

## **J2 PART 2 ARTICLE 10 - 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~~ 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 ward 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 ~~are set out below~~ are set out in the table below, including any ~~delegations~~ delegations to joint committees, are set out ~~in the following table:-~~ in Part 3D.

<b>Description of Joint Arrangements</b>
Biggleswade Joint Committee
Dunstable Joint Committee
Houghton Regis Partnership Committee
Leighton-Linslade Partnership Committee
Wixams Joint Development Control Committee (with Bedford Borough Council)
Joint Waste Disposal Project Board (Joint Officer arrangement established under Section 101(5) of the Local Government Act 1972)
South East Midlands Local Transport Board

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

- 3.1 The Access to Information Procedure Rules at ~~Part G2~~ Part 4F 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~~ Part 4H 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.