

**ARTICLE 7 - THE EXECUTIVE**

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| <p><b>ARTICLE 7 - THE EXECUTIVE</b></p> <p><b>7.01 Role</b></p> <p>The Executive will carry out all of the local authority’s functions which are not the responsibility of any other part of the local authority, whether by law or under this Constitution.</p>  |  |
| <p><b>7.02 Form and Composition</b></p> <p>The executive will consist of eight councillors appointed to the Executive by the Council.</p>   | <p><b>DELETE</b> "eight councillors" and substitute "between 3 and 10 Councillors including the Leader"</p> <p><b>DELETE</b> "by the Council" and substitute "by the Leader"</p>   |
| <p><b>7.03 Leader</b></p> <p>The Leader will be a councillor elected to the position of Leader by the Council from among the ten councillors appointed to the Executive. The Leader will hold office until:</p> <p>(a) he/she resigns from the office; or</p> <p>(b) he/she is suspended from being a councillor under Part III of the Local Government Act 2000 (although he/she may resume office at the end of the period of suspension); or</p> <p>(c) he/she is no longer a councillor;</p> <p>(d) until the next Annual Council meeting but may be re-appointed for further terms;</p> <p>(e) he/she is removed from office by resolution of the Council in the event of a change in political control of the Council, or to achieve pro rata representation of all political groups or for any other reason.</p> | <p><b>DELETE</b> "ten" (See 7.02 above).</p> <p>(a) <b>ADD</b> "or as a Councillor"</p> <p>(b) <b>DELETE</b> existing wording and substitute the following:<br/>"he/she is disqualified as a Councillor;"</p> <p>(c) <b>DELETE</b></p> <p>(d) <b>AMEND</b> to read "until the next Annual Council meeting after completing his/her term of office as a Councillor;"</p> <p>(e) <b>DELETE</b> all words after "Council" in the first line</p> <p><b>ADD</b> new section:</p> <p>"(f) if removed from office by virtue of regulations made pursuant to Section 444 of the Local Government Act 2000"</p> <p>Reason: Comply with Local Government Act 2007 which the Council has resolved to include in the Constitution.</p> |

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| <p><b>7.04 Deputy Leader</b></p> <p>The Council shall appoint a Deputy Leader of the Council from among the 10 councillors appointed to the Executive. The conditions attaching to appointment and holding this position shall be the same as those applying to the Leader, as set out in 7.03 above.</p>   | <p><b>AMEND</b> to read as follows:</p> <p>"The Leader will appoint a Deputy Leader of the Council from among those Councillors appointed to the Executive.</p> <p>The conditions attaching to this appointment shall be as set out in 7.05 below."</p>   |
| <p><b>7.05 Other Executive Members</b></p> <p>Other executive members shall hold office until:</p> <p>(a) they resign from office; or</p> <p>(b) they are suspended from being councillors under Part III of the Local Government Act 2000 (although they may resume office at the end of the period of suspension);</p> <p>(c) they are no longer councillors; or</p> <p>(d) the next Annual Council meeting but may be re-appointed for further terms</p> <p>(e) they are removed from office, either individually or collectively by resolution of the Council in the event of a change of political control of the Council, to achieve pro rata representation of all political groups or for any other reason.</p> | <p>(a) <b>ADD</b> "or as a Councillor"</p> <p>(b) <b>DELETE</b> and substitute "he/she is disqualified as a Councillor"</p> <p>(c) <b>DELETE</b></p> <p>(d) <b>NO CHANGE</b> (N.B. Annual appointment has been retained)</p> <p>(e) <b>DELETE</b> all words after "by" in the first line and substitute "the Leader".</p> |
| <p><b>7.06 Proceedings of the Executive</b></p> <p>Proceedings of the executive shall take place in accordance with the Executive Procedure Rules set out in Part 4 of this Constitution.</p>   |   |
| <p><b>7.07 Responsibility for Functions</b></p> <p>The Leader will maintain a list in Part 3 of this Constitution setting out which individual members of the Executive, committees of the Executive, officers or joint arrangements are responsible for the exercise of particular Executive functions.</p>  |   |

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### 7.08 Portfolio Holder Advisory Groups

For the purposes of carrying out any Executive function any member of the Executive may convene a Portfolio Holder Advisory Group. Details of the arrangements for such groups are set out in the Appendix to this Article.

### 7.09 Executive Committees

The Council may appoint, from time to time, Committees of the Executive comprising solely members of the Cabinet. The membership and terms of reference are set out in Part 3 of this Constitution (Responsibility for Functions).

AMEND by deleting "The Council" in the first line and substituting "The Leader of the Council"

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