

Article 7 - The Cabinet

7.1 Role

The Cabinet will carry out all the Local Authority's functions which are not the responsibility of the Council whether by law or under these executive arrangements. The Cabinet, in exercising these functions will do so within the Budget and Policy Framework set by the Council in accordance with these arrangements. The Cabinet also has a key role in proposing the Budget and Policy Framework to the Council and in implementing and monitoring its Treasury Management Policies and Practices. In addition, the Cabinet and its members will lead the Community Planning process; the drive for continuous service improvement through the Wales Programme for Improvement; lead the preparation of and subsequently oversee them implementation of the Council's policies; take in-year decisions on resources and priorities subject to the Budget and Policy Framework Procedure Rules; and be the focus for forming partnerships with other local public, private, voluntary and community sector organisations to address local needs. The Cabinet will also consider and respond to any recommendations and reports from Scrutiny Committees, Regulatory and other Committees, Advisory Panels and the Standards Committee.

7.2 Roles and Functions of the Leader, Deputy Leader(s) and Cabinet Members

The Job Profile and Person Specifications for the Leader, Deputy Leader(s) and Cabinet Members can be found in the Councillors and Co-opted Members' Allowances Scheme (Part 6.1 of this Constitution).

7.3 Form and Composition of the Cabinet

The Council's executive is to be known as the "Cabinet" and will comprise the Leader elected to that position by the Council and up to nine other Councillors appointed by the Leader (including up to two Deputy Leaders). Only Councillors may be appointed to the Cabinet.

The Leader also has the power to appoint a job share Leader and job share Cabinet Members provided that the maximum number on the Cabinet does not exceed thirteen

The Leader may appoint 'Assistants to the Executive' who are not members of the Cabinet but who are entitled to attend and speak at any meeting of the Cabinet or any of the Cabinet's Committees.

(There shall be no co-optees and no deputies or substitutes for Cabinet Members. Neither the Chair nor Vice-Chair of the Council may be appointed to the Cabinet and members of the Cabinet may not be members of a Scrutiny Committee.)

A member may be appointed to the Cabinet on a temporary basis to cover a Cabinet Member that has exercised his/her right to a family absence under Part 2 of the Local Government (Wales) Measure 2011.

The Leader of the Council will hold office until the next election of the Council or until whichever of the following (a) – (d) is the earliest:

- (a) s/he resigns from the office; or
- (b) s/he is suspended from being a Councillor under Part 3 of the Local Government Act 2000 (although s/he may resume office at the end of the period of suspension); or
- (c) s/he is no longer a Councillor;
- (d) s/he is removed from office by resolution of the Council.

Cabinet Members will hold office until the next election of the Council or until whichever of the following (a) – (c) is the earliest:

- (a) they resign from office or are removed from office by the Leader;
- (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); or
- (c) they are no longer Councillors.

The Deputy Leader(s) may exercise all the functions of the Leader(s) where the position is vacant or where the Leader(s) is/are absent or is otherwise unable to act.

CABINET MEMBER PORTFOLIOS ARE INCLUDED AS PART OF THE LEADER'S JOB PROFILE WITHIN THE COUNCILLORS' & CO-OPTED MEMBERS' ALLOWANCES SCHEME

7.4 Proceedings at Cabinet

Proceedings of the Cabinet shall take place in accordance with the Executive Procedure Rules set out in Part 4 of this Constitution.

7.5 Responsibility for Functions

Each Cabinet Member shall have delegated authority for the exercise of all powers relating to the functions of the County Council relating to the portfolio they hold, subject to:

- (a) the exercise of powers delegated to officers;
- (b) those functions not being exercised in a way which would:
 - (1) change approved policies or strategies;
 - (2) create new policies or strategies;
 - (3) take decisions on the withdrawal or modification of a public service;
 - (4) decide on significant new powers or duties arising from new legislation;

(c) those decisions being taken at Cabinet Member Decision Meetings formally convened and recorded by the Chief Executive.

7.6 Scrap Metal Dealers Act 2013

To undertake oral “Application Hearings” against the refusal of applications by officers

7.7 Cabinet Members Acting as Trustees

To take decision in relation to Trusts of which the Council is Corporate Trustee.