

HAMPSHIRE COUNTY COUNCIL

Decision Report

Decision Maker:	Cabinet
Date:	18 June 2018
Title:	Responsibilities for Executive Functions
Report From:	Chief Executive

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1. Recommendations

- 1.1. That the allocation of responsibility for Executive Functions at Appendix One of this Report is noted by Cabinet, and reported to the County Council at the County Council meeting on 19 July 2018.
- 1.2. That the revised allocation of responsibilities for Scrutiny Functions contained at Appendix Two of this Report is recommended by Cabinet for approval by the County Council.
- 1.3. That composition of the Cabinet Advisory Sub-Committee for Economic Development also include the Executive Member for Education and Skills, Human Resources and Performance.

2. Executive Summary

- 2.1. Part 1, Chapter 17, Paragraph 1.3 of the County Council's Constitution requires that changes to the Constitution consequential upon the allocation of responsibility for Executive Functions decided by the Leader, be reported to the Cabinet and then to the County Council. The Leader has revised the appointment of elected Members to Cabinet. This Report identifies their portfolios and the issues around which they can make decisions.

2. Contextual information

- 2.1. By virtue of Section 9E of the Local Government Act 2000 (as amended) ('the 2000 Act'), and by virtue of operation of a Leader and Cabinet form of Executive Arrangements, Members of Cabinet are appointed by the Leader. Allocation of Executive Functions between individual Members of Cabinet is also the responsibility of the Leader
- 2.2. Responsibility for Executive Functions as allocated by the Leader is set out in Part 2, Chapter 3 of the Constitution. Attached at Appendix One to this Report is a revised Part 2, Chapter 3 of the Constitution consequential upon

the revised allocation of Executive Functions as determined by the Leader. Also attached at Appendix Two to this Report is a revised Part 2, Chapter 5 of the Constitution detailing allocation of responsibilities for Scrutiny Functions, consequential upon the revised allocation of Executive Functions.

- 2.3. Consequential upon the revised Executive portfolio of the Executive Member for Education and Skills, Human Resources and Performance, in respect of skills, it is considered appropriate for the composition of the Cabinet Advisory Sub-Committee for Economic Development to include this portfolio accordingly.

CORPORATE OR LEGAL INFORMATION:

This proposal does not link to the Strategic Plan but, nevertheless, requires a decision for the good governance of the County Council.

Other Significant Links

Links to previous Member decisions:	
<u>Title</u> None	<u>Date</u>
Direct links to specific legislation or Government Directives	
<u>Title</u> None	<u>Date</u>

Section 100 D - Local Government Act 1972 - background documents

The following documents discuss facts or matters on which this report, or an important part of it, is based and have been relied upon to a material extent in the preparation of this report. (NB: the list excludes published works and any documents which disclose exempt or confidential information as defined in the Act.)

<u>Document</u>	<u>Location</u>
None	

IMPACT ASSESSMENTS:

1. Equality Duty

1.1. The County Council has a duty under Section 149 of the Equality Act 2010 ('the Act') to have due regard in the exercise of its functions to the need to:

- Eliminate discrimination, harassment and victimisation and any other conduct prohibited under the Act;
- Advance equality of opportunity between persons who share a relevant protected characteristic (age, disability, gender reassignment, pregnancy and maternity, race, religion or belief, gender and sexual orientation) and those who do not share it;
- Foster good relations between persons who share a relevant protected characteristic and persons who do not share it.

Due regard in this context involves having due regard in particular to:

- a) The need to remove or minimise disadvantages suffered by persons sharing a relevant characteristic connected to that characteristic;
- b) Take steps to meet the needs of persons sharing a relevant protected characteristic different from the needs of persons who do not share it;
- c) Encourage persons sharing a relevant protected characteristic to participate in public life or in any other activity which participation by such persons is disproportionately low.

1.2 Equalities Impact Assessment:

It is considered that this Report will have no adverse impact or cause no disadvantage to groups with protected characteristics.

2. Impact on Crime and Disorder:

2.1. This Report raises no issues related to Crime and Disorder.

3. Climate Change:

- a) How does what is being proposed impact on our carbon footprint / energy consumption? N/A
- b) How does what is being proposed consider the need to adapt to climate change, and be resilient to its longer term impacts? N/A