

## **REPORT OF THE CHIEF EXECUTIVE**

### **APPOINTMENT OF COMMITTEES**

#### **Purpose of the Report**

1. To consider the establishment of the Council Committees and make appointments of Chairmen and Vice-Chairmen.

#### **Information and Advice**

2. Under the Council's Constitution, the Annual Meeting of the Full Council has to establish such Committees as the Council sees fit.
3. Currently Council has established the following committees and sub-committees, set their terms of reference, fixed their size and allocated places to the political groups. It is proposed that their re-establishment for the 2013/14 municipal year be confirmed apart from the Administration Committee and the Early Years and Youth Services Sub-Committee which it was considered earlier in the agenda to dissolve:-

Adult Social Care and Health Committee	Finance and Property Committee
Appeals Sub-Committee	Grant Aid Sub-Committee
Audit Committee	Greater Nottingham Light Rapid Transport Advisory Committee
Children and Young People's Committee	Health Scrutiny Committee
Community Safety Committee	Health and Wellbeing Board
Corporate Parenting Sub-Committee	Joint City/Council Health Scrutiny Committee
Culture Committee	Joint Committee on Strategic Planning & Transport
Economic Development Committee	Local Joint Resolutions Committee
Environment and Sustainability Committee	Nottinghamshire Pension Fund Committee

Pensions Investment Sub-Committee	Policy Committee
Pensions Sub-Committee	Public Health Sub-Committee
Personnel Committee	Rights of Way Committee
Planning & Licensing Committee	Senior Staffing Sub-Committee
Police and Crime Panel	Transport and Highways Committee

4. With regard to the appointments to the Appeals Sub-Committee, Planning and Licensing Committee, Rights of Way Committee and the Senior Staffing Sub-Committee it is mandatory for the members to have received the appropriate training before sitting on these Committees/ Sub-Committees.
5. As last year, it is proposed that the Leader be appointed as an ex-officio member of all committees and sub-committees of which he is not a voting full member, except the Appeals Sub-Committee, Health Scrutiny Committee, Planning and Licensing Committee, Rights of Way Committee, Senior Staffing Sub-Committee, and Joint Committees. As an ex-officio Member the Leader would have the right to speak but not to vote at meetings
6. In determining the membership of Committees, account must be taken of the requirements of the Local Government (Committees and Political Groups) Regulations 1990 and 1991 made under sections 15 and 16 of the Local Government and Housing Act 1989. These Regulations require that seats on Committees and Sub-Committees are allocated to the political Groups in a way which reflects the overall balance on the Council. The advice of the Monitoring Officer is that the allocation of seats to comply with legislative requirements should be based on overall seat numbers rather than on individual committee numbers. The charts in the recommendation reflect this.

## **JOINT COMMITTEES WITH CITY COUNCIL**

7. There are currently three Joint Committees between the County and Nottingham City Councils as follows:-
  - Joint Committee on Strategic Planning and Transport
  - Joint City/ County Health Scrutiny Committee
  - Greater Nottingham Light Rapid Transit Advisory Committee
8. The appointment of the Chairman and Vice-Chairman of the Joint Health Scrutiny Committee and the Joint Committee on Strategic Planning and Transport are undertaken in accordance with an agreement between the County and the City Councils. Under this agreement in 2013/14 the Chairman of these Joint Committees will be nominated by the City Council and the Vice- Chairman by the County Council.

## **OTHER JOINT COMMITTEES**

### **Police and Crime Panel**

9. A Police and Crime Panel has been established for the Nottinghamshire Force are which is a joint Committee of all the District/Borough Councils in Nottinghamshire, Nottingham City and the County Council.

Legislation stipulates that Police and Crime Panel must represent all parts of the relevant area, be politically balanced and have a membership that has the necessary skills, knowledge and experience. The current panel membership is:-

Ashfield District Council (1); Bassetlaw District Council (1); Broxtowe Borough Council (1); Gedling Borough Council (1); Mansfield District Council (1); Newark & Sherwood District Council (1); Nottingham City Council (4); Nottinghamshire County Council (1); Rushcliffe Borough Council (1), plus 2 Independent Members.

Following the establishment of the Panel in 2012, the County Council Liberal Democrat Group was given a co-opted place on the Panel to ensure overall political balance within the County. The Panel's Membership including political balance will be reviewed at its annual meeting on 24<sup>th</sup> June 2013.

The appointment of 1 Majority Group County Councillor to the Panel is sought.

### **Bus Lane Adjudication Service Joint Committee**

10. A joint committee with a number of other local authorities has been established for the purpose of adjudicating services for the bus lane enforcement. The current member is the Chairman of the Transport and Highways Committee and it is proposed this continues.

### **Parking Adjudication Joint Committee**

11. A joint committee with a number of other local authorities has been established for this and the Chairman of the Transport and Highways Committee is the current member. It is proposed this continues.

### **Mental Health Guardianship Panel**

12. A pool of 16 Members has been established from which a Mental Health Guardianship Panel can be formed to make decisions on renewal and discharge of guardianship under the Mental Health Act 1983. Experience has shown that this Panel does not need to meet as frequently as originally envisaged. It is therefore proposed that a Panel of 5 Members be established rather than having a pool of members. This would enable the Panel Members to develop expertise in this area.

### **Combined Fire Authority**

13. The County Council is required to appoint 12 members to the Combined Fire Authority. Appointments must be made in accordance with political proportionality.

## External Appointments

14. Responsibility for the appointment of representatives to outside bodies is delegated to the Administration Committee. However, it remains open to the Council to exercise these powers of appointment directly. There are a small number of organisations where it would be helpful if the appointments were made at this meeting. This is because of the need to ensure that the authority is appropriately represented at meetings which are to take place shortly. They are as follows:-

Organisation	No of Reps
Local Government Association (LGA)	4
LGA Urban Commission	1
LGA Rural Commission	1
County Councils Network	4

## Reason for Recommendations

15. Under the Council's Constitution, the Annual Meeting of the Council has to establish such Committees as the Council sees fit.

## Statutory and Policy Implications

16. This report has been compiled after consideration of implications in respect of finance, the public sector equality duty, human resources, crime and disorder, human rights, the safeguarding of children, ways of working, sustainability and the environment, and those using the service and where such implications are material they are described below. Appropriate consultation has been undertaken and advice sought on these issues as required.

## RECOMMENDATIONS

Following discussions with the Leader and Deputy Leader of the Labour Group the recommendations are as follows:-

- (a) that the Council confirm the establishment of the following Committees and Sub-Committees of Council with their existing terms of reference and with the membership shown:-

<u>Meeting</u>	<u>Number of County Cllrs</u>	<u>Lab</u>	<u>Cons</u>	<u>Lib Dems</u>	<u>Indepe- ndent</u>	<u>Cllr Maureen Dobson</u>	<u>Other</u>
Adult Social Care and Health Committee	11	6	3	1	1		

<b><u>Meeting</u></b>	<b><u>Number of County Cllrs</u></b>	<b><u>Lab</u></b>	<b><u>Cons</u></b>	<b><u>Lib Dems</u></b>	<b><u>Indepe- ndent</u></b>	<b><u>Cllr Maureen Dobson</u></b>	<b><u>Other</u></b>
Appeals Sub-Committee (pool)	11	6	3	1	1		
Audit Committee	9	5	3	1			
Children and Young People's Committee	11	6	3	2			4 non-voting co-optees
Community Safety Committee	9	5	3	1			
Corporate Parenting Sub-Committee	9	5	3	1			
Culture Committee	11	6	3	1		1	
Economic Development Committee	9	5	3	1			2 non-voting co-optees
Environment and Sustainability Committee	9	5	3	1			
Finance and Property Committee	11	6	3	1	1		
Grant Aid Sub-Committee	7	4	2	1			
Greater Nottingham Light Rapid Transit Advisory Committee	5	3	1	1			5 City Councillors
Health Scrutiny Committee	6	3	2	1			4 District Council members
Joint Committee on Strategic Planning & Transport	4	2	1	1			4 City Councillors
Joint City/Council Health Scrutiny Committee	8	4	3	1			8 City Councillors
Health and Wellbeing Board	5	3	1	1			13 (see recommendation c)
Local Joint Resolutions Committee	6	3	2	1			
Nottinghamshire Pension Fund Committee	9	5	3	1			
Pensions Investment Sub-Committee	9	5	3	1			8 (see recommendation c)
Pensions Sub-Committee	9	5	3	1			8 plus 2 pensioner reps (see recommendation c)

<u>Meeting</u>	<u>Number of County Cllrs</u>	<u>Lab</u>	<u>Cons</u>	<u>Lib Dems</u>	<u>Indepe- ndent</u>	<u>Cllr Maureen Dobson</u>	<u>Other</u>
Personnel Committee	9	5	3	1			
Planning & Licensing Committee	11	6	3	1	1		
Policy Committee	19	10	6	2	1		
Public Health Sub-Committee	9	5	3	1			
Rights of Way Committee	11	6	3	1	1		
Senior Staffing Sub-Committee	9 or 5	5 3	3 1	1 1			
Transport and Highways Committee	11	6	3	1	1		

- (b) That the Health Scrutiny Committee membership include 1 co-opted Councillor with voting rights from each of the following authorities:- Ashfield District Council, Bassetlaw District Council, Mansfield District Council and Newark and Sherwood District Council.
- (c) That the other representatives on the above Committees /Sub Committees be appointed as follows:-
- (1) Children and Young People's Committee: One representative of the Church of England Diocese, one representative of the Roman Catholic Diocese, and two Parent Governors.
  - (2) Health and Wellbeing Board: Two District/Boroughs Councillors, six NHS Clinical Commissioning Group representatives, one Healthwatch, one NHS Commissioning Board, three officers – Corporate Director, Adult Social Care, Health and Public Protection, Corporate Director, Children, Families and Cultural Services, Director of Public Health
  - (3) Pensions Investment Sub-Committee: Three City Councillors, two Nottinghamshire District/Borough Council representatives, two Trade Union Representatives, one Scheduled Body representative
  - (4) Pensions Sub-Committee: Three City Councillors, two Nottinghamshire District/Borough Council representatives, two Trade Union representatives, one Scheduled Body representative plus two pensioner representatives.
  - (5) Economic Development Committee: Two representatives of the Business Community
- (d) That the Senior Staffing Sub-Committee when considering issues relating to the Chief Executive and Corporate Directors will have a membership of 9 Members and when the

Sub-Committee considers issues relating to other officers the membership will be 5 Members and that no Member must sit on the Sub-Committee unless they have received appropriate training.

- (e) That the Leader of the Council be an ex-officio member of all committees and sub-committees except the Appeals Sub-Committee, Planning and Licensing Committee, Rights of Way Committee, Senior Staffing Sub-Committee and Joint Committees; with the right to speak but not to vote.
- (f) That the Council make the following appointments of Chairman and Vice-Chairman until the Annual Meeting of the Council in May 2014, it being noted that the appointment of a Chairman and Vice-Chairman of the Senior Staffing Sub-Committee will be a matter for that Sub-Committee:-

<b>Committee</b>	<b>Chairman</b>	<b>Vice-Chairman</b>
Adult Social Care and Health	Muriel Weisz	Yvonne Woodhead
Appeals Sub-Committee	Sheila Place	Nicki Brooks
Audit	Opposition Group	Sheila Place
Children and Young People	John Peck	Liz Plant
Community Safety	Glynn Gilfoyle	Alice Grice
Corporate Parenting Sub-Committee	Liz Plant	None
Culture	John Knight	Alan Bell
Economic Development	Diana Meale	Roy Allan
Environment and Sustainability	Jim Creamer	John Wilkinson
Finance and Property	David Kirkham	Darren Langton
Grant Aid Sub Committee	Joyce Bosnjak	Opposition Group
Health and Wellbeing Board	Joyce Bosnjak	To be appointed by Board
Health Scrutiny Committee	Kate Foale	Colleen Harwood
Joint Cttee on Planning & Transport	City Councillor	Jim Creamer
Joint Health Scrutiny (with City)	City Councillor	Parry Tsimbiridis
Nottinghamshire Pension Fund	Stella Smedley	Opposition Group
Pensions Investment Sub-Committee	Stella Smedley	Opposition Group
Pensions Sub-Committee	Stella Smedley	Opposition Group
Personnel	Sheila Place	Nicki Brooks
Planning & Licensing	Sybil Fielding	Opposition Group
Policy	Alan Rhodes	Joyce Bosnjak
Public Health Sub-Committee	Joyce Bosnjak	Glynn Gilfoyle
Rights of Way	Pam Skelding	Opposition Group
Transport and Highways	Kevin Greaves	Steve Calvert

- (g) That a Mental Health Guardianship Panel be established with 5 members (3 Labour Group, 1 Conservative Group, 1 Liberal Democrat Group), to make decisions on renewal and discharge of guardianship under the Mental Health Act 1983.

(h) That the 12 places on the Combined Fire Authority will be allocated between the groups as follows:-

- Labour Group 6
- Conservative Group 4
- Liberal Democrat Group 1
- Independent Group 1

(i) That 1 Majority Group Member be appointed to the Police and Crime Panel.

(j) That the Chairman of the Transport and Highways Committee continue to be the representative appointed to the Bus Lane Adjudication Service Joint Committee and the Parking Adjudication Joint Committee.

(k) That representatives from the Majority Group be appointed to the following organisations as shown:-

ORGANISATION	
Local Government Association (LGA)	4
LGA Urban Commission	1
LGA Rural Commission	1
County Councils Network	4

(l) That the appointment of members of the political groups to committees, sub-committees and joint committees be undertaken by the Team Manager, Democratic Services on behalf of the Chief Executive (the Proper Officer) acting in accordance with the provisions of the Local Government and Housing Act 1989, the Local Government Act 2000 the relevant Statutory Regulations and the Council's Standing Orders.

(m) That the Team Manager, Democratic Services be authorised to act on behalf of the Chief Executive to appoint people as co-optees to membership of committees or joint committees when required .

**Mick Burrows**  
**Chief Executive**

**For any enquiries about this report please contact:**

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**Constitutional Comments (JFW 7/5/13)**

It is within the functions reserved to the County Council to decide the issues set out in this report



**Background Papers**

Except for previously published documents, which will be available elsewhere, the documents listed here will be available for inspection in accordance with Section 100D of the Local Government Act 1972.

None

**Electoral Division(s) and Member(s) Affected**

All