



## THE COUNCIL'S CONSTITUTION – A SUMMARY EXPLANATION

The purpose of this Constitution is to set out with clarity for the benefit of Councillors, officers, members of the public and anybody who may have dealings with the Council:-

- the structure of the Council
- who has responsibility for making decisions on behalf of the Council
- arrangements which the Council has for review and scrutiny decisions made by it
- the processes and procedures to be followed in making and/or scrutinising and reviewing decisions of the Council
- the Protocols which govern the conduct of Councillors and officers
- the rights of citizens in relation to the Council

In fulfilling those aims the Constitution will support:-

- the Council in providing a clear leadership to the community of Bracknell Forest, in partnership with its citizens, businesses, the voluntary sector and other organisations
- the active involvement of citizens in the process of the Council decision-making
- Councillors in representing their constituents effectively
- the efficient and effective taking of decisions
- the holding of decision-makers to public account

The Constitution comprises the following parts:

Page No

### **Part 1 - The Structure of the Council**

- |    |   |       |
|----|---|-------|
| 1. | <b>Section 1 - Overview</b>               | 1 - 2 |
| 2. | <b>Section 2 - Members of the Council</b> | 3 - 4 |
| 3. | <b>Section 3 - The Council Meeting</b>    | 5 - 6 |

4.	<b>Section 4 - The Executive</b>	7 - 8
5.	<b>Section 5 - Regulatory and Other Committees</b>	9 - 10
6.	<b>Section 6 - Champions</b>	11 - 12
7.	<b>Section 7 - Joint Arrangements</b>	13 - 14
8.	<b>Section 8 - Officers' Roles and Statutory Officer Functions</b>	15 - 18

## **Part 2 - Responsibility for Decisions**

9.	<b>Section 1 - Introduction</b>	19 - 20
10.	<b>Section 2 - Responsibility for Local Choice Functions</b>	21 - 22
11.	<b>Section 3 - Functions of the Council</b>	23 - 24
12.	<b>Section 4 - Responsibility for Non-Executive Functions</b>	25 - 32
13.	<b>Section 5 - Responsibility for Executive Functions</b>	33 - 42
14.	<b>Section 6 - Powers Exercisable by Officers</b>	43 - 48
15.	<b>Table 1 - Delegation to Officers</b>	49 - 62

## **Part 3 - Overview & Scrutiny**

16.	<b>Section 1 - Introduction</b>	63 - 64
17.	<b>Section 2 - Overview &amp; Scrutiny Commission</b>	65 - 66
18.	<b>Section 3 - Overview &amp; Scrutiny Panels</b>	67 - 68
19.	<b>Section 4 - Conduct of Proceedings</b>	69 - 70

## **Part 4 - The Way in which the Council Operates**

20.	<b>Section 1 - Introduction</b>	71 - 72
21.	<b>Section 2 - Principles of Decision Making</b>	73 - 76
22.	<b>Section 3 - Council Procedure Rules</b>	77 - 94
23.	<b>Annex - Scheme for Public Participation at Meetings of the Council</b>	95 - 100
24.	<b>Annex - Overview and Scrutiny Public Participation Scheme</b>	101 - 104
25.	<b>Annex - Guidance for Filming, Audio-Recording, Photographing and Using Social Media at Council and Committee Meetings</b>	105 - 106
26.	<b>Annex - Remote meetings protocol and procedure rules</b>	107 - 112
27.	<b>Section 4 - Committee Procedure Rules</b>	113 - 128

28.	<b>Annex - Rules of debate diagram</b>	129 - 130
29.	<b>Section 5 - Access to Information Procedure Rules</b>	131 - 142
30.	<b>Section 6 - Budget and Policy Framework Procedure Rules</b>	143 - 148
31.	<b>Section 7 - Executive Procedure Rules</b>	149 - 152
32.	<b>Section 8 - Protocol for Executive Decision Making by Members under Executive Arrangements</b>	153 - 160
33.	<b>Section 9 - Overview &amp; Scrutiny Procedure Rules</b>	161 - 170
34.	<b>Section 10 - Financial Regulations</b>	171 - 244
35.	<b>Section 11 - Contract Standing Orders</b>	245 - 260
36.	<b>Section 12 - Officer Employment Procedure Rules</b>	261 - 266
37.	<b>Section 13 - Code of Conduct for Members and Co-Opted Members</b>	267 - 276
38.	<b>Section 14 - Employees' Code of Conduct</b>	277 - 288
39.	<b>Section 15 - Member and Officer Protocol</b>	289 - 302
40.	<b>Section 16 - Protocol for Members in Dealing with Planning Matters</b>	303 - 312
41.	<b>Section 17 - Legal Proceedings Etc</b>	313 - 314
42.	<b>Section 18 - Leader and Chief Executive Protocol</b>	315 - 318
 <b><u>Part 5 - Citizens and the Council</u></b>		
43.	<b>Citizens and the Council</b>	319 - 320
 <b><u>Part 6 - Members' Allowances</u></b>		
44.	<b>Members' Allowances</b>	321 - 332
45.	<b>Schedule 1 - Special Responsibility Allowances</b>	333 - 334
46.	<b>Schedule 2 - Approved Duties for Travel and Subsistence Allowances</b>	335 - 336
47.	<b>Schedule 3 - Approved Conferences</b>	337 - 338
 <b><u>Part 7 - Review, Revision, Suspension, Interpretation and Publication of the Constitution</u></b>		
48.	<b>Review, Revision, Suspension, Interpretation and Publication of the Constitution</b>	339 - 340