

# MUNICIPAL YEAR 2018/19 REPORT NO. 1

**MEETING TITLE AND DATE:  
COUNCIL**

23 May 2018

**REPORT OF:** Jeremy Chambers  
(Director of Law and  
Governance)

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<b>AGENDA - PART:</b> 1	<b>ITEM:</b>
<b>SUBJECT:</b> Membership of Committees and Panels	
<b>WARDS:</b> All	

## 1. EXECUTIVE SUMMARY

- 1.1 Council is required to determine the constitution and political balance of the committees, joint committees and panels that have been set up for the purpose of discharging its functions.
- 1.2 The proposals detailed within the report support this requirement.

## 2. RECOMMENDATIONS

- 2.1 That as a result of the review, the seats allocated to each political party on the committees and boards to which Section 15 of the Local Government and Housing Act 1989 apply, be as set out in Appendix A of this report.
- 2.2 In accordance with paragraph 3.3 of the report, Council resolves without dissent that the rules of political proportionality should not apply to those bodies marked with an asterisk \* on Appendix A.

## 3. BACKGROUND

- 3.1 Section 15 of the Local Government and Housing Act 1989 imposes a duty on Councils to review the representation of different political groups on bodies to which the Council makes appointments. The Act requires that the review should be held at the Annual Meeting or as soon as practicable after that meeting or when the membership of the Council changes.
- 3.2 The Act provides four principles concerning political representation that must be observed when conducting a review. The four principles are:-
  - (a) That not all seats are allocated to the same political party.

- (b) That the political group with the majority of seats should have the majority of seats on each committee.
  - (c) Subject to (a) and (b) that the total number of seats allocated to political groups on all committees (to which Section 15 of the Act applies), shall be in the same proportion as the total number of seats on the authority held by each political group.
  - (d) Subject to (a) to (c) that the number of seats allocated to each political group on a committee (to which Section 15 of the Act applies), shall be the same as the proportion of the total number of seats on the authority held by each political group.
- 3.3 The fourth principle can be waived if the members of the Council agree with no member voting against. Where the fourth principle is waived the allocation of seats on the committee in question must still be included in the calculation as to the total number of seats held by each political group on all committees.
- 3.4 The committees and boards to which the provisions of Section 15 of the Act apply are shown in Appendix A together with the overall political balance of the Council.

## **5. ALTERNATIVE OPTIONS CONSIDERED**

None – Council is required under Section 15 of the Local Government and Housing Act 1989 to review the representation of different political groups on bodies to which it makes appointments whenever there is a change in political representation. The Act requires that the review should be held at the Annual Meeting or as soon as practicable after that meeting or the change has occurred.

## **6. REASONS FOR RECOMMENDATIONS**

- 6.1 There is a duty imposed on the Council to review, at the Annual Meeting or as soon as possible thereafter, the political balance of bodies to which it makes appointments.
- 6.2 The bodies in question are the committees and boards shown in the table contained in the appendix to this report.
- 6.3 The table shows the political balance of the Council and the number of seats suggested for allocation to each political party in respect of each committee or board, so as to comply with the provisions of Section 15 of the Local Government and Housing Act 1989.

## **7. COMMENTS OF THE EXECUTIVE DIRECTOR OF FINANCE, RESOURCES & CUSTOMER SERVICES AND OTHER DEPARTMENTS**

### **7.1 Financial Implications**

There are no financial implications arising from the recommendations contained within this report.

### **7.2 Legal Implications**

7.2.1 There is a specific duty imposed on the Council to review each year at the Annual meeting, or as soon as practicable thereafter, the representation of different political groups. The legislation provides that the Council may make alternative arrangements to the 'proportionality' principles within this report only by a unanimous vote. However a political group may decide to offer a seat on a committee or panel to another political group. This does not affect the proportionality principles as it remains within the gift of that political group to determine how it wishes to exercise that discretion, if at all.

7.2.2 The recommendations in this report are in accordance with the power set out within Section 15 of the Local Government and Housing Act 1989.

## **8. KEY RISKS**

The Council has a statutory duty to review at its Annual meeting, or as soon as practicable thereafter, the representation of different political groups. The proposals detailed in this report support that duty.

## **9. EQUALITIES IMPACT IMPLICATIONS**

The review and proposals within this report will help to ensure the fair, equal and consistent allocation of seats between each political party on Council bodies. The proposals have not been subject to a detailed equalities impact assessment.

## **10. IMPACT ON COUNCIL PRIORITIES**

### **Fairness for All, Growth & Sustainability and Strong Communities**

The review will have a positive impact on members' representational roles and a consequential impact on communities and the Council's overall governance arrangements.

## **11. PERFORMANCE MANAGEMENT IMPLICATIONS**

None identified.

## **12. PUBLIC HEALTH IMPLICATIONS**

None identified

**Background Papers:** None