



Leicester
City Council

WARDS AFFECTED
All Wards – Corporate Issue

FORWARD TIMETABLE OF CONSULTATION AND MEETINGS:
Cabinet

25 January 2010

Cabinet's Scheme of Delegation

Report of the Director Legal Services

1. Purpose of Report

To enable Cabinet to review its current Terms of Reference, portfolio structure and agree a revised Scheme of Delegation.

2. Report

Cabinet has the role of performing all the Council's executive functions which are not the responsibility of any other part of the Council such as full Council itself or Regulatory Committees. This is a requirement of law and the Council's Constitution.

Although the Terms of Reference for Cabinet are set by full Council, Article 7 of the Constitution states that the Leader can vary Cabinet's portfolios from time to time to suit current circumstances.

Cabinet's terms of Reference are structured into portfolios with a Lead Cabinet Member for each. They have been reviewed recently by the Leader in consultation with Cabinet Members so as to ensure that they reflect current lead responsibilities and recent changes in the corporate management structure. A revision is shown attached as **Appendix A**.

It is for Cabinet to review and update its Scheme of Delegation. Cabinet may perform executive functions itself, collectively, or arrange for delegation to committees, officers or individual Cabinet Members. Cabinet does not at present have any Committees.

All matters within each of the portfolios shown attached which are not reserved to Cabinet as stated are delegated to the Directors who have responsibility for the relevant functions. In this way, Cabinet is able to maximise delegation to appropriate officers and operate effectively at a strategic level. This form of Scheme of Delegation also enables flexibility to meet changing organisational and legal requirements.

In June, 2008 Cabinet decided to make use of provisions within the law and the Council's Constitution which enable the delegation of decision making to individual Cabinet members subject to the Leader giving support for the decision in question.

Most of Cabinet's business is dealt with by Cabinet collectively or by officers in accord with the Scheme of Delegation.

It is good practice for Cabinet to keep under review its Scheme of Delegation and there is a requirement for an up to date Scheme to be included in Part 3 of the Constitution which is then published via the intranet/internet.

3. Recommendations

Cabinet is recommended to:-

- (I) Note and support the revised portfolios shown attached;
- (ii) Approve the revised Scheme of Delegation shown attached as **Appendix A**; and
- (iii) Authorise the Director Legal Services to include the attached revision in Part 3 of the Constitution and arrange for this to be published via the Intranet/Internet.

4. Headline Financial and legal Implications

(i) Legal Implications

These are covered in the report.

(ii) Financial implications

There are no financial implications.

5. Other Implications

OTHER IMPLICATIONS	YES/NO	Paragraph Within Supporting References information
Equal Opportunities	No	
Policy	No	
Sustainable and Environmental	No	
Crime and Disorder	No	
Human Rights Act	No	
Elderly/People on Low Income	No	

6. Background Papers – Local Government Act 1972

Relevant legislation and the Council's Constitution.

7. Consultations

All Strategic Directors.

8. Report Author

Peter Nicholls
Director Legal Services

DECISION STATUS

Key Decision	No
Reason	N/A
Appeared in Forward Plan	N/A
Executive or Council Decision	Executive (Cabinet):

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