

## Article 11 - Joint Arrangements

### 11.1 Arrangements to promote well-being

- (1) The Council may work with other councils, public bodies, commercial and voluntary organisations to promote the economic, social or environmental well-being of the District.

### 11.2 Joint Arrangements

#### Joint arrangements for Council Functions

- (1) The Council may establish joint arrangements with one or more local authorities and/or their executives to exercise functions which are not executive functions in any of the participating authorities or to advise the Council. Such arrangements may involve the appointment of a joint committee with those other local authorities.

#### Joint arrangements for Executive Functions

- (2) The Executive may establish joint arrangements with one or more local authorities to exercise functions which are executive functions. Such arrangements may involve the appointment of joint committees with those other local authorities and will reflect the political balance requirements set out in the Local Government and Housing Act 1989.
- (3) Except as set out below, the Executive may only appoint Executive Members to a joint committee and those Councillors need not reflect the political composition of the local authority as a whole.
- (4) The Executive may appoint members to a joint committee from outside the Executive if the joint committee has functions for only part of the area of the Council, and that part area is smaller than two-fifths of the Council by area or population. In such cases, the Executive may appoint to the joint committee any Councillor who is a member for a ward, which is wholly or partly contained within the area. In this case the political balance requirements do not apply to such appointments.
- (5) The Council and the Executive must maintain a list and details of the joint arrangements they have established.

### 11.2 Access to information

- (1) The Access to Information Rules in Part 4 of this Constitution apply to joint committees.

- (2) If all the members of a joint committee are members of the Executive in each of the participating authorities then its access to information arrangements is the same as that applied to the Executive.
- (3) If the joint committee contains members who are not on the Executive of any participating authority then the access to information rules in Part VA of the Local Government Act 1972 will apply.

#### 11.4 Delegation to and from other Local Authorities

- (1) The Council or the Executive may delegate non-executive functions to another local authority or, in appropriate circumstances, the Executive of another local authority.
- (2) The decision whether or not to accept such a delegation from another local authority shall be reserved to the Council meeting.
- (3) All functions can be delegated in this way unless prevented by law.

#### 11.5 Contracting Out

In certain circumstances where legislation permits, functions may be contracted out.

#### 11.6 Strategic Alliance

- (1) The Council has formed a Strategic Alliance with North East Derbyshire District Council, in place since 2011. A shared chief executive and management team lead the transformation programme covering both councils.
- (2) To assist in the development of the transformation programme and to provide oversight, both councils have established a politically balanced Strategic Alliance Joint Committee, comprising nine members from either council and chairmanship will rotate annually between both councils. The Joint Committee has no decision-making powers but may make recommendations back to the respective councils. The Terms of Reference for the Joint Committee are contained in Part 3 – Responsibility for Functions.