

ARTICLE 4 - THE FULL COUNCIL

4.1. Meanings

(a) Policy Framework.

The Policy Framework means the plans and strategies set out in the Policy Framework Procedure Rules within this Constitution.

(b) Budget

The budget includes the Council's financial strategy, annual budget and rules for variations to the approved spending plans - approval to include the allocation of financial resources (revenue and capital) to services or projects, proposed contingency funds, setting the Council Tax and determining overall limits in relation to borrowing requirements.

(The Cabinet will be responsible for putting draft proposals to the Council on the above issues.)

(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 the inclusion of a disposal in a programme of disposal of 500 or more properties to a person under the Leasehold Reform, Housing and Urban Development Act 1993 or for consent to dispose of land used for residential purposes where approval is required under sections 32 or 43 of the Housing Act, 1985.

4.2. 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) in connection with the discharge of the function of formulating a plan or strategy for the control of the Council's borrowing, capital expenditure or investments, the giving of instructions requiring the Cabinet to reconsider any draft plan or strategy submitted by the Cabinet for the Council's consideration, the amendment of any draft plan or strategy submitted by the Cabinet for the Council's consideration; and the adoption (with or without modification) of the plan or strategy;
- (d) subject to the urgency procedure contained in the Access to Information Procedure Rules in Part 4 of this Constitution, making decisions about any matter in the discharge of a Cabinet function which is covered by the policy framework or the budget where the decision taker 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;
- (e) appointing the Leader

- (f) agreeing and/or amending the terms of reference for Committees, deciding on their composition and making appointments to them;
- (g) appointing representatives to outside bodies unless the appointment is a Cabinet function and has been delegated by the Council;
- (h) adopting an allowances scheme under Article 2.7;
- (i) changing the name of the area, conferring the title of honorary alderman or freedom of the Borough;
- (j) approving the appointment or dismissal of the Head of Paid Service and approving the dismissal of the Monitoring Officer and Chief Finance Officer;
- (k) making, amending, revoking, re-enacting or adopting bylaws and promoting or opposing the making of local legislation or personal Bills;
- (l) 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;
- (m) all matters which, by law, must be reserved to Council;
- (n) agreeing to establish a joint Committee to be, for the purposes of Part 2 of the Planning and Compulsory Purchase Act 2004, a local planning authority;
- (o) agreeing to confer additional functions on a joint Committee;
- (p) power to request the dissolution of a joint Committee;
- (q) power to resolve not to issue any casino premises licenses within the Borough under Section 166 of the Gambling Act 2005;
- (r) approval of an allowance for the Mayor and Deputy Mayor other than where the allowance is updated for inflation in accordance with the Budget Strategy;
- (s) considering relevant petitions submitted under the Crawley Borough Council Petitions Scheme.

4.3. **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

4.4. **Responsibility for Functions**

The Council will maintain the tables in Part 3 of this Constitution setting out the responsibilities for the Council's functions which are not the responsibility of the Cabinet.