

Article 10 – Joint Arrangements and Delegations to Other Local Authorities

10.1 Joint Arrangements

- 10.1.1 The Council may establish joint arrangements (including participating in the Constitution and appointment of a joint committee) with one or more local authorities and/or their Cabinets to exercise functions which are not the executive (cabinet) functions of the Council or any participating local authority.
- 10.1.2 The Cabinet may establish joint arrangements (including participating in the Constitution and appointment of a joint committee) with one or more local authorities to exercise functions which are the executive (cabinet) functions of the Council.
- 10.1.3 Except in the circumstances set out in paragraph 10.1.4 below, the Cabinet may only appoint Cabinet Members to a joint committee and those members need not reflect the political composition of the Council as a whole.
- 10.1.4 Notwithstanding the provisions of paragraph 10.1.3 above, the Cabinet may appoint non Cabinet members to a joint committee provided:
- 1) the joint committee has functions for only part of the District;
 - 2) that part is smaller than two-fifths of the District by area or population ("the qualifying part");
 - 3) the non Cabinet member appointed is a member for a ward which is wholly or partly contained within the qualifying part;
 - 4) and in any such case those members need not reflect the political composition of the Council as a whole.
- 10.1.5 The Council has entered into Joint Arrangements with South Bucks District Council, Wycombe District Council and Aylesbury Vale District and the details of these arrangements including the composition, terms of reference and delegated powers of any joint committee are set out in Section E of Part 3 of this Constitution.

10.2 Arrangements to Promote Wellbeing

- 10.2.1 The Council or the Cabinet in order to promote the economic, social or environmental well-being of the District, may:
- 1) enter into arrangements or agreements with any person or body;
 - 2) co-operate with, or facilitate or co-ordinate the activities of, any person or body;
 - 3) exercise on behalf of that person or body any functions of that person or body.

10.3 Access to Information

- 10.3.1 The Access to Information Rules set out in Section D of Part 4 of this Constitution shall apply to joint committee meetings.
- 10.3.2 In order to secure the rights conferred by paragraph 10.3.1 above the Council or the Cabinet (as the case may be) will not enter into any joint arrangements consisting of a joint committee until the other participating bodies agree that the rights of the public to agendas, reports, background papers, meetings and minutes of the meetings will be not less than the rights granted by the Council's Access to Information Rules.

10.4 Delegation To and From Other Local Authorities

- 10.4.1 The Council may delegate functions which are not the functions of its Cabinet, to another local authority or, in the circumstance set out in paragraph 10.4.2 below, to the Cabinet of another local authority.
- 10.4.2 The circumstances referred to in paragraph 10.4.1 above are that in the hands of the other local authority, the function is the responsibility of their Cabinet.
- 10.4.3 The Cabinet may delegate functions which are its responsibility to the Cabinet of another local authority, or in the circumstances set out in paragraph 10.4.4 below, to the Council of another local authority.
- 10.4.4 The circumstances referred to in paragraph 10.4.3 above are that the other local authority has not adopted political management arrangements consisting of a Leader and Cabinet Executive, or an elected Mayor and Cabinet Executive.
- 10.4.5 The decision to accept a delegation from another local authority, whether to the Council or to the Cabinet, is reserved to full Council.
- 10.4.6 The delegation by the Council or the Cabinet of any their respective functions to another local authority shall not prevent the Council or the Cabinet (as the case may be) from exercising that function.