

HAMPSHIRE COUNTY COUNCIL

Decision Report

Decision Maker:	Cabinet
Date:	17 June 2019
Title:	Responsibilities for Executive Functions
Report From:	Chief Executive

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Purpose of this Report

1. The purpose of this report is to report changes to the allocation of Executive Functions.

Recommendation

2. That the revised 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 18 July 2019.
3. That the composition of the Cabinet Advisory Sub-Committee for Economic Development includes: the Leader and Executive Member for Policy and Resources; the Deputy Leader and Executive Member for Economy, Transport and Environment; and the Executive Member for Commercial Strategy, Human Resources and Performance.

Executive Summary

4. 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 functions, powers and responsibilities around which they can make decisions.

Contextual information

5. 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.
6. 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.
7. Consequential upon the revised Executive portfolios referred to in this report, it is considered appropriate for the composition of the Cabinet Advisory Sub-Committee for Economic Development to include: the Executive portfolios of the Leader and Executive Member for Policy and Resources; the Deputy Leader and Executive Member for Economy, Transport and Environment; and the Executive Member for Commercial Strategy, Human Resources and Performance.

REQUIRED CORPORATE AND LEGAL INFORMATION:

Links to the Strategic Plan

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

Direct links to specific legislation or Government Directives

<u>Title</u>	<u>Date</u>
Local Government Act	2000

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	

EQUALITIES IMPACT ASSESSMENT:

1. Equality Duty

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 by or under the Act with regard to the protected characteristics as set out in section 4 of the Act (age, disability, gender reassignment, marriage and civil partnership, pregnancy and maternity, race, religion or belief, sex and sexual orientation);
- Advance equality of opportunity between persons who share a relevant protected characteristic within section 149(7) of the Act (age, disability, gender reassignment, pregnancy and maternity, race, religion or belief, sex and sexual orientation) and those who do not share it;
- Foster good relations between persons who share a relevant protected characteristic within section 149(7) of the Act (see above) and persons who do not share it.

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

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

2. Equalities Impact Assessment:

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