

## PART 2 E ALLOCATION OF RESPONSIBILITY FOR FUNCTIONS: CABINET

<b>NAME</b>	<b>ROLE</b>	<b>WARD</b>
Cllr Bella Sankey	Leader	<b>Wish</b>
Cllr Jacob Taylor	Cabinet Member – Finance and City Regeneration  Deputy Leader (job share)	<b>Moulsecomb and Bevendean</b>
Cllr Tim Rowkins	Cabinet Member – Net Zero & Environmental Services  Deputy Leader (job share)	<b>Hanover and Elm Grove</b>
Cllr Mitchie Alexander	Cabinet Member- Communities, Equalities, Public Health & Adult Social Care	<b>Coldean &amp; Stanmer</b>
Cllr Jacob Allen	Cabinet Member – Customer Services and Public Realm	<b>Woodingdean</b>
Cllr Emma Daniel	Cabinet Member – Children, Families and Youth Services	<b>Central Hove</b>
Cllr Birgit Miller	Cabinet Member – Culture, Heritage and Tourism	<b>Goldsmid</b>
Cllr Trevor Muten	Cabinet Member – Transport and City Infrastructure	<b>Goldsmid</b>
Cllr Alan Robins	Cabinet Member – Sports, Recreation & Libraries	<b>South Portslade</b>
Cllr Gill Williams	Cabinet Member – Housing	<b>Whitehawk and Marina</b>

### **Cabinet Advisors appointed for 2025/2026**

Cllr Andrei Czolak – Community Safety

Cllr John Hewitt – Devolution and Local Government Re-Organisation

Cllr Paul Nann – Homelessness

Cllr Joy Robinson – Procurement and Contract Management

## **PART 2 E ALLOCATION OF RESPONSIBILITY FOR FUNCTIONS**

### **A. LEADER OF THE COUNCIL**

#### **General Functions**

To exercise any function which is designated as an executive function under the law or under the Council's Constitution.

*[N.B. Section 9E of the Local Government Act 2000 (as amended) vests all executive functions in the Leader, who may delegate them to the Cabinet, a committee of the Cabinet, individual Cabinet Members, an area committee or officers. Any such delegation is without prejudice to the Leader's ability to exercise these powers].*

#### **Specific Functions**

- (a) To determine the appointment and dismissal of Cabinet Members, their portfolios and the scheme of delegations for executive functions.
- (b) The formulation, co-ordination and implementation of corporate policies and strategies and making decisions relating to such matters to the extent that they are not reserved to Full Council.
- (c) To chair Cabinet meetings and major partnerships as necessary and ensure the efficient dispatch of business consistent with the Council's policies and strategies.
- (d) To be the lead spokesperson for the Council and deal with external relations with partners and other stakeholders.
- (e) To represent the Council in national and regional negotiations and consultations and lead and co-ordinate the Council's policy development and Partnership work.
- (f) To lead and co-ordinate the Council's work on corporate communications and engagement.
- (g) To deal with any executive function not specifically delegated to another member of the Cabinet.

## **B. DEPUTY LEADER**

- 1.1 The Deputy Leader of the Council shall have the responsibilities and term of office set out in the Local Government Act 2000 Section 9GB and Schedule A1 and shall have overall responsibility for:
  - Undertaking the responsibilities and delegated powers of the Leader of the Council, to the extent permitted by the Constitution, in the absence of the Leader.
  - The chairing of meetings of the Executive in the absence of the Leader of the Council.
- 1.2 The role may be undertaken on a job share basis by two members of the Cabinet.

## **C: THE CABINET**

- 1.1 The Cabinet will take Key Decisions collectively.
- 1.2 Key Decisions are defined as:
  - (a) an executive decision which is likely to result in the Council incurring expenditure which is, or the making of savings which are, significant having regard to the budget for the service or function to which the decision relates; or
  - (b) an executive decision which is likely to be significant in terms of its effects on communities living or working in an area of two or more wards;
- 1.3 A decision is significant for the purposes of para 1.2(a) above if it involves expenditure or the making of savings of an amount in excess of £1m.
- 1.4 Guidance in relation to para 1.2(b) is included as an Appendix to this Allocation of Responsibilities document.
- 1.5 The following functions shall be discharged by the Cabinet:
  - (a) the formulation of the Council's overall policy objectives and priorities, recommending them to the Council for approval where appropriate and their coordination and implementation with particular reference to the functions of the relevant directorates and departments.
  - (b) the development, formulation and submission to Full Council of the Council's revenue and capital budgets, including the Housing Revenue Account, ensuring effective financial control and the achievement of value for money, within the provisions

of Financial Standing Orders and recommending the budget to Council where appropriate.

- (c) the determination of the authority's strategies and programmes in relation to the policy and budget framework set by the Council.
- (d) Any matter which the Cabinet, having regard to the forward plan, decides should be dealt with by the Cabinet.
- (e) Any matter which the Leader decides should be dealt with by the Cabinet.
- (f) Any matter which is delegated to a Cabinet Member, and that Councillor decides to refer to the Cabinet.
- (g) Any matter which straddles the portfolios of 2 or more Councillors and, in the opinion of the Leader or the Monitoring Officer, is more appropriately dealt with by the Cabinet.
- (h) Any executive function which is not specifically delegated to a Cabinet Member under this scheme of delegations.
- (i) Approval of the Council's Risk Management Strategy.
- (j) Any matter which, under the Council's Financial Standing Orders, Contract Standing Orders or other Council rules, requires the approval of the Cabinet.
- (k) To affiliate to and appoint representatives to outside bodies and to make the Authority's appointments to school and college governing bodies and other bodies.
- (l) To receive reports from the Corporate Parenting Board in relation to the Council's looked after children.

1.2 When referring or reserving a matter to the Cabinet under subparagraphs (d) (e) (f) or (g) of paragraph 1.1 above, the Leader or, as the case may be, the Cabinet Member may do so on a one off basis or as part of a general/ standing arrangement.

## **D. CABINET MEMBER - FINANCE & CITY REGENERATION**

### **Delegated Functions**

To exercise the functions of the Council as follows:

#### **1. Finance**

- (a) Advising the Leader and Cabinet on budget strategy and the medium term financial plan;
- (b) Reviewing financial management arrangements and performance;
- (c) Reviewing arrangements for securing value for money and efficiency in the use of the Council's resources;
- (d) Reviewing treasury management arrangements and performance;
- (e) Considering reports on financial matters as may be agreed between the Cabinet Member and the Chief Finance Officer and advising the Leader or the Cabinet as appropriate;
- (f) Making decisions or granting authorisations on expenditure in accordance with the requirement of Financial Standing Orders;
- (g) Making decisions on matters which, in the opinion of the Cabinet Member, on the advice of the Chief Finance Officer, are not significant enough to be referred to the Cabinet;
- (h) To provide Member leadership to the finance function, including Housing Benefit and Council Tax Reduction, the administration, collection and enforcement of Council Tax and Non-Domestic Rates.
- (i) To exercise the Council's functions in relation to school finance and sufficiency in provision of early years and school places.

#### **2. Property**

- (a) Ensuring the effective strategic management of the Council's property, including its Education Capital, Estates and Building Surveying functions;
- (b) To oversee the management of corporately held property and land declared surplus to the requirements of the service area;
- (c) To authorise the acquisition or disposal of any land held by the Council providing that any proposal for the transfer of housing land which requires the consent of the Secretary of State shall be referred to Full Council with recommendations.

### **3. Procurement**

To lead on Procurement and the promotion of social value through procurement and the council's supply chain including working with all Cabinet Members to drive value for Council priorities.

### **4. City Regeneration**

- (a) The Council's functions and partnerships regarding the promotion of economic growth and the establishment and development of business;
- (b) To lead and co-ordinate the Council's work on Economic Growth
- (c) To oversee the progress of major projects (including major building, infrastructure or other projects involving the erection or significant alteration of major permanent structures or landmarks including seafront development) undertaken by the Council, and advise the Leader or the Cabinet as appropriate;
- (d) To review major projects, having regard to capacity to deliver, corporate priorities and resources, and advise the Leader or the Cabinet as appropriate;
- (e) To promote sustainable development in the city, including unlocking the building of new homes

### **5. Planning & Building Control**

- (a) The planning functions of the Council to the extent that they are executive functions, including the formulation and development of the Local Area Framework prior to its adoption by Full Council;
- (b) To exercise the Council's functions regarding building control.

### **6. Assets of Community Value**

To exercise the Council's functions in relation to Assets of Community Value, pursuant to the Localism Act 2011.

## **E. CABINET MEMBER – COMMUNITIES, EQUALITIES, PUBLIC HEALTH & ADULT SOCIAL CARE**

### **Delegated Functions**

To be the Lead Member for Adult Services as set out in the Best Practice Guidance.

#### **1. Adult Social Services**

- (a) To exercise the social services functions of the Council in respect of adults;
- (b) To exercise all of the powers of the Council in relation to the issue of certificates to blind people; the issue of badges for motor vehicles for disabled people and the grant of assistance to voluntary organisations exercising functions within its area of delegation;
- (c) To exercise the functions of the Council in relation to the removal to suitable premises of persons in need of care and attention.

#### **2. Partnership with the Health Service**

- (a) To exercise the Council's functions under or in connection with the adult services partnership arrangements made with health bodies pursuant to Section 75 of the National Health Service Act 2006.
- (b) To support partnership development in relation to social care and integrated care and joint commissioning of services.

#### **3. Adult Learning Disabilities**

To discharge the Council's functions regarding Adult Learning Disability (age 25 plus).

#### **4. Public Health**

To coordinate and make arrangements for the exercise of the Council's functions in relation to public health, including:

- (a) Supporting the development of policies to tackle health inequalities;
- (b) Leading on the Council's response to major public health incidents;
- (c) Leading on the promotion of good mental health and wellbeing across the City.

#### **5. Community and voluntary sector**

To develop, oversee and make decisions regarding the implementation of the Council's Communities and Third Sector policies, investment in and support to the community and voluntary sector.

## **6. Active Citizenship and Community Resilience**

- a) To develop, oversee and make decisions regarding proposals to increase active citizenship and make recommendations to Cabinet
- b) To develop, oversee and make decisions regarding proposals to improve community resilience and make recommendations to Cabinet.

## **7. Community Cohesion**

To oversee plans and programmes of support for resettling refugees and asylum seekers, bringing communities together and ensuring people are welcome, including City of Sanctuary commitments.

## **8. Community and Voluntary sector discretionary grants:**

To oversee the management of community and voluntary sector discretionary grants

## **9. Equality, Diversity & Inclusion**

To discharge the Council's functions regarding equalities, inclusion and Human Rights

## **F. CABINET MEMBER – HOUSING**

### **Delegated Functions**

To discharge the Council's functions as a local housing authority and to discharge the specific functions set out in the following paragraphs.

#### **1. Housing Supply**

To discharge the Council's functions in relation to:

- (a) The Council's housing strategy;
- (b) Homelessness and the allocation of housing;
- (c) Tenancy relations and the provision of housing advice;
- (d) Housing loans and grants.

#### **2. Private Sector Housing**

Private sector housing, including taking action to remedy overcrowding, disrepair, unfitness and statutory nuisances; to promote fire safety in private sector housing and the Council's functions in relation to houses in multiple occupation;

#### **3. Homelessness & Roughsleeping**

To coordinate the Council's policies and actions with a view to reducing and eliminating street homelessness and to ensure that appropriate action is taken.

#### **4. Housing Related Support Services**

To exercise the Council's functions for the commissioning of housing related support services.

#### **5. Housing Landlord Functions**

To discharge the Council's functions as a housing landlord including the management of property within the Housing Revenue Account and associated properties.

#### **6. Regulatory Compliance, including Regulator for Social Housing**

Where the Council is the 'responsible person' for Council owned residential buildings, overseeing compliance with relevant requirements including the Building Safety Act 2023, Fire Safety (England) Regulations 2022, and Social Housing (Regulation) Act 2023.

## **G. CABINET MEMBER – NET ZERO & ENVIRONMENTAL SERVICES**

### **i. Waste Management, Refuse and Recycling**

To exercise the Council's functions in relation to waste and as waste collection authority, waste disposal authority and litter authority, including dealing with litter, street cleansing, abandoned vehicles and dog fouling.

### **ii. Environmental Awareness and Enforcement**

To exercise all the functions of the Council regarding the promotion of environmental awareness, and to take all steps necessary to enforce the environmental powers available to the Council, including (but not limited to) all steps necessary or incidental to the enforcement of the offences described in the Council's Environmental Enforcement Framework or other relevant policy, concordant or strategic document in place at the relevant time.

### **iii. Environmental Health**

To exercise the Council's functions in respect of environmental health matters.

To exercise the Council's functions regarding trading standards, including but not limited to consumer protection, product safety, fair trading, metrology, food standards and animal health.

### **iv. Net Zero**

To lead on the Council's ambition to be a carbon Net Zero Council, including working with all Cabinet Members to deliver this

### **v. Sustainability**

To co-ordinate the Council's role and response to cross-cutting sustainability issues such as reducing carbon emissions, increasing biodiversity, and the conservation and management of habitats and spaces where plants and animals can thrive through the implementation of the City Downland Estate Plan.

## **H. CABINET MEMBER – CULTURE, HERITAGE & TOURISM**

### **Delegated Functions**

To exercise the functions of the Council as follows:

#### **1. Culture and Creative Industries**

Culture, including arts and heritage and, without prejudice to the generality of the foregoing, the exercise the Council's functions in respect of arts, entertainment and cultural activities.

#### **2. Tourism & Marketing**

Tourism, marketing and conferences.

#### **3. Museums**

Museums, art galleries, historic buildings and their gardens and the functions of the Council regarding public records.

#### **4. Conservation & Design**

Exercise the Council's functions in relation to Conservation and Design, including the Hove Borough Council Act 1976.

#### **5. Events**

Commercial events, including the annual programme of entertainment events.

#### **6. Seafront Operations**

To exercise the Council's functions regarding the esplanade, beach and foreshore.

#### **7. Community-led events**

To oversee plans and programmes for community led events, such as Pride.

#### **8. Night-time Economy**

To exercise the Council's function in relation to the night-time economy

#### **9. Licensing**

To exercise the licensing functions of the Council to the extent that they are executive functions.

## **I. CABINET MEMBER – TRANSPORT & CITY INFRASTRUCTURE**

### **Delegated Functions**

To exercise the functions of the Council as follows:

#### **1. Highways Management**

To exercise the Council's executive functions in relation to all highways matters and as highway authority, street authority, bridge authority, including but not limited to highways, bridges and private streets.

#### **2. Traffic Management and Transport**

- (a) To exercise the Council's functions in relation to the provision of traffic management and transport services and as traffic authority, including but not limited to public passenger transport and the co-ordination of transport for service users;
- (b) To manage the provision of transport services for service departments including home-school transport and transport for social services;
- (c) To consider and make decisions on proposed traffic orders where objections have been received and not withdrawn or otherwise resolved;
- (d) To exercise the Council's powers regarding travel concessions and integrated active travel.

#### **3. Parking**

To exercise the Council's functions in relation to parking, including on and off street parking and decriminalised parking.

#### **4. Water Environment, Flood Risk Management and Coast Protection**

To exercise the Council's functions as a coast protection authority, tackle water pollution and management of flood risk

#### **5. Print & Sign**

To oversee the management of the Council's Print & Sign service

## **J. CABINET MEMBER – CHILDREN, FAMILIES & YOUTH SERVICES**

### **Delegated Functions**

To be the Lead Member for Children's Services in accordance with Section 19(2) of the Children Act 2004.

#### **1. To exercise the functions of the Council:**

- (a) as a Local Education Authority under any enactment relating to education, youth services and the employment of children;
- (b) in relation to educational charities;
- (c) in partnership arrangements with other bodies connected with the delivery of education;
- (d) in relation to social services for children and young people;
- (e) in partnership arrangements with other bodies connected with the delivery of services for children, young people and families;
- (f) regarding families in connection with the functions set out above or where there are no other arrangements made under this scheme of delegation.
- (g) under or in connection with the children and young people's partnership arrangements made with health bodies pursuant to section 75 of the National Health Service Act 2006 and section 10 of the Children Act 2004 ("the section 75 Agreements");
- (h) in relation to children's public health

#### **2. Corporate Parenting**

To discharge the Council's functions as Corporate Parent for its children in care and those who are care experienced, in conjunction with relevant Council Partnership Boards and other agencies.

#### **3. Children's Learning Disabilities**

To discharge the Council's functions regarding children's learning disabilities (age 0-24)

#### **4. Employment & Skills**

To discharge the Council's functions for the provision of adult education; apprenticeships, youth employment, skills partnership;

To discharge the Council's functions regarding the employment of physically disabled persons.

## **5. Preventing Violence Against Women & Girls**

Developing and implementing strategy to prevent Domestic Sexual Violence and Violence Against Women & Girls.

## **10. Community safety**

To discharge the Council's functions regarding community safety, crime and disorder and associated matters in particular where these require member-level engagement and consultation with the community.

## **11. Modern Slavery**

To approve the Council's Modern Slavery Statement

## **12. Prevent duty**

- a) Carrying out its functions with due regard to the statutory Prevent duty imposed by the Counter-Terrorism and Security Act 2015, which requires the Council to have due regard to the need to prevent people being drawn into terrorism.
- b) Monitoring risk and otherwise co-ordinating Prevent activity across the Council's functions through the Prevent Board.

## **13. Authorised and unauthorised sites and encampments**

To exercise the Council's functions in relation to the management of authorised and unauthorised sites and encampments, including all activities necessary or incidental to the Council's performance of its responsibilities in relation to the following:

- (a) Gypsies, Roma and Travellers;
- (b) Van dwellers.

## **K. CABINET MEMBER – SPORTS, RECREATION & LIBRARIES**

### **1. Parks and Open Spaces**

To exercise the Council's functions in relation to Parks and Open Spaces to the following extent:-

- (a) provision, management and control of parks and open spaces (except those held for housing purposes);
- (b) making countryside management arrangements;
- (c) provision, management and control of allotments and smallholdings.

### **2. Leisure, Sports and Recreation**

- (a) The provision and management of leisure, sports and recreation facilities.
- (b) The provision of leisure activities undertaken on the seafront including the esplanade, beach and foreshore.

### **3. National Parks**

To exercise the Council's functions regarding National Parks so far as they relate to or affect Brighton & Hove

### **4. Libraries Service and Archives**

To oversee the Council's Libraries and information service and recommending the Libraries Plan to full Council for approval.

To exercise the Council's functions regarding the custody and maintenance of the Council's historical documents and records.

### **5. Bereavement Services**

To exercise the Council's functions in relation to bereavement services.

## **L. CABINET MEMBER – CUSTOMER SERVICES & PUBLIC REALM**

### **Delegated Functions**

#### **1. Streets to be Proud Of**

To drive changes that promote the improved 'look and feel' of the city and its neighbourhoods.

#### **2. Public Realm**

To exercise the council's functions regarding spaces to which the public have rights of access and consisting of the highway, street furniture on the highway and open spaces or part of open spaces immediately adjacent to the highway to which the public have access.

#### **3. Neighbourhood Renewal**

To discharge the Council's functions in respect of neighbourhood renewal, which include:

- (a) developing and implementing the neighbourhood renewal strategy for Brighton & Hove in order to narrow the gap between the most deprived neighbourhoods and the rest of Brighton & Hove, under the themes set by national Government of housing, health, liveability, crime, education and employment; and
- (b) acting as the accountable body for the Neighbourhood Renewal Fund on behalf of the Local Strategic Partnership.

#### **4. Core Services**

To support the delivery of the following Corporate Services with a focus on service transformation:-

- Human Resources & Learning & Organisational Development
- Health, Safety and Wellbeing
- Facilities and Building Services
- Customer Experience
- Information Rights
- Business Improvement
- Corporate Performance & Risk
- Legal & Democratic Services
- Electoral and ceremonial matters where these are executive functions
- Local Land Charges
- Coroner's Services

#### **5. Digital Innovation**

To oversee the exercise of the Council's functions in respect of:-

- (a) The implementation of the Council's Digital Strategy aligned to corporate and city strategic objectives;

(b) The provision of information technology and related digital services to Council departments.

## **6. Community Engagement**

- (a) To co-ordinate and lead on the Council's functions in connection with community engagement and voluntary organisations;
- (b) To ensure an effective working relationship with voluntary, community, and faith sector organisations;
- (c) To work with community groups, and statutory agencies to both maintain and improve community resilience.
- (d) Ensuring residents and stakeholders are being appropriately involved and consulted on the Council's decisions, plans and activities.

## **M: CABINET ADVISORS**

The Leader may appoint up to four Cabinet Advisors each municipal year for a term of 12 months and will decide, following consultation with Cabinet, the policy area in which the Cabinet Advisor will focus their recommendation-making. Cabinet Advisors will not sit as part of the Executive. The Leader has the right to remove any Cabinet Advisor from this position at any time.

## APPENDIX TO ALLOCATION OF RESPONSIBILITIES: CABINET

### GUIDANCE ON KEY DECISIONS

- **Definitions of key decisions**

There are two types of key decision:

1. **Those which are above a general financial threshold**

Key decisions are those which result in the authority incurring expenditure or savings of £1,000,000 or more.

Examples include:

- disposal of any council property with a value of £1,000,000 or more
- taking by the council of any interest in land with a value of £1,000,000 or more
- the granting of any interest in land worth £1,000,000 or more
- applications for funding from any external body which if successful would require match funding of £1,000,000 or more, or require revenue commitment of £1,000,000 or more
- the award of a contract worth £1,000,000 or more.

2. **Those which have a significant impact on communities living or working in an area comprising two or more wards in the City**

Key decisions are those which are likely to be significant in terms of their impact on communities in two or more wards.

In considering whether a decision is likely to be significant, a decision maker will need to consider the strategic nature of the decision and whether the outcome will have an impact, for better or worse, on the amenity of the community or quality of service provided by the authority to a significant number of people living or working in the locality affected.

To assist in this judgment, the following factors should be taken into account:

- the extent of the impact (i.e. how many people and wards will be affected)
- the likely views of those affected (i.e. is the decision likely to result in substantial public interest)
- whether the decision is likely to be a matter of political sensitivity
- where the decision may incur a significant social, economic or environmental risk
- where there is evidence of significant local opposition to any proposals

Examples include:

- closure or significant changes to the provision of any council service, school or education facility