

# HAMPSHIRE COUNTY COUNCIL

## Decision Report

<b>Decision Maker:</b>	Cabinet
<b>Date:</b>	21 June 2022
<b>Title:</b>	Responsibilities for Executive Functions and Select Committee Functions
<b>Report From:</b>	Chief Executive

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### Purpose of this Report

1. The purpose of this report is to advise Cabinet as to the revised Executive Portfolios and to seek Cabinet's recommendation to the full Council of consequential changes to Select Committee Functions.

### Recommendation(s)

2. That the allocation of responsibility for Executive Functions at Appendix 1 of this Report is noted by Cabinet, and reported to the County Council at the County Council meeting on 21 July 2022.
3. That the revised allocation of responsibilities for Select Committee Functions contained at Appendix 2 of this Report is recommended by Cabinet for approval by the County Council.

### 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. 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.

5. 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.

### **Contextual information**

6. Responsibility for Executive Functions as allocated by the Leader is set out in Part 2, Chapter 3 of the Constitution. Attached at Appendix 1 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 allocation of Executive Functions and inclusion of responsibility for Economic Development within the responsibilities of the Executive Member for Policy and Resources and Economic Development, it is appropriate that the functions of the Policy and Resources and Economy, Transport and Environment Select Committees are revised to reflect the change. It is also appropriate that the Economy, Transport and Environment Select Committee be renamed to Transport and Environment Select Committee.
8. Attached at Appendix 2 to this Report is a revised Part 2, Chapter 5 of the Constitution detailing allocation of responsibilities for Select Committee Functions, including the changes outlined above.

### **Consultation and Equalities**

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

**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.**

**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.)**

Document

Location

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