

REPORT OF THE  
**Cabinet**  
PART I

**CONSTITUTIONAL MATTERS**

**1. CHANGES IN RESPONSIBILITY FOR EXECUTIVE FUNCTIONS**

- 1.1 Responsibility for Executive functions is set out in Part 2, Chapter 3 of the Constitution. Part 1, Chapter 11 paragraph 1.6 provides that the Leader appoints members of the Cabinet and that responsibility for Executive Functions may be varied by the Leader at any time.
- 1.2 Part I, Chapter 17, Paragraph 1.3 of the Constitution requires that changes to the Constitution consequential upon the allocation of responsibility for Executive Functions, as determined by the Leader, be reported to Cabinet and then to the County Council. Following the resignation of Councillor Woodward as Executive Member for Recreation and Heritage, and the combining of this portfolio with the portfolio of the Executive Member for Countryside and Rural Affairs, a Report setting out revised Executive Responsibilities was presented to Cabinet on 9 February 2021. A copy of the revised Executive Responsibilities as reported to the Cabinet is contained as an Appendix to this report.

**2 REVISED ALLOCATION OF SCRUTINY FUNCTION**

- 2.1 Consequential upon re-allocation of responsibility for Regulatory Services of from the Executive Member for Policy and Resources to the Executive Member for Recreation, Heritage, Countryside and Rural Affairs at the County Council in July 2019, it is also considered appropriate that responsibility for Scrutiny of Regulatory Services be re-allocated from the Policy and Resources Select Committee to the Culture and Communities Select Committee with effect from 1 April 2021.

**3 DEPUTATIONS AT REMOTE MEETINGS AND EXECUTIVE MEMBER DECISION DAYS**

- 3.1 Consequential upon expiry of the Local Authorities and Police and Crime Panels (Coronavirus) (Flexibility of Local Authority and Police and Crime Panels Meetings) (England and Wales) Regulations 2020 ('Regulations') on 6 May 2021, it is considered appropriate should the Regulations be extended or replaced that the present provision at Standing Order 12 in the Constitution enabling deputations to be received at remote meetings be similarly extended. It is also considered appropriate that remote deputations should continue to be received at Individual Executive Member Decision Days open to the public remotely.

#### 4 EXECUTIVE MEMBER DECISION DAYS

- 4.1 In addition, it is considered appropriate that should the Regulations be extended or replaced, or in the absence of any extension or replacement of the Regulations, that the present provision in Executive Procedures in the Constitution enabling remote Individual Executive Member Decision Days be continued.

#### 5 CLARIFICATION OF '10% RULE'

- 5.1 It is also considered appropriate for clarification purposes that Contract Standing Orders are amended to include direct provision regarding the 10% rule.

The full report considered by Cabinet is attached at **Annex 1** to this report.

### RECOMMENDATIONS

- a) That the changes in Executive Responsibilities at Appendix 1 of the Cabinet report are noted.
- b) That the revised allocation of Scrutiny Function contained at Appendix 2 of the Cabinet report are approved, to take effect from 1 April 2021.
- c) That the amendments to Standing Order 12 and Executive Procedures contained at Appendix 3 and 4 of the Cabinet report are approved.
- d) That the amendment to Contract Standing Order 3 contained at Appendix 5 of the Cabinet report is approved.
- e) That delegated authority is given to the Monitoring Officer to amend the Constitution to take account of the recommendations in this report.