

## Executive Decision Making by an Officer with Delegated Powers

**Decision to be taken by:** Rob Ayliffe, Monitoring Officer

**Pursuant to delegation reference MO2 within the Council's Scheme of Delegation**

**Report title: Changes to Cabinet Portfolios**

<b>The decision</b>	<i>To update the constitution as set out in appendix 1, in order to reflect changes to the assignment of Cabinet Portfolios made by the Leader of the Council</i>
<b>Background Documents</b>	None
<b>Reasons for the decision</b>	<i>In order to give effect to a decision of the Leader of the Council to reassign executive responsibility for Road Safety</i>
<b>Resource implications</b>	<i>None</i>
<b>Who has been consulted?</b>	<i>Not Applicable</i>
<b>What were their comments?</b> <i>Not applicable</i>	
<b>Background/Context</b>  Under the Local Government Act 2000 and Gloucestershire County Council's constitution, the Leader of the Council has responsibility for determining the areas of responsibility assigned to Cabinet Members.  In reviewing those responsibilities, the Leader has determined that responsibility for Road Safety should be brought together under the portfolio of the Cabinet Member for Fire, Community Safety and Libraries.  Appendix 1 gives effect to that decision by making the necessary changes to part 3, section 4 of the Constitution.	



**Rob Ayliffe, Monitoring Officer**

19 January 2023

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## Appendix 1: Monitoring Officer Changes to Part 3 of Constitution

### SECTION 4 - RESPONSIBILITY FOR EXECUTIVE FUNCTIONS

- 4.1 In accordance with the Local Government Act 2000 (as amended) the Leader of the Council has determined that executive functions of the Council should be the responsibility of the Cabinet, individual Members of which may take executive decisions within their area of responsibility, and Officers.
- 4.2 The Cabinet is not responsible for approving the Council's budget or the Policy Framework. It is, however, responsible for leading the development of the budget and Policy Framework. The Cabinet is also responsible for making decisions on the delivery of Council services within the approved budget and Policy Framework in respect of any matter that is not reserved by law or under the Constitution to the full Council or another Council body.
- 4.3 In Gloucestershire, executive decisions can be taken by the Cabinet collectively, by Cabinet Members individually and by Officers of the Council to whom powers have been delegated. Decisions will be taken in accordance with the Cabinet Procedure Rules, Access to Information Procedure Rules and the Policy Framework and Budget Procedure Rules.
- 4.4 Every Cabinet Member is assigned areas of responsibility by the Leader of the Council, as described below.

<b>Area of responsibility</b>
<b>4.4.1 Leader of the Council</b>
1. Overall responsibility for the Council
2. Regional and national affairs
3. Economic growth including GFirst LEP and digital connectivity
4. Engagement with Western Gateway
5. County Deal and devolution
6. Performance
7. Communications
8. Customer Experience
9. Public Health
10. Levelling Up and Community Development
11. Welfare Reform
12. Travellers
13. Public Health advice and information

<b>4.4.2 Deputy Leader and Cabinet Member - Finance and Change</b>
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1. MTFS, budget planning, monitoring and Business Service Centre
2. Support Services – including HR, legal, property, ICT, commercial, information management and traded services
3. Corporate Health and Safety
4. Commons and Rights of Way
5. Archives
6. Democratic Services
7. UBICO shareholder

<b>4.4.3 Cabinet Member - Children’s Safeguarding and Early Years</b>
1. Children’s safeguarding
2. Looked After Children/Care Leavers
3. Early help
4. Early years including children’s centres
5. Adoption and Fostering
6. Children with disabilities

<b>4.4.4 Cabinet Member - Environment and Planning</b>
1. Vision 2050, strategic housing, major infrastructure – including Local Transport Plan and highways development management
2. Sub Regional Transport Partnership
3. Air Quality and Air Quality Management Strategy
4. Climate change – including green transport, Electric Vehicle Strategy, Carbon Reduction Strategy, flood resilience, sustainable procurement and green energy
5. Minerals and Waste Planning and Planning Authority liaison – duty to co-operate
6. Waste disposal, waste reduction and recycling, including energy from waste

<b>4.4.5 Cabinet Member - Highways and Flood</b>
1. Highways maintenance and investment, including Highways Asset Management Plan
2. Highways network management
3. Streetworks
4. Parking
5. Traffic Regulation Orders
6. Flooding protection works

<b>4.4.6 Cabinet Member - Adult Social Care Commissioning</b>

1. Commissioning (including joint commissioning with NHS)
2. Adult Social Care Transformation Programme
3. Implementing the Care Act 2014
4. Services for vulnerable people
5. Integrated Care System Lead

<b>4.4.7 Cabinet Member - Adult Social Care Delivery</b>
1. GCC-provided services
2. Adult safeguarding
3. Operational services for Learning Disabilities and Physical Disabilities
4. Mental Health
5. Transitions
6. Adults living in vulnerable circumstances
7. Reablement
8. Residential and Nursing Care
9. Dementia
10. Carers
11. Domiciliary Care
12. Domestic Abuse
13. Refugees and Asylum Seekers

<b>4.4.8 Cabinet Member - Education, Skills and Bus Transport</b>
1. Gloucestershire Joint Economic Growth Committee
2. Post 16 education, skills and apprenticeships
3. Strategic oversight of education
4. School funding
5. School improvement/access and place planning
6. Special educational needs
7. Public, community and home to school transport

<b>4.4.9 Cabinet Member - Fire, Community Safety and Libraries</b>
1. Fire and Rescue Service
2. HMICFRS compliance
3. Civil Contingencies
4. PCC relationship
5. Road Safety
6. Trading Standards
7. Coroners Service
8. Libraries and Registration

4.5 Every area of responsibility shall include the Council's executive function of investigating and/or prosecuting suspected or actual criminal and civil acts relating to the executive functions referred to in the portfolio.

*Note: Prosecution of suspected criminal acts are subject to authorisation by the Assistant Director of Legal Services.*

4.6 The Leader of the Council may appoint up to five Cabinet Project Champions to assist the Cabinet with its work. Cabinet Project Champions do not have executive powers.