise the Development Plan, including Development Plan Documents and the Statement of Community Involvement;
- Climate Change Strategy;
- Housing Strategy;
- Member Development Strategy.

(b) **Budget.** The budget includes the allocation of financial resources to different services and projects, proposed contingency funds, the council tax base, setting the council tax and decisions relating to the control of the Council's borrowing requirement, the control of the Council's investments, the control of its capital expenditure and the setting of virement limits.

(c) **Housing Land Transfer.** Housing Land Transfer means the approval or adoption of applications (whether in draft form or not) to the Secretary of State for approval of a programme of disposal of 500 or more properties to a person under the Leasehold Reform, Housing and Urban Development Act 1993 or to dispose of land used for residential purposes where approval is required under sections 32 or 43 of the Housing Act 1985.

#### 4.03 **Council meetings**

There are three types of Council meeting:

- (a) the annual meeting;
- (b) ordinary meetings;
- (c) extraordinary meetings;

and they will be conducted in accordance with the Council Procedure Rules in Part 4 of this Constitution.

#### 4.04 **Responsibility for functions**

The delegation of those Council functions which are not carried out by the full Council to committees and officers are listed in Part 3 of this Constitution.