

Responsibility for Functions

10.1 Under the Local Government Act 2000 and the Regulations made thereunder, the City Council's functions are either:

- (a) non-Executive functions - the responsibility of the full Council and/or its committees and sub-committees; or
- (b) the responsibility of the Executive (i.e. the Cabinet, Cabinet committees or individual members of the Cabinet); or
- (c) "local choice" functions (i.e. where, under the legislation, the City Council is free to choose whether the function is the responsibility of the Council or the Executive)

Both Council functions and Executive functions may (with some exceptions) be delegated to officers.

The following paragraphs and associated Appendices describe which functions are the responsibility of the Council and/or its committees and sub-committees, on the one hand and which functions are the responsibility of the Leader, Cabinet, Cabinet Committees or individual members of the Cabinet on the other. They also set out which functions have been delegated to officers.

10.2 RESPONSIBILITY FOR COUNCIL FUNCTIONS

The functions which may only be exercised by the full Council are set out in Chapter 2. Other Council functions are delegated to committees and sub-committees of the Council as set out in their terms of reference

The Council may from time to time abolish or create new committees and the committees may from time to time abolish or create new sub-committees.

Furthermore, the membership of the committees and sub-committees may be changed in accordance with the wishes of the political groups or the Council. Lists of the current memberships of the Council's committees and sub-committees are set out in Chapter 5.

The functions of the Council and its committees and sub-committees which have been delegated to officers are set in Chapter 6. These delegations may from time to time be amended by the Council, the relevant committee or sub-committee or in the case of executive functions by the Leader of the Council.

10.3 RESPONSIBILITY FOR EXECUTIVE FUNCTIONS

All Executive functions are vested in the Leader who may retain these or allocate these to the Cabinet, a Committee, an individual Cabinet member or delegate to an officer. Details of these allocations are set out in terms in reference.

The executive functions delegated to officers are set out in Chapter 6. These delegations can be amended by the Cabinet, the Leader or individual Cabinet members as appropriate.

10.4 RESPONSIBILITY FOR LOCAL CHOICE FUNCTIONS

"Local Choice" functions have been allocated to the Executive or Council as indicated in Chapter 3.

Where the function is a Council function the committee and/or sub-committee responsible for the function is also indicated. Where the function is delegated to an officer this is also indicated.

Similarly, where the function is an executive function, the relevant Cabinet member responsible for the function is indicated as well as any delegation of the function to an officer.

10.5 JOINT ARRANGEMENTS

As indicated in Chapter 3 the Council has established the following joint arrangements:-

With all 32 other London boroughs namely the London Boroughs of Barking & Dagenham; Barnet; Bexley; Brent; Bromley; the Corporation of London; Camden; Croydon; Ealing; Enfield; Greenwich; Hackney; Hammersmith & Fulham; Haringey; Harrow; Havering; Hillingdon; Hounslow; Islington; Kensington & Chelsea; Kingston upon Thames; Lambeth; Lewisham; Merton; Newham; Redbridge; Richmond upon Thames; Southwark; Sutton; Tower Hamlets; Waltham Forest and Wandsworth in respect of:-

(1) The London Councils Grants Committee

Save as set out at paragraph 4(2)(b) below, to carry out functions under a scheme established under Section 48 of the Local Government Act 1985 in respect of the administration of grants to voluntary organisations on behalf of participating boroughs and in accordance with the constitutional and procedural arrangements set out in the said scheme.

(2) The London Councils

To carry out the functions in respect of:-

- (a) research, information and policy development;
- (b) functions under Section 48(10) of the Local Government Act 1985 (Review of Needs of Greater London) relating to the administration of grants by the London Boroughs Grants Committee above;

- (c) research, advice and policy development functions relating to London Local Authorities in their role as employers formerly undertaken the Greater London Employers Association;
- (d) to approve an annual policy statement submitted by the Transport Committee for London;
- (e) other general functions calculated to facilitate or which are conducive or incidental to the above, and,
- (f) such other functions as may from time to time be delegated by the member authorities,

all of the above being more particularly set out in an agreement made in Section 101 of the Local Government Act 1972 dated 1st April 2000 and in accordance with the constitutional and procedural arrangements set out therein.

With 27 other London Boroughs namely the London Boroughs of Barking & Dagenham; Bexley; Brent; Camden; Croydon; Ealing; Enfield; Greenwich; Hackney; Hammersmith & Fulham; Haringey; Havering; Hounslow; Islington; Kensington & Chelsea; Kingston upon Thames; Lambeth; Lewisham; Merton; Newham; Redbridge; Richmond upon Thames; Southwark; Sutton; Tower Hamlets; Waltham Forest and the Corporation of London in respect of:-

(3) The London Councils Transport and Environment Committee

Save as set out at paragraph 4(2)(d) above, to carry out functions under Sections 73 and 74 of the Road Traffic Act 1991 in respect of parking adjudication and ancillary functions set out in an agreement made under Section 101 of the Local Government Act 1972 dated 15th January 1998 in accordance with the constitutional and procedural arrangements set out therein.

(4) North West London Joint Health Overview and Scrutiny Committee

Comprised of the eight boroughs of North West London (Ealing, H&F, RBKC, Westminster, Harrow, Hillingdon, Brent, Hounslow) plus *Richmond-upon-Thames*.

(5) Joint Health and Wellbeing Board

The Westminster and Royal Borough of Kensington and Chelsea (the Bi-Borough) Health and Wellbeing Board will provide strong and effective leadership across the local authorities and NHS partners by setting a clear direction, across traditional boundaries, to deliver change and fresh thinking. The Bi-Borough Board will work in partnership to address health issues that cannot be tackled by one organisation alone and to undertake joint commissioning with partners where this will deliver the best value for money for investment.