

## Article 4 – The Full Council

### 4.01 Meanings

#### (a) Policy Framework

The policy framework means the following plans and strategies:

- (i) The Community Strategy;
- (ii) The Corporate Plan;

and the following thematic Policy Statements:

- (iii) Finance Resources and Governance Policy Statement
- (iv) ICT Policy Statement
- (v) Customers and Communication Policy Statement
- (vi) Regeneration and Economic Development Policy Statement
- (vii) Tourism, Leisure and Culture Policy Statement
- (viii) Environment and Sustainability Policy Statement
- (ix) Plans and strategies which together comprise the Development Plan/Local Development Framework
- (x) Social Inclusion Policy Statement
- (xi) Human Resources Policy Statement
- (xii) Crime and Disorder Policy Statement
- (xiii) Housing Policy Statement

Together with such policies as may from time to time be required as a matter of law to form part of the policy framework, namely:

- (xiv) Annual revisions to the Corporate Plan;
- (xv) The Crime and Disorder Reduction Strategy;
- (xvi) The Local Transport Plan;
- (xvii) The Licensing Policy
- (xviii) The Gambling Licensing Policy
- (xix) The Shoreline Management Plan/s for the Borough of Scarborough

(b) **Budget.** The budget includes the allocation of financial resources to different services and projects, proposed contingency funds, the Council Tax base, setting the Council Tax and decisions relating to the control of the Council's borrowing requirements, the control of its capital expenditure and the setting of virement limits.

(c) **Housing Land Transfer.** Housing Land Transfer means the approval or adoption of applications (whether in draft form or not) to the Secretary of State for approval of a programme of disposal of 500 or more properties to a person under the Leasehold Reform, Housing and Urban Development Act 1993 or to dispose of land used for residential purposes where approval is required under sections 32 or 43 of the Housing Act 1985.

(d) **Executive Arrangements mean**

- (i) Article 6 (Overview and Scrutiny Committees) and the Additional Overview and Scrutiny Committee Procedure Rules;
- (ii) Article 7 (The **Executive**) and the Additional Cabinet Procedure Rules;
- (iii) Article 10 (Area Committees and Forums) and the Additional Area Committee Procedure Rules
- (iv) Article 11 (Joint Arrangements)
- (v) Article 13 (Decision Making) and the Access to Information Procedure Rules;
- (vi) Part 3 (Responsibility for Functions)

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#### 4.02 Functions of the full Council

Only the Council will exercise the following functions:

- (a) adopting and changing the Constitution;
- (b) approving or adopting the policy framework, the budget and any application to the Secretary of State in respect of any Housing Land Transfer;
- (c) making decisions about any matter in the discharge of an executive function which would be contrary to the policy framework or budget (except in cases of urgency when the procedures set out in the Access to Information Procedure Rules apply);
- (d) appointing the Leader;
- (e) agreeing and/or amending the terms of reference for Committees, deciding on their composition and making appointments to them;
- (f) appointing representatives to outside bodies **excluding outside bodies which fall within the responsibility of the Leader of Council or a Cabinet Portfolio that the Leader has established within the Council Scheme of Delegation;**
- (g) adopting an Allowances Scheme under Article 2.05;
- (h) changing the name of the Borough, conferring the title of Honorary Alderman or Freedom of the Borough;
- (i) through the Chief Officers Appointments Committee the appointment, dismissal and terms and conditions of service of the Chief Executive (Head of Paid Service), Chief Officers and Heads of Service (save as otherwise provided under the Officer Employment Rules);
- (j) making, amending, revoking, re-enacting or adopting byelaws and promoting or opposing the making of local legislation or personal bills;
- (k) all local choice functions set out in Part 3 of this Constitution which the Council decides should be undertaken by itself rather than the Cabinet; and
- (l) designating officers to be the Council's Head of Paid Service, Chief Financial Officer (S151 Officer), and Monitoring Officer and appointing officers as Proper Officers for particular purposes;
- (m) making a re-organisation order to establish a Parish Council within the Borough
- (n) all other matters which, by law, must be reserved to Council.

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(m) through the Audit Committee approving the Council's Statement of Accounts, income and expenditure and balance sheet.

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#### 4.03 **Council Meetings**

There are three types of Council meeting:

- (a) the Annual Meeting;
- (b) Ordinary Meetings;
- (c) Extraordinary Meetings.

and they will be conducted in accordance with the Council Procedure Rules in Part 4 of this Constitution.