

# **ARTICLE 11 - JOINT ARRANGEMENTS**

[Statutory References: Sections 9E to 9EB Local Government Act 2000, Chapter 6 DETR Guidance, The Local Authorities (Arrangements for the Discharge of Functions) (England) Regulations 2012] and Section 101 (as amended) and Section 113 of the Local Government Act 1972

## **1. JOINT ARRANGEMENTS**

- 1.1 The Council may establish joint arrangements with one or more local authorities and/or their executives to exercise functions (which are not executive functions) in any of the participating authorities, or advise the Council. (Such arrangements may involve the appointment of a joint committee with these other local authorities).
- 1.2 The Cabinet may establish joint arrangements with one or more local authorities to exercise functions which are executive functions. Such arrangements may involve the appointment of joint committees with these other local authorities.
- 1.3 Details of any joint arrangements which the Council may enter into including any delegations to joint committees, will be incorporated in the Council's Scheme of Delegations in Part 3 of this Constitution.

## **2. DELEGATION TO AND FROM OTHER LOCAL AUTHORITIES**

- 2.1 The Council may delegate non-executive functions to another local authority pursuant to section 101 of the Local Government Act 1972.
- 2.2 The Cabinet may delegate executive functions to another local authority or the executive of another local authority with the agreement of that other local authority.
- 2.3 The decision whether or not to accept such a delegation from another local authority shall be reserved to the appropriate meeting of Council or Cabinet, depending on the nature of the delegation.

## **3. CONTRACTING OUT**

- 3.1 The Council may contract out to another body or organisation non-executive functions which may be exercised by an officer and which are subject to an order under section 70 of the Deregulation and Contracting Out Act 1994, or under contracting arrangements where the contractor acts as the Council's agent under usual contracting principles, provided in the latter case that there is no delegation of the Council's discretionary decision making. The Cabinet may contract out executive functions on the same basis.