

Appendix 2

Removal and replacement of the Leader following changes in political balance - Research of other authorities procedures

Name of Authority and weblink	Details within constitution	Summary
Hampshire County Council	Page 47 - Para 1.3 1.3.3. he or she is removed from office by resolution of the County Council;	Constitution silent. Mechanism for removal of the Leader would be through a motion to be submitted for inclusion on the agenda for Full Council. (Extraordinary meeting procedure in para 4.2, page 111)
Test Valley Borough Council	Page 14 – Para 6.3 he/she is removed from office by resolution of the Council following a motion of no confidence. Such a motion will not be considered unless supported in writing by at least one quarter of the Members of the Council. (Note: Such a motion may arise in the event of a change in political control of the Council.) In the event of the Leader being removed from office by resolution of the Council, the new Leader may be appointed at the same or a subsequent meeting for the	Motion of no confidence to Council, in writing supported by at least a quarter of members and resolution of the Council to remove the Leader.

	remainder of the term of the Council.	
<u>Winchester City Council</u>	Page 117 – Para 4.1. The Leader may be removed during the four-year term of office by way of resolution by a simple majority of the Council. If the Council passes a resolution to remove the Leader, a new Leader is to be elected:- a. at the meeting at which the Leader is removed from office, or b. at a subsequent meeting	Constitution silent. Therefore the trigger would be motion to Council.
<u>East Hampshire District Council</u>	Page 32 - 3.2.3 The Leader - They are removed from office by resolution of the Full Council that requires the support of a simple majority of those Councillors present; 3.3 If the Full Council passes a resolution to remove the Leader, the Full Council shall elect another Councillor as Leader at the meeting at which the Leader is removed from office, or at a subsequent meeting of the Full Council.	Constitution silent. Therefore the trigger would be a motion to Council.
<u>Southampton City Council</u>	Removal of Leader 6.6.5.13 The Leader may only be removed following a resolution to that effect by Council, which may be by way of a motion put using the method	Usual motion to procedure would apply to be signed by one member

	described in subsection 6.6.18 below.	
Brent	Page 49 of constitution. Para 40. Vote of no confidence. Motion to be submitted at least 10 clear working days before the meeting.	40% of Members to bring a vote of no confidence motion to Council. Notice of motion to propose an alternative Leader.
BCP	<p>Page 2-18. 7.1.1. 7.1.3 they are removed from office by resolution of the Full Council;</p> <p>Page 37 - 7.1.5. Votes of No Confidence The Leader shall cease to be the Leader if a resolution is passed by a majority of members present and voting to remove the leader at a meeting of the Full Council in accordance with the Procedural Rules contained within Part 4D of this Constitution.</p>	Constitution silent. Therefore trigger would be motion to Council.
Dorset Council	Page 28 Para 6.7 e Full Council can resolve to remove the Leader by a simple majority vote at any time. In this case, the Leader's term of office ends on the day of his/her removal. In the event that Council by resolution removes the Leader, the Council will normally seek to elect a new Leader at the same meeting at which the Leader is removed but	Constitution silent. Therefore motion to Council.

	may do so at a subsequent meeting.	
Wiltshire Council		Constitution silent. Therefore motion to Council.
Brentwood Council	<p>Page 89 21</p> <p>21.2 The Leader may be removed from the office of Leader of the Council by motion on notice to an ordinary meeting of the Council or an extraordinary meeting convened for that purpose. The vote will succeed by simple majority. 21.3 A successful vote to remove the Leader will take immediate effect and the Deputy Leader will assume the position of Leader until a new Leader is appointed at the next ordinary meeting of the Council or at an extraordinary meeting convened for that purpose.</p>	<p>Notice of motion to an ordinary meeting of the Council.</p> <p>OR extraordinary meeting convened for that purpose (details set out in 1.4d of how to call an extraordinary meeting).</p>
Rochford District Council	<p>Page 100. Para 7.2</p> <p>7.2.2 The Leader may be removed from the office of Leader of the Council by motion on notice to an ordinary meeting of the Council or an extraordinary meeting convened for that purpose. The vote will succeed by simple majority. 7.2.3 A successful vote to remove the Leader will take immediate effect and the Deputy Leader will assume the</p>	<p>Notice of motion to an ordinary meeting, or notice of motion for an extraordinary meeting to request to remove the Leader.</p>

	<p>position of Leader until a new Leader is appointed at the next ordinary meeting of the Council or at an extraordinary meeting convened for that purpose.</p>	
<p>Chichester District Council</p>	<p>Page 19.Para 7.03 Leader (d) he/she is removed from office by resolution of the Council provided that notice of any motion which would have the effect of removing him/her from office is delivered in writing to the office of the Chief Executive 10 clear days before the relevant Council meeting, signed by at least 10 councillors who reflect the proportion of seats of the political groups on the Council</p>	<p>Notice of motion to be sent at least 10 clear days before the next Council meeting, signed by at least 10 members, who reflect the proportion of seats of the political groups. (Note – there are 36 members on the district council)</p>
<p>East Devon District Council</p>	<p>Page 113/114 10.1 Notice Except for motions which can be moved without notice under Rule 11, written notice of every motion, signed by at least 5 Members, must be delivered to the Chief Executive not later than 10 clear days before the date of the meeting. These will be entered in a book open to public inspection. May 2025 Page 114 Notwithstanding the</p>	<p>Notice of motion to remove the Leader from office must be signed by at least 15 councillors.</p> <p>Council size 60 cllrs (therefore the notice of motion must be signed by at least a quarter of members)</p>

	above, where a notice of motion would have the effect of removing the Leader from office this must be signed by at least 15 Councillors.	
Fareham Borough Council	The Constitution - Part Three	Procedure very similar (if not identical) to the NFDC procedure in the constitution
Adur District Council	<p>Page 122. Section 37.2 Removal.</p> <p>If a Member wishes at a meeting of Full Council to move a motion to remove the Cabinet Leader, the Member must give at least 10 clear working days' notice to the Director for Core Services. (b) The motion must be signed by the mover and seconder. (c) The Director for Core Services shall place the motion on the agenda for the next meeting of the Council, provided that such meeting is not a Special meeting. The motion before the Council shall be considered after the receipt of any declarations of interest, approval of minutes of the last meeting and questions and statements by the public. (d) The motion shall be subject to the rules of debate in Council Procedure Rule 16 and voting</p>	<p>Notice of motion to be given at least 10 clear working days before a meeting.</p> <p>Motion must be signed by the mover and seconder.</p>

	shall be in accordance with Council Procedure Rule 24.	
Worthing Borough Council	<p>Page 118 Section 37.2 Removal</p> <p>(a) If a Member wishes at a meeting of Full Council to move a motion to remove the Leader, the Member must give at least 10 clear working days' notice to the Director for Core Services. (b) The motion must be signed by the mover and seconder. (c) The Director for Core Services shall place the motion on the agenda for the next Meeting of the Council, provided that such Meeting is not a Special Meeting. The motion before the Council shall be considered after the receipt of any declarations of interest, approval of minutes of the last Meeting and questions and statements by the public. (d) The motion shall be subject to the rules of debate in Council Procedure Rule 16 and voting shall be in accordance with Council Procedure Rule 24.</p>	
Bath and North East Somerset Council		Resolution by Council
North Somerset Council		Resolution by Council

<u>Basingstoke and Deane Borough Council</u>		Reference made in 7.3.1 about resolution to remove the Leader, but not further information about how this is done.
<u>Rushmore Borough Council</u>		No specific reference made
<u>Hart District Council</u>		Resolution by Council