

## **J2 JOINT ARRANGEMENTS**

### **1. Arrangements to promote well being**

- 1.1 The Council or the Executive, in order to promote the economic, social and environmental well being of its area, may:-
  - 1.1.1 Enter into arrangements or agreements with any person or body;
  - 1.1.2 Co-operate with, or facilitate or co-ordinate the activities of, any person or body; and
  - 1.1.3 Exercise on behalf of that person or body any functions of that person or body.

### **2. Joint Arrangements**

- 2.1 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 participating authorities, or to advise the Council. Such arrangements may involve the appointment of a joint committee with these other local authorities.
- 2.2 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 these other local authorities.
- 2.3 Except as set out below, the Executive may only appoint executive members to a joint committee and those members need not reflect the political composition of the local authority as a whole.
- 2.4 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 authority, and that area is smaller than two-fifths of the authority by area or population. In such cases, the Executive may appoint to the joint committee any councillor who is a member for an electoral division which is wholly or partly contained within the area. The political balance requirements do not apply to such appointments.
- 2.5 Details of the joint arrangements made by the Council, including any delegations to joint committees, are set out in the following table:-

Description of Joint Arrangements	Delegations
<p><b>Luton and South Bedfordshire Joint Planning and Transportation Committees (with Luton Borough Council)</b></p>	<p>Section 29 Committee</p> <p>1. To exercise all the functions of the constituent councils as local planning authorities under Part 2 of the Planning and Compulsory Purchase Act 2004 in respect of the Luton and South Bedfordshire Growth Area (all as defined in the Luton and South Bedfordshire Joint Committee Order 2007 and Regulation 24 of the Local Government (Structural Changes) (Transitional Arrangements) (No 2) Regulations 2008) except for those functions conferred by or under Sections 13 and 14 (survey of area) and Section 16 (minerals and waste development planning).</p> <p>Section 101 Committee</p> <p>2. To work jointly in relation to the preparation, recommendation for approval and maintenance of a Local Transport Plan for the Luton and South Bedfordshire Growth Area. (Final adoption of a Local Transport Plan remains a function of the full councils of the constituent authorities.)</p> <p>3. Membership:</p> <p>Section 29 Committee (planning):-</p> <ul style="list-style-type: none"> <li>• 6 Central Bedfordshire Councillors, 6 Luton Borough Councillors</li> </ul> <p>(NB: the 6 Central Bedfordshire Councillors to include at least 3 Executive councillors and 1 or 2 non-executive councillors who will normally include the Chairman of Development Management Committee)</p> <ul style="list-style-type: none"> <li>• A named substitute will be appointed for each of the above positions.</li> </ul> <p>Section 101 Committee (transport):</p> <ul style="list-style-type: none"> <li>• 3 Central Bedfordshire Executive Councillors, 3 Luton Borough Executive Councillors</li> </ul>

	<ul style="list-style-type: none"> <li>a named substitute will be appointed for each of the above positions.</li> </ul>
	4. Full terms of reference are available on request from the Monitoring Officer.
<b>Wixams Joint Development Control Committee (with Bedford Borough Council)</b>	<ol style="list-style-type: none"> <li>To exercise the development control powers and duties of the Bedford Borough Council and Central Bedfordshire Council under the Town and Country Planning legislation in relation to The Wixams new settlement (the area as defined in the Planning and Development Brief (figure 2)) as specified below.</li> <li>Determination of:- <ol style="list-style-type: none"> <li>Outline planning applications for development relating to the settlement.</li> <li>Full/reserve matter/remediation work applications for sites that straddle the boundaries of the constituent authorities.</li> </ol> </li> <li>The heads of terms of any joint legal agreements relating to the proposed development.</li> <li>Any other planning issues/applications relating to the development of the settlement as may be referred to the Committee from time to time from either Authority in respect of their own area.</li> <li>Membership: <ul style="list-style-type: none"> <li>9 Central Bedfordshire Councillors</li> <li>9 Bedford Borough Councillors</li> </ul> </li> <li>Full terms of reference are available on request from the Monitoring Officer.</li> </ol>
<b>Houghton Regis Town Centre Management Committee</b>	1. To set the broad direction of the Town Centre initiative taking into account the needs of the Town Centre's customers, employees, residents, visitors, traders, property owners and developers.

	<p>2. To inform and advise the relevant Committees of the local authorities on all aspects of their responsibilities for the Town Centre and its environs.</p> <p>3. To co-ordinate the activities of the various Town Centre service providers and those responsible for meeting the needs of the Town Centre.</p> <p>4. Membership:</p> <ul style="list-style-type: none"> <li>• 4 Central Bedfordshire Council appointed Councillors</li> <li>• 4 Houghton Regis Town Council appointed Councillors</li> </ul> <p>5. Quorum:</p> <p>At least 50% of the membership of the committee.</p> <p>6. Notes:</p> <p>6.1 Houghton Regis Town Council administers the committee which is governed by the Town Council's Standing Orders.</p> <p>6.2 Only Members of the committee can vote.</p> <p>6.3 A Councillor appointed by Central Bedfordshire Council will take on the role of Chairman and a Councillor appointed by the Town Council will take on the role of Vice-Chairman.</p>
<p>Dunstable <del>Joint Committee</del></p>	<p>1. To serve as a partnership forum for all those involved in town centre initiatives to consult with each other and co-ordinate their activities so as to realise their aspirations for the town centre.</p>

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2. To set the broad direction of the partnership, taking into account the needs of the town centre's customers, employees, residents, visitors, traders, property owners and developers. This to include devising and updating a recommended Joint Committee Action Plan. The Committee will consider issues relating to:

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- The economic, social and environmental well being of the town
- Transport issues
- Community safety issues
- Leisure and recreational issues
- The development and implementation of the Dunstable Town Centre Master Plan

All such issues will be considered in the context of the development and ongoing review of the Joint Committee Action Plan.

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7. Membership:

- 5 named Councillors from Central Bedfordshire Council, All named Councillors must be elected representatives of wards in Dunstable. 5 Dunstable Town Council appointed Councillors
- Named substitutes from each Council will be permitted to attend meetings as full Committee representatives.

**Deleted:** To inform and advise the relevant committees of the local authority/authorities on all aspects of their responsibilities for the town centre and its environs.¶

**Deleted:** To co-ordinate the activities of the various town centre service providers and those responsible for meeting the needs of the town centre.¶

**Deleted:** To undertake and co-ordinate marketing and promotional work for the town centre.¶

**Deleted:** To seek funding opportunities for the furtherance of town centre initiatives and to agree a detailed action plan for the town centre in accordance with the approved Town Centre Strategy and other approved local authority policies.¶

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8. Quorum:

At least ~~3 Members from each Council will have to be in attendance for the meeting to be quorate.~~

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9. Notes:

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9.1 This group has the power to invite representatives of local interest groups to attend its meetings.

9.2 A Councillor appointed by Central Bedfordshire Council will take on the role of Chairman and a Councillor appointed by the Town Council will take on the role of Vice-Chairman.

9.3 Dunstable Town Council administers the committee which is governed by the Town Council's Standing Orders.

9.4 Only members of the committee can vote-

9.5. The Committee is not a replacement for any decision making structures regarding planning applications and will not duplicate the work of the Planning Authority.

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9.6 In an attempt to engage with local town centre stakeholders, the DJC will co-opt up to fifteen additional Committee Members from local town centre representative groups. Representative groups could be from the retail, banking, property, transport or any other relevant sectors. However, any co-opted Member must be able to demonstrate how they can add value to the work of the Committee. **Each co-opted Member will be able to engage fully in all discussions but will not have any voting rights.** Co-opted Members will serve a term on the Committee equivalent to the electoral term of elected Council Members

<p><b>Leighton-Linslade Town Centres Management Committee</b></p>	<ol style="list-style-type: none"> <li>1. To serve as a forum for all the partners in the Town Centre Initiative to consult with each other and co-ordinate their activities so as to realise their aspirations for the town centre.</li> <li>2. To set the broad direction of the Initiative, taking into account the needs of the town centre's customers, employees, residents, visitors, traders, property owners and developers.</li> <li>3. To inform and advise the relevant committees of the local authority/authorities on all aspects of their responsibilities for the town centre and its environs.</li> <li>4. To co-ordinate the activities of the various town centre service providers and those responsible for meeting the needs of the town centre.</li> <li>5. To develop a marketing and promotional strategy for the town centre.</li> <li>6. To seek funding opportunities for the furtherance of the Town Centre Initiative and to agree an action plan for the town centre in accordance with approved local authority policies.</li> <li>7. Membership: <ul style="list-style-type: none"> <li>• 5 Central Bedfordshire Council appointed Councillors</li> <li>• 5 Leighton-Linslade Town Council appointed Councillors</li> </ul> </li> <li>8. Quorum: <p>At least 50% of the member ship of the committee.</p> </li> <li>9. Notes: <ol style="list-style-type: none"> <li>9.1 This group has the power to invite representatives of local interest groups to attend its meetings.</li> </ol> </li> </ol>
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	<p>9.2 A Councillor appointed by Central Bedfordshire Council will take on the role of Chairman and a Councillor appointed by the Town Council will take on the role of Vice-Chairman.</p> <p>9.3 Only members of the committee can vote.</p> <p>9.4 Leighton-Linslade Town Council administers the committee which is governed by the Town Council's Standing Orders.</p>
<p><b>Joint Waste Disposal Project Board</b>  <b>(Joint Officer arrangement established under Section 101(5) of the Local Government Act 1972)</b></p>	<p>1. To facilitate the joint procurement of, and the subsequent operation and management of, facilities for the treatment and (subject to the agreement of the partner authorities) the disposal of residual waste in pursuance of the current and future waste disposal functions arising under Section 51 of the Environmental Protection Act and to secure the continuing improvement in the effective discharge of those functions by the authorities.</p> <p>2. Membership:</p> <p>2.1 An officer appointed by each of the authorities as the Authority Lead Officer for that Authority. One such officer to be appointed by each of Bedford Borough Council, Central Bedfordshire Council and Luton Borough Council. Unless there are over-riding reasons to the contrary each authority shall appoint the officer with responsibility for waste functions as the Authority Lead Officer (voting members);</p> <p>2.2 The Project Director, if he/she is an employee of one of the authorities (non-voting);</p> <p>2.3 The Project Manager, if he/she is an employee of one of the authorities (non-voting);</p> <p>2.4 An officer of one of the authorities agreed by the authority officers to be the Financial Adviser to the Project Board (non-voting);</p>

	<p>2.5 An officer of one of the authorities agreed by the Authority Lead Officers to be the Legal Advisor to the Project Board (non-voting);</p>
	<p>2.6 The Executive Member of each authority with responsibility for waste functions as an observer; and</p> <p>2.7 The appropriate officer of the Department for Environment, Food and Rural Affairs as an observer.</p> <p>3. A copy of the Joint Working Agreement and the constitution for the Project Board approved by the Shadow Executive at its meeting on 30 September 2008, is available on request from the Monitoring Officer.</p>

### **3. Access to Information**

- 3.1 The Access to Information Procedure Rules at Part G2 of this constitution apply to joint committees established by the Council under paragraph 2.1 or by the Executive under paragraph 2.2.
- 3.2 If all the members of a joint committee are members of the Executive in each of the participating authorities then its access to information regime is the same as that applied to the Executive.
- 3.3 If the joint committee contains councillors who are not members of the Executive of any participating authority then the access to information rules in Part VA of the Local Government Act 1972 will apply to that joint committee.

### **4. Delegation to and from other Local Authorities**

- 4.1 The Council may delegate non-executive functions to another local authority or, in certain circumstances, the Executive of another local authority.
- 4.2 The Executive may delegate executive functions to another local authority or to the Executive of another local authority in certain circumstances.
- 4.3 The decision whether or not to accept such a delegation from another local authority shall be reserved to the Council meeting.

## **5. Governance Arrangements**

- 5.1 Any existing or future joint arrangements entered into by Central Bedfordshire Council shall be in accordance with the Partnerships Protocol at Part J3 of the Constitution.

## **6. Contracting out**

- 6.1 The Council may contract out to another body or organisation functions which may be exercised by an officer and which are subject to an order under Section 70 of the Deregulation and Contracting Out Act 1994, or under contracting arrangements where the contractor acts as the Council's agent under usual contracting principles, provided there is no delegation of the Council's discretionary decision making.