

## 4. ARTICLE 4 - THE COUNCIL

### 4.1. Meanings

(a) "The policy framework" means the following plans and strategies:-

- Annual Report
- Asset Management Plan
- Business Plan
- Capital Strategy
- Crime and Disorder Strategy
- Development Plan Documents submission for independent examination and adoption
- Single Equality Scheme
- Health and Safety Service Plan
- Housing and Homelessness Strategy
- Tenancy Strategy
- Housing Business Plan
- Housing Asset Strategy
- Investment Strategy
- Licensing Authority Policy Statement
- Local Plan
- Medium Term Financial Strategy
- Pay Policy Statement
- Plans/Strategies relating to Budgets
- Prudential Indicators
- Treasury Management Strategy
- All plans that by law must be determined by the Council

(b) "The budget" means the approval or adoption of the allocation of financial resources to different services and projects, proposed contingency funds and decisions relating to the control of the Council's borrowing requirements, the control of its capital expenditure and the setting of virement limits.

(c) "Housing Land Transfer" means the approval or adoption of applications (whether in draft form or not) to the Secretary of State for approval of a programme of disposal of 500 or more properties to a person under the Leasehold Reform Housing and Urban Development Act 1993 or to dispose of land used for residential purposes where approval is required under sections 32 or 43 of the Housing Act 1985.

### 4.2. Functions of the Council

Unless otherwise specified only the Council will exercise the following functions:-

- (a) adopting and changing the Constitution;
- (b) approving or adopting the policy framework, the budget and any

application to the Secretary of State in respect of any Housing Land Transfer as proposed by the Cabinet or Overview and Scrutiny Committees;

- (c) making decisions about any matter in the discharge of an executive function which is not within the budget or policy framework, unless the decision is urgent within the meaning set out in the Budget and Policy Framework Procedure Rules in Part 4 of this Constitution;
- (d) appointing the Mayor and Deputy Mayor of the Council, the Leader of the Council and Members of the Council's Committees (apart from the Cabinet);
- (e) receiving annual reports from the Overview and Scrutiny Committees in relation to their work;
- (f) agreeing and/or amending the terms of reference for Committees, exercising non executive functions, deciding on their composition and making appointments to them;
- (g) appointing representatives to outside bodies unless the appointment is an executive function or has been delegated by the Council;
- (h) adopting an allowance scheme set out in Part 6 of this Constitution;
- (i) changing the name of the area, conferring the title of Honorary Alderman or Freedom of the Borough;
- (j) confirming the appointments of the Head of Paid Service, Monitoring Officer and Chief Finance Officer
- (k) making, amending, revoking, re-enacting or adopting bylaws and promoting or opposing the making of local legislation or personal Bills;
- (l) exercising all Local Choice Functions set out in Part 3 of this Constitution which the Council decides should be undertaken by itself or delegated to non-executive committees rather than the Cabinet; and exercising the necessary functions in the selection and appointment of auditors and/or to the Council, under the provisions of the Local Audit and Accountability Act 2014
- (m) debating and deciding the response to petitions containing more than 1,500 signatures that are matters reserved to the Council
- (n) all other matters which, by law, must be reserved to the Council.

### **4.3. Council Meetings**

There are three types of Council meeting:-

- the annual meeting
- ordinary meetings
- extraordinary meetings

and they will be conducted in accordance with the [Council's Procedure Rules](#) set out in Part 4 of this Constitution and while in force, the Virtual Committee Meeting Procedure Rules.