

REPORT OF THE RULING GROUP BUSINESS MANAGER

APPOINTMENTS TO OUTSIDE BODIES

Purpose of the Report

1. To seek approval to add Portland College to the Council's approved outside body list and to appoint a formal representative on the College's Board of Governors.
2. To seek approval of the appointment of the Deputy Leader as the Council's representative to serve on the Board of Directors of Arc Partnership.
3. To acknowledge the additional political party places confirmed by East Midlands Council.

Information

Portland College

4. The County Council is one of Portland College's largest commissioners and they play a strategic role in the delivery of specialist educational services to young people and a range of adult social care services to enable disabled people to develop employability, independence and communication skills, and with employers to create an inclusive workforce and support business growth within Nottinghamshire.
5. The College has made a transition over the last 5 years from being primarily a residential further education institution to becoming a mainly non-residential provider with particularly strong representation from Nottinghamshire residents in their full-time further education offer, part-time adult education, adult social care day services and adult social care residential including respite and short breaks.
6. The work of the college is relevant to a number of success indicators in the Council's 'Your Nottinghamshire, Your Future' Strategic Plan 2017-21, such as people leaving education with better qualifications and skills, people having a higher level of skills, and the desire to further develop a flexible and varied workforce that is able to meet the needs of local businesses in the future.
7. Nottinghamshire County Council (NCC) has received a letter from the Principal and Chief Executive Officer of Portland College saying that they very much valued their existing links with the Council and its officers, through which the college contributes to various NCC panels and groups. The letter further stated that the College Trustees would very much welcome

extending and strengthening this relationship further, by having the formal involvement of a representative of the elected membership on their Board of Governors.

8. The Governors of the College are trustees under the Charities Act 2011 and Company Directors under the 2006 Companies Act – they are therefore primarily responsible for ensuring the lawful running of the organisation, with day to day management delegated to the Principal and Chief Executive Officer.
9. Under that legislation their personal liability as members of the charity is limited to £10 in the event of the wind-up of the organisation. They must use their best endeavours to ensure the lawful operation of the organisation. The Governors and Senior Managers are protected by comprehensive indemnity insurance which is reviewed (and renewed) annually.
10. The Board meets quarterly (usually a Monday evening, 5.30-7.30pm) and travel and other out of pocket expenses are payable by the College, but the role is otherwise not remunerated.
11. It is proposed that Councillor John Handley be appointed as the Council's formal representative.

Arc Partnership

12. Arc Partnership is the Council's joint venture property services company, jointly owned with Scape.
13. When the new joint venture arrangements were established, it was considered that the two senior officers that were initially appointed to the Arc Board would provide the appropriate balance of continuity and challenge. They collectively held management responsibility for the schools capital programme together with services that utilised much of the Council's property portfolio, from Children's Centres and Young People's Centres to our cultural services estate
14. Now that Arc is established it is recommended that one of the Director positions be filled by an Elected Member. This is appropriate in order to reflect the strategic importance, the maintenance and the construction work that Arc delivers across the Council's property estate.
15. It is proposed that Councillor Reg Adair as Deputy Leader becomes the Council's representative on the Board of Directors of Arc Partnership.

East Midlands Council

16. The Leader of the Council is automatically nominated as a Member to the East Midlands Council and East Midlands Council's Executive Board.
17. The East Midlands Council annually asks all Political Groups of each Council within the East Midlands to make an 'Expression of Interest' for the 46 additional places to be allocated by the The East Midlands Council on the basis of Political Balance.
18. Expressions of interest for The East Midlands Council, The Regional Employers Board and The Regional Migration Board were forwarded to The East Midlands Council by the Conservative and Labour Groups

19. The Council were informed that the additional places for NCC's Elected Members until June 2019 are:

East Midlands Councils	Councillor Reg Adair Councillor Kate Foale Councillor Philip Owen Councillor Alan Rhodes
East Midlands Councils Employers' Board	Councillor Kate Foale
East Midlands Councils Regional Migration Board	Councillor Philip Owen

Other Options Considered

20. Policy Committee could decide not to add Portland College to the Council's list of Outside Bodies
21. Policy Committee could decide that an Elected member on the Board of Governors of Portland College and the Board of Directors of Arc Partnership would be an unsuitable representation for the Authority.
22. There are no other options available in relation to the additional appointments to the East Midlands Council – these places are decided by East Midlands Council and are reported to Policy Committee for information only.

Reason/s for Recommendation/s

23. To enable the County Council to link in to the work of Portland College and Arc Partnership as appropriate.
24. To help distinguish between East Midlands Councils' Political appointments and the Council's formal appointments previously reported to Council.

Statutory and Policy Implications

25. This report has been compiled after consideration of implications in respect of crime and disorder, data protection and information governance, finance, human resources, human rights, the NHS Constitution (public health services), the public sector equality duty, safeguarding of children and adults at risk, service users, smarter working, sustainability and the environment and where such implications are material they are described below. Appropriate consultation has been undertaken and advice sought on these issues as required.

Financial Implications

None arising from the report.

RECOMMENDATION/S

- 1) That Portland College Board of Governors be added to the Council's approved outside body list and a formal appointment be made to the College's Board of Governors by the Conservatives and Mansfield Independent Forum Group's Business Manager.
- 2) That the Council appoints the Deputy Leader as its formal representative on the Board of Directors of Arc Partnership.
- 3) That the additional political party places appointed by The East Midlands Council as outlined in paragraph 18 of the report be acknowledged.

Councillor Richard Butler
Group Business Manager
Conservative and Mansfield Independent Forum Group

For any enquiries about this report please contact:
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Constitutional Comments (SLB 04/09/2018)

26. Policy Committee is the appropriate body to consider the content of this report.

Financial Comments (NS 04/09/18)

27. There are no financial implications arising from this report.

Background Papers and Published Documents

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.

- Letter from Portland College dated 15 March 2018

Electoral Division(s) and Member(s) Affected

- All