

PART 3 – RESPONSIBILITY FOR FUNCTIONS

Section 1A – Council Meeting

Functions of the Council

The Council's Constitution (Article 4) sets out the following functions which can only be exercised by the Full Council i.e. a meeting of all Council Members and which includes the adoption of the policy framework. Only the Council will exercise the following functions:-

- (a) adopting and changing the Authority's executive arrangements and the Constitution);
- (b) approving or adopting the policy framework, the budget and any application to the Welsh Assembly Government in respect of any Housing Land Transfer;
- (c) subject to the urgency procedure contained in the Access to Information Procedure Rules set out in Part 4 of this Constitution, making decisions about any matter in the discharge of an Executive Function which is covered by the Policy Framework or the budget where the decision maker is minded to make it in a manner which would be contrary to the Policy Framework or contrary to/or not wholly in accordance with the budget;
- (d) electing and removing the Leader and appointing and removing members of the Cabinet (not being the Leader);
- (e) agreeing and/or amending the Terms of Reference of Committees, deciding on their composition and making appointments to them;
- (f) appointing representatives to outside bodies unless the appointment is an Executive Function or has been delegated by the Council;
- (g) adopting an Allowances Scheme under Article 2.5;
- (h) changing the name of the area, conferring the title of Honorary Alderman or Freedom of the City;
- (i) making or confirming the appointment of the Chief Executive;
- (j) making, amending, revoking, re-enacting or adopting bylaws 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 or by a person to whom or body to which it has delegated its powers rather than the Cabinet; and

- (l) all other matters which, by law, must be reserved to Council.

The policy framework includes the plans and strategies listed in Schedule 3 to the Local Authorities (Executive Arrangements) (Functions and Responsibilities) (Wales) Regulations 2007 (as amended), as follows:

Plans and Strategies	Reference
Best Value Performance Plan	Section 6(1) of the Local Government Act 1999 (c.27)
Community Strategy*	For Councils in Wales, Section 39(1) of the Local Government (Wales) Measure 2009
Crime and Disorder Reduction Strategy*	Sections 5 and 6 of the Crime and Disorder Act 1998 (c.37)
Local Transport Plan	Section 108 of the Transport Act 2000
Children and Young People's Plan*	Regulations made under section 26 of the Children Act 2004.
Plans and alterations which together comprise the Development Plan	Section 10A of the Town and Country Planning Act 1990
Welsh Language Scheme	Section 5 of the Welsh Language Act 1993
Youth Justice Plan	Section 40 of the Crime and Disorder Act 1998 (c.37)
Health & Well Being Strategy*	Section 24 of the National Health Act 2002
Plans to approve Young Peoples Partnership Strategic Plans and a Children and Young Peoples Framework Partnership.	Sections 123, 124 and 125 of the Learning and Skills Act 2000
Housing Strategy	Section 87 of the Local Government Act 2003 (c.26)
Rights of Way Improvement Plan	Section 60 of the Countryside and Rights of Way Act 2000

Together with such other plans and strategies which the Authority may decide should be adopted by the Council as a matter of local choice, as set out in Article 4.2(a) of this Constitution.

*Integrated into the single partnership plan, "What Matters: The 10 Year Strategy for Cardiff", by resolution of Council on 16 June 2011, minute no. 21.