

# Part 2 - Articles

## Article 2 - The Combined Authority

### General

- 2.1 The West Yorkshire Combined Authority (the Combined Authority) is a body corporate<sup>1</sup>.
- 2.2 The **Constituent Councils** of the Combined Authority are:
- City of Bradford Metropolitan District Council
  - Borough Council of Calderdale
  - the Council of the Borough of Kirklees
  - Leeds City Council, and
  - the Council of the City of Wakefield
- 2.3 The Combined Authority was established for the **Combined Authority's Area**, which is the area consisting of the areas of the Constituent Councils.
- 2.4 The **Non-Constituent Council** of the Combined Authority is the City of York Council.
- 2.5 The West Yorkshire Mayor (the Mayor) is elected by the local government electors for the Combined Authority's Area.

### Membership

- 2.6 The Combined Authority comprises ten members in addition to the Mayor, who is a member of the Combined Authority by virtue of that office<sup>2</sup>. See further Article 3 (Membership of the Combined Authority).

### Chair

- 2.7 The Mayor is the Chair of the Combined Authority.<sup>3</sup>

### Deputy Mayors

- 2.8 The Mayor must appoint one of the Combined Authority Members to be the Mayor's deputy (the **Deputy Mayor**).<sup>4</sup> Article 4 (the Mayor) sets out the appointment process and terms of office for the Deputy Mayor.

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<sup>1</sup> Article 3 of the West Yorkshire Combined Authority Order 2014

<sup>2</sup> Section 107A of the Local Democracy, Economic Development and Construction Act 2009

<sup>3</sup> This is by virtue of that office - Section 107A of the 2009 Act

<sup>4</sup> Section 107C of the 2009 Act

2.9 The Deputy Mayor must act in place of the Mayor if for any reason

- the Mayor is unable to act, or
- the office of Mayor is vacant.

2.10 The Mayor may also appoint a **Deputy Mayor for Policing and Crime** – see further Articles 4 (the Mayor) and 5 (PCC Functions).

## Functions

2.11 The functions of the Combined Authority are:

- conferred or imposed upon the Combined Authority by Order<sup>5</sup> or other enactment, or
- delegated to the Combined Authority by Order or other enactment<sup>6</sup>.

2.12 The functions of the Combined Authority comprise:

- **Mayoral Functions** (exercisable only by the Mayor), and
- **Non-Mayoral Functions** (exercisable by the Combined Authority).

2.13 Mayoral and Non-Mayoral functions are set out in more detail in Part 3 of the Constitution.

## Delegations

2.14 Mayoral Functions are exercised by the Mayor acting individually, or in accordance with arrangements made by the Mayor – see further Articles 4 (the Mayor) and 5 (PCC Functions).

2.15 Non-Mayoral Functions are exercised by the Combined Authority at a meeting of the Combined Authority or under arrangements agreed by the Combined Authority<sup>7</sup>, as follows:

- by a **committee or sub-committee** of the Combined Authority,
- by an **officer** with delegated authority,
- by **another local authority**, or
- under **joint arrangements** with one or more other local authorities<sup>8</sup>.

2.16 Part 3 of the Constitution sets out the arrangements agreed by the Combined Authority.

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<sup>5</sup> Including the 2014 Order and the West Yorkshire Combined Authority (Election of Mayor and Functions) Order 2021

<sup>6</sup> Article 3 of the 2014 Order

<sup>7</sup> Section 101 of the Local Government Act 1972

<sup>8</sup> in accordance with Section 101(5) of the 1972 Act

## Functions Reserved to the Combined Authority

- 2.17 The Combined Authority's functions with respect to levying shall be discharged only by the Combined Authority<sup>9</sup>.
- 2.18 Non-Mayoral Functions which are reserved to the Combined Authority, (that is, are not delegated), are set out in Section 2 Part 3 of the Constitution,

## Standing Orders of the Combined Authority

- 2.19 The Combined Authority may make standing orders to regulate its proceedings and business and may vary or revoke any such orders<sup>10</sup>.
- 2.20 The standing orders of the Combined Authority are set out in Part 4 of the Constitution, and include:
- **Combined Authority Procedure Standing Orders** which set out the procedure for meetings of the Combined Authority,
  - **Mayoral Procedure Rules** which set out how the Mayor makes decisions,
  - **Budget and Policy Procedure Rules** which set out the steps required in relation to approving the budget and policies and strategies. Policies and strategies provide a framework for decision-making,
  - **Financial Regulations** which set out how the Combined Authority manages its finance, and
  - **Contracts Standing Orders** which set out how the Combined Authority enters into contracts.

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<sup>9</sup> Section 101(6) of the 1972 Act

<sup>10</sup> Paragraph 6 of Schedule 1 of the 2014 Order