

Article 4 - The Full Council

4.1 Meanings

(a) **Policy Framework.** The policy framework means the following plans and strategies and functions. These cannot be the sole responsibility of the Executive (for further details see Part 3 Section 3 of the Constitution.) :-

- Community Strategy - adopted January 2003;
- Crime and Disorder Reduction Strategy - adopted August 2002;
- Plans, strategies and Development Plan Documents which together comprise the Development Plan (of which Blaby District Council's Local Plan was adopted September 1999);
- Council's Corporate Plan;
- Food Safety Enforcement Service Delivery Plan - adopted annually;
- Health and Safety Enforcement Service Delivery Plan – adopted annually;
- The plan and strategy which comprise the Housing Investment Programme - adopted annually;
- Licensing Authority Policy Statement under the Licensing Act 2003 and the Gambling Act 2005;
- Functions relating to resolutions by the Licensing Authority not to issue Casino premises licences;
- Capital Strategy and Asset Management Plan
- Medium Term Financial Strategy
- Local Transport Plan

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- Formulating a plan or strategy for the control of the authority's borrowing, investments or capital expenditure
 - Children and Young People's Plan
 - Sustainable Community Strategy
- (b) **Budget.** The budget includes the allocation of financial resources to different services and projects, proposed contingency funds, the Council tax base, setting the Council tax and decisions relating to the control of the Council's borrowing requirement, the control of its capital expenditure and the setting of virement limits.
- (c) **Housing Land Transfer.** 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 full Council** (See also Part 3 Section 6 pages 1-2)

Only the Council may exercise the following functions:

- (a) adopting and changing the Constitution (except as provided in Article 15 Clause 15.2(a));
- (b) approving or adopting the policy framework (including any strategic policy), the budget and any application to the Secretary of State in respect of any Housing Land Transfer;
- (c) making decisions about any matter in the discharge of an executive function which is covered by the policy framework or the budget where the decision maker is minded to make it in a manner which would be contrary to the policy framework or contrary to/or not wholly in accordance with the budget subject to the urgency procedure contained in the Access to Information Procedure Rules in Part 4 Section 2 of this Constitution;
- (d) electing (for a four year term) and dismissing the Leader of the Council;
- (e) agreeing and/or amending the terms of reference for Committees, deciding on their composition and making appointments to them;
- (f) appointing representatives to outside bodies unless the appointment is an executive function or has been delegated by the Council;
- (g) adopting an allowances scheme under Article 2.5 (page 2-2-2);
- (h) changing the name of the area;

- (i) confirming the appointment of the Head of Paid Service;
- (j) making, amending, revoking, re-enacting or adopting bylaws and promoting or opposing the making of local legislation or personal Bills;
- (k) all local choice functions set out in Part 3 Section 2 of this Constitution which the Council decides should be undertaken by itself rather than the Cabinet Executive;
- (l) adopting the Local Authority's Code of Conduct; and
- (m) all other matters which, by law, must be reserved to Council;
- (n) approving the Scrutiny Commission Annual report;
- (o) accepting, or not accepting, a delegation from another local authority.

4.3 **Council meetings**

There are three types of Council meeting:

- (a) the annual meeting;
- (b) ordinary meetings;
- (c) extraordinary meetings;

and they will be conducted in accordance with the Council Procedure Rules in Part 4 Section 1 of this Constitution.

4.4 **Responsibility for functions**

The Council will maintain the information in Part 3, Section 6 of this Constitution setting out the responsibilities for the Council's functions which are not the responsibility of the Executive.

NB Reference should also be made to Part 3 Section 3 of the Constitution.

