

Part 3: Responsibility for Functions

1. Introduction

Part 3 sets out the responsibility for the functions of the Combined County Authority and functions of the Mayor.

1. Combined County Authority (CCA) (Board) Functions

- 1.1 CCA Functions are functions of the Combined County Authority which are not exercisable by the Mayor. **Part 3 - Section 2** sets out an overview of the CCA Functions, including those conferred by the EMCCA Regulations.
- 1.2 CCA Functions are exercised by the Combined County Authority at a meeting of the CCA or in accordance with arrangements agreed by the CCA.
- 1.3 Certain CCA Functions can only be exercised with the consent of a relevant constituent council, district or borough council or the Peak District National Park. These are identified in **Part 3 - Section 2**.
- 1.4 The CCA may make arrangements for any CCA Function, except those reserved to the CCA, to be exercised:
 - by a committee or sub-committee of the CCA,
 - by an officer of the CCA,
 - by another local authority, or
 - under joint arrangements with one or more other local authorities.
- 1.5 **Part 3 – Section 4** sets out the CCA Functions which have been reserved to the CCA and must be taken at a meeting of the CCA.
- 1.6 **Part 3 - Section 5** sets out the CCA Functions which have been delegated to committees or sub-committees of the CCA and the terms of reference agreed for those committees and sub-committees.
- 1.7 **Part 3 - Section 6** sets out the CCA Functions which have been delegated to officers of the CCA.

- 1.8 **Part 3 - Section 7** sets out the CCA Functions which are to be exercised by another local authority or under joint arrangements with one or more other local authorities.
- 1.9 Where a CCA Function has been delegated under arrangements, this does not prevent the CCA exercising the function.

2. Mayoral Functions

- 2.1 Mayoral Functions are functions of the Combined County Authority exercisable only by the Mayor. **Part 3 - Section 3** sets out an overview of the Mayoral Functions, including those conferred by the East Midlands Combined County Authority Regulations.
- 2.2 Mayoral Functions are exercised by the Mayor acting individually, or in accordance with arrangements made by the Mayor.
- 2.3 Certain Mayoral Functions can only be exercised with the consent of a lead member of a Constituent Council given at a meeting of the Combined County Authority. These are identified in **Part 3 - Section 3**.
- 2.4 Certain Mayoral Functions can only be exercised with the consent of a constituent council, relevant district council or the Peak District National Park. These are identified in **Part 3 - Section 3**.
- 2.5 The Mayor may arrange for any of the following to exercise any Mayoral Function, except those reserved by law to the Mayor:
- the Deputy Mayor,
 - another CCA member, or
 - an officer of the CCA.
- 2.6 The Mayor may enter into arrangements jointly with the Combined County Authority, the Constituent Councils and other Councils in accordance with section 101(5) of the Local Government Act 1972 for the discharge of the Mayoral Functions.
- 2.7 The Mayoral Functions which have been delegated to the Deputy Mayor or another Member of the Combined County Authority will be set out in the Constitution once they have been made.

- 2.8 **Part 3 - Section 6** sets out the Mayoral Functions which have been delegated to officers of the CCA.
- 2.9 Where a Mayoral Function has been delegated under arrangements, this does not prevent the Mayor exercising the function.
- 2.10 The Mayor may amend their arrangements at any time.

3. Statutory Consents

- 3.1 The Protocol for the exercise of Statutory Consents shall be followed in respect of:
- a. CCA Functions that can only be exercised with the consent of a relevant district council or Peak District National Park;
 - b. Mayoral Functions that can only be exercised with the consent of a lead member of a Constituent Council given at a meeting of the Combined County Authority; and
 - c. Mayoral Functions that can only be exercised with the consent of a relevant district council or Peak District National Park.

Document version control	
Version:	1.0
Date:	20 March 2024
Document approved by:	EMCCA Board
To be of effect from:	20 March 2024