

## **ARTICLE 7 – THE EXECUTIVE**

### **Role**

- 1 The Leader and Cabinet will carry out all of the Authority's functions which are not the responsibility of any other part of the Authority whether by law or under this Constitution.

### **Form and Composition**

- 2 The Executive will be known as the Cabinet and will consist of the Leader and at least two but not more than nine Members appointed to the Cabinet by the Leader.
- 3 The Cabinet cannot include the Mayor or Deputy Mayor.
- 4 Cabinet Members will be known as Lead Members.
- 5 Cabinet Members may not be Members of the Overview and Scrutiny Committee or any of its sub-committees or panels.

### **Leader**

- 6 The Council will appoint the Leader of the Council. The Leader will determine the size and membership of the Cabinet, will appoint Members to the Cabinet and appoint one of those Members as the Deputy Leader. The Leader will determine the allocation of responsibilities for each Lead Member.
- 7 The Leader will hold office for a term of four years starting on the day of his or her election as Leader, unless his or her term of office as a Councillor is shorter, in which case his or her term of office as Leader will be the same as his or her term of office as a Councillor. If there is a vacancy in the position of Leader, the Leader will be elected at the first meeting of the Council following such a vacancy.
- 8 The Leader's term of office will cease:
  - (a) if he/she resigns from the office; or
  - (b) if he/she is no longer a Member (following an election in which the Leader loses his seat, his or her term will continue until the council meeting following the election); or
  - (c) by resolution of the Council, following which the Council will elect a replacement Leader at the same or subsequent Council meeting;
  - (d) he/she is suspended from being a councillor (although he/she may be re-appointed at the end of the period of suspension) or otherwise disqualified by law.

## **Other Cabinet Members (Lead Members)**

- 9 Lead Members shall hold office until:
- (a) they resign from office; or
  - (b) they are no longer Members; or
  - (c) they are suspended from being a councillor (although they may be re-appointed at the end of the period of suspension) or otherwise disqualified by law
  - (d) they are removed from office by the Leader of the Council

## **Deputy Leader**

- 10 The Leader will appoint the Deputy Leader at the first meeting of Cabinet held after his/her election as Leader. The Deputy Leader will hold office until the end of the Leader's term of office, or until:
- (a) he/she resigns from office, or
  - (b) he/she is removed from office by the Leader
  - (c) he/she is no longer a Councillor
  - (d) he/she is otherwise disqualified by law.

- 10.1 The Deputy Leader will act in place of the Leader if the Leader is unable to act

## **Proceedings of the Cabinet**

- 11 Proceedings of the Cabinet shall take place in accordance with the Executive procedure rules set out in Part 4 of this Constitution.

## **Responsibility for Functions**

- 12 Part 3 of this Constitution sets out where responsibility lies for the exercise of particular executive functions.