

County Council – 15 May 2018

Appointments to Committees and Other Bodies

Recommendations:

- (1) That Council confirms the Committee structure and delegations to member bodies as set out in the Constitution (subject to any amendments proposed and agreed at this meeting):
- (2) That Council agrees the appointment of members to the Committees and other bodies as set out in the appendix (subject to any amendments).
- (3) That Council confirms the delegations to officers as set out in the Constitution and endorses the change from 'Groups' to 'Directorates' in the officer structure.
- (4) That the Council authorises the Joint Managing Director (Resources) to make such amendments to the Council's Constitution as may be required as a consequence of any changes agreed by Council.

1.0 Introduction

- 1.1 Article 5 of the County Council's Constitution requires, as a minimum, the establishment of the following bodies:

Cabinet
Overview and Scrutiny Committee (at least one)
Audit and Standards Committee
Regulatory Committee
Staff and Pensions Committee (The Leader of the Council Chairs)

- 1.2 The Cabinet is appointed by the Leader of the Council (who was appointed by Council at the Annual Meeting on 23 May 2017 for a 4 year period and is automatically a member and Chair of Cabinet). A maximum of nine other members may be appointed to the Cabinet and their appointment and portfolios are matters for the Leader. The Leader must also appoint a Deputy Leader from the Cabinet members. The Leader will confirm the appointment of the Cabinet at the Leader Decision Making Session after this Council meeting. The agenda for the session sets out the current delegations to portfolio holders but the Leader may choose to change these. The Leader may also choose to identify support (non-decision making) roles for additional members.

The agenda for the Leader Decision Making session will be circulated to all members for information.

- 1.3 Committees are appointed by the County Council. These are currently (as mentioned above) the Audit and Standards Committee, Regulatory Committee, Staff and Pensions Committee and four Overview and Scrutiny Committees:

Adult Social Care and Health
Children and Young People
Communities
Resources and Fire & Rescue

This report seeks the Council's confirmation (or amendment) to the current structure, taking account of the rules set out in the following section, and appointments of members to those seats. (The remit of each Committee is set out in the Council's Constitution and available on the Council's website).

- 1.4 Section 3 of this report also seeks confirmation of membership on a number of other member bodies which fall within the responsibility of Council to appoint, including appointments to some strategic external organisations.
- 1.5 Sub-Committees are appointed by their parent Committee. The Pension Fund Investment Sub-Committee is appointed by the Staff and Pensions Committee (meeting on the rising of this meeting). The Dispensations Sub-Committee is appointed from time to time by the Joint Managing Director (Resources) as required from membership of the Audit and Standards Committee.
- 1.6 The Chairs and Vice Chairs of all Committees will also be appointed at a meeting of each Committee immediately following this Council meeting, other than the Chair of the Audit and Standards Committee which has an independent chair (John Bridgeman) and the Council is invited to confirm his appointment.

2.0 Allocation of seats between political groups

- 2.1 The composition of the Council is 36 Conservative Group; 10 Labour Group; 7 Liberal Democrat Group; 2 Green Group; 1 Stratford First Independent and 1 Whitnash Residents Association.

The Local Government and Housing Act 1989 requires that appointments to committees and sub-committees must achieve political balance in their membership. (There are exceptions to this notably for geographically based committees on which all local members sit).

- 2.2 The other ground rules are:

Committees: the aggregate allocation of all committee seats must be proportional to the party groups' overall membership on the Council. Within those allocations each individual committee must be split as close to the overall proportions as possible.

Sub-committees: the sub-committee is split proportionally – there is no aggregation.

Panels, Working groups: the national rules do not apply but the Council has applied the proportionality rule as a matter of good practice.

- 2.3 The overall rules can be set aside in favour of local arrangements provided this is agreed by the Council with no-one voting against it.
- 2.4 The allocation to committees agreed at the Annual meeting in 2017 is set out below and the Council is invited to confirm the allocation of seats and make/confirm membership (completing the tables in the appendix to this report).
- 2.5 Group Leaders are also invited to identify their Group Spokespersons and allocation of Special Responsibility Allowances to their spokespersons.

| Committees | Con | Lab | LD | Green | Ind SF | WRA | Total |
|---------------------------------|-----|-----|----|-------|--------|-----|-------|
| Audit & Standards Committee (6) | 4 | 1 | 1 | | | | 6 |
| Regulatory Committee (12) | 7 | 2 | 2 | | 1 | | 12 |
| Staff & Pensions Committee (6) | 4 | 1 | 1 | | | | 6 |
| Adult SC & Health | 7 | 2 | 1 | | | | 10 |
| Children | 7 | 1 | 1 | 1 | | | 10 |
| Communities | 6 | 2 | 1 | 1 | | | 10 |
| Resources | 6 | 2 | 1 | | | 1 | 10 |
| Total | 41 | 11 | 8 | 2 | 1 | 1 | 64 |

3.0 Appointments to other bodies required to be made/confirmed by Council

The Council is invited to confirm appointments to the following bodies (the number required on each being as set out in the appendix).

3.1 Health and Wellbeing Board

The Health and Wellbeing Board is a committee off the Council but the rules regarding proportionality do not apply to the Board which has a mixed membership of councillor and non-councillor (including statutory officer) appointments. The membership is four county councillors which to date has included the Cabinet Portfolio Holders for Adult Social Care and Health and Children's Services plus the Leader of the Council (Chair).

The current County Councillor membership is:

Conservative: Councillors Les Caborn, Jeff Morgan and Izzi Seccombe
Labour: Councillor John Holland

3.2 Coventry and Warwickshire Joint Health Overview and Scrutiny Committee

The Council on 18 July 2017 agreed to the establishment of the Coventry and Warwickshire Joint Health Overview and Scrutiny Committee. Warwickshire County Council and Coventry City Council each has five seats and appointments by each authority reflects the political balance of that authority.

The current County Councillor membership is:

Conservative: Councillors Mark Cargill, Clare Golby and Wallace Redford
Labour: Councillor John Holland
Liberal Democrat: Councillor Jerry Roodhouse

3.3 Corporate Parenting Panel

The Council approved a new Corporate Parenting Policy in September 2017. The membership of the Panel now includes the Cabinet Portfolio Holder for Children's Services as Chair, plus five other members.

The current membership is:

Conservative: Councillors Yousef Dahmash, Jeff Morgan, Chris Williams and Pam Williams
Labour: Councillor Caroline Phillips
Liberal Democrat: Councillor Jerry Roodhouse

3.4 Standing Advisory Council for Religious Education

This is a statutory body that advises the Cabinet on religious worship and religious education within schools. The membership includes representatives of religious denominations and teacher representatives. The County Council membership is five councillors. There is currently one vacancy at present. There is no statutory requirement for political proportionality.

The current membership is:

Conservative: Councillors Clare Golby, Pam Williams and one vacancy
Labour: Councillor Caroline Phillips
Liberal Democrat: Councillor Sarah Boad.

3.5 Warwickshire Waste Partnership

The Waste Partnership comprises five County Councillors and a councillor from each of the five district and borough councils. It operates under a Memorandum of Understanding and the Chair is appointed by the Partnership.

The current County Councillor membership is:

Conservative: Councillors Jeff Clarke, John Horner and Andy Wright.
 Labour: Councillor Dave Parsons
 Liberal Democrat: Councillor Jenny Fradgley

3.6 Local Pension Board and Fire & Rescue Pension Board

The terms of reference for these two statutory boards specify that the tenure of membership (up to a maximum of nine years) is three years. The Chair is also appointed for a three year term. If a member resigns during their term of office the replacement is appointed for three years. Confirmation of re-appointments is for the Scheme Manager (the County Council as the administering authority).

The current membership and terms of office are set out below. The members of the Local Pension Board have indicated their wish to continue, aside from Andy Crump who is standing down and a replacement is being sought.

There have been some changes to membership since the establishment of the Boards in 2015 with new members having a three year term of office from the date of their appointment, as shown. The County Council is invited to confirm membership for a further three years for those whose terms of office expire this year (including those of the Fire Board that expire in July, to avoid a further report to Council in July).

| <i>Local Pension Board</i> | <i>Date of appointment</i> | <i>End of term of office</i> |
|---|----------------------------|------------------------------|
| Councillor Jill Simpson Vince (WCC Employer rep) | May 2017 | May 2020 |
| Councillor Dave Parsons (WCC Employee rep) | September 2017 | September 2020 |
| Keith Bray (Independent Chair) | May 2015 | May 2018 |
| Chris Blundell (Employee rep) | February 2018 | February 2021 |
| Andy Crump (Employee rep) | May 2015 | May 2018 |
| Keith Francis (Employer rep) | May 2015 | May 2018 |
| Alan Kidner (Employee rep) | May 2015 | May 2018 |

| <i>Local Fire Pension Board</i> | <i>Date of appointment</i> | <i>End of term of office</i> |
|--|----------------------------|------------------------------|
| Katie Brown (Fire HR Manager) | July 2015 | July 2018 |
| Liz Firmstone (Communities Finance Manager) | July 2015 | July 2018 |
| Marcus Giles (FBU) | July 2015 | July 2018 |
| Tony Morgan (Retained Firefighters Union) | July 2015 | July 2018 |
| Paul Morley (Fire Officers Assoc) | July 2015 | July 2018 |
| Rob Moyney (Deputy CFO) | May 2016 | May 2019 |

3.7 The Police and Crime Panel

Police and Crime Panels are joint committees of the principal authorities in a police area, which in Warwickshire means the County Council and the five district borough councils.

The current membership of the Panel is:

County Council Members

Conservative: Councillors Mark Cargill and Adrian Warwick

Labour: Councillors Richard Chattaway and Neil Dirveiks

Liberal Democrat: Councillor Nicola Davies

District/Borough Members

North Warwickshire Borough Council : Councillor Patrick Davey (Conservative)

Nuneaton & Bedworth Borough Council: Councillor Gwynne Pomfrett (Labour)

Stratford upon Avon District Council: Councillor Tony Jefferson (Conservative)

Rugby Borough Council: Councillor Derek Poole (Conservative)

Warwick District Council: Councillor Andrew Thompson (Conservative)

Coopted Members: Andy Davis and Bob Malloy

The chair is appointed by the Panel and the current chair is Councillor Nicola Davies.

The composition of the panel has to meet the principle of 'fair representation'. This means that each council within the police area must have at least one member. The composition should also take account of, as far as practical, both political and geographical proportionality. This means the Councillor members, when taken together, should represent all parts of the police area and also represent the political make-up of the relevant authorities when taken together.

It will, therefore, be necessary to review the membership of the Police and Crime Panel in the light of any changes in the number of seats held by each political group across the Warwickshire area following the district and borough elections on 3 May 2018. It is unlikely that this will be possible in time for the publication of this agenda on 4 May. As it may not be possible to finalise the membership at the Council meeting and therefore a suggested recommendation is included in the appendix that would delegate the Joint Managing Director (Resources) to change the allocation of seats in consultation with Leaders of the political groups.

3.8 Appointment to strategic external bodies

There is also a need for Council to confirm its appointments to key strategic bodies, namely the Local Government Association, County Councils Network, Coventry and Warwickshire Local Enterprise Partnership. The Council is invited to appoint to these (see recommendation 9 in the appendix to this report).

4.0 Appointments to other external bodies

There are some appointments to external bodies that are made by the Leader and which the Leader is being invited to confirm in the Leader decision making session on the rising of Council. Other appointments to external bodies were made by the Regulatory Committee last year and do not require confirmation.

5.0 Members Allowances Scheme

An Independent Remuneration Panel undertook a review of the Council's Member Allowances Scheme in 2017. The Panel's report on its findings was considered at the Council meeting on 20 March 2018 and a number of changes were agreed to the Scheme (and are referred to in the minutes of 20 March, enclosed with the agenda for this meeting).

If there are any proposed changes in the political management structure and responsibilities this may impact on the allowances payable under the member allowances scheme and members may then need to consider whether any changes should be referred to the Independent Remuneration Panel.

6.0 Schemes of Delegation

The Council's Constitution sets out the delegation of powers to member bodies. The Council is invited to confirm these - except in so far as they may be inconsistent with any changes to the arrangements made for the member bodies set out above.

In order to clarify the current working arrangements it is considered more appropriate for the Communities Group, People Group and Resources Group to be named Communities Directorate, People Directorate and Resources Directorate. This does not change any of the existing delegations to officers, which members are invited to confirm.

Background Information

None

| | Name | Contact Information |
|--------------------------------------|---------------|---|
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Draft Recommendations

1. That the Council confirms the Committee structure and delegations to member bodies as set out in the Constitution

(subject to any amendments proposed and agreed at this meeting-list any changes required to terms of reference/size/membership of committees)

2. That the number of places on Council Committees be as follows

| Committees | Con | Lab | LD | Green | Ind SF | WRA | Total |
|---|--------------------|--------------------|------------------|------------------|------------------|------------------|--------------|
| Audit & Standards Committee (6) | | | | | | | 6 |
| Regulatory Committee (12) | | | | | | | 12 |
| Staff & Pensions Committee (6) | | | | | | | 6 |
| <i>Such Overview and Scrutiny Committees as may be appointed each to be listed separately 4 x 10 places as below:</i> | | | | | | | |
| Adult SC & Health | | | | | | | 10 |
| Children | | | | | | | 10 |
| Communities | | | | | | | 10 |
| Resources | | | | | | | 10 |
| Total (to be politically proportionate) | 40.420 (41) | 11.227 (11) | 7.859 (8) | 2.245 (2) | 1.122 (1) | 1.122 (1) | 64 |

3. That the Council appoints the committees and membership:
Groups to nominate members and identify spokespersons.

| Committees | Con | Lab | LD | Green | Ind | Total |
|---|------------|------------|-----------|--------------|------------|--------------|
| Audit & Standards Committee | | | | | | |
| Regulatory Committee | | | | | | |
| Staff and Pensions Committee | | | | | | |
| <i>Such Overview and Scrutiny Committees as may be appointed each to be listed separately</i> | | | | | | |
| Total (to be politically proportionate) | | | | | | |

4. That John Bridgeman be confirmed as the Chair of the Audit and Standards Committee.
5. That the Council confirms/amends membership to the following bodies:

Groups to nominate members

| | Conservative | Labour | Liberal Democrat |
|--|---------------------|---------------|-------------------------|
| Health and Wellbeing Board (4) | 3 | 1 | |
| Joint Coventry & Warwickshire Health OSC (5) | 3 | 1 | 1 |
| Corporate Parenting Panel (6) | 4 | 1 | 1 |
| Standing Advisory Council on Religious Education (SACRE) (5) | 2 | 2 | 1 |
| Warwickshire Waste Partnership (5) | 3 | 1 | 1 |

6. That the Leader of the Council be confirmed as the Chair of the Health and Wellbeing Board
7. (a) That the following be appointed to the Local Pension Board and Local Fire & Rescue Pensions Board:

| <i>Local Pension Board</i> | <i>End of term of office</i> |
|---------------------------------|------------------------------|
| Keith Bray | May 2021 |
| Chris Blundell | February 2021 |
| Vacancy – nominee to be advised | May 2021 |
| Keith Francis | May 2021 |
| Alan Kidner | May 2021 |

| <i>Local Fire & Rescue Pension Board</i> | <i>End of term of office</i> |
|--|------------------------------|
| Keith Bray | July 2021 |
| Katie Brown (Fire HR Manager) | July 2021 |
| Liz Firmstone (Communities Finance Manager) | July 2021 |
| Marcus Giles (FBU) | July 2021 |
| Tony Morgan (Retained Firefighters Union) | July 2021 |
| Paul Morley (Fire Officers Assoc) | July 2021 |

(b) That the Council confirms the re-appointment of Keith Bray as independent Chair of the Local Pension Board and of the Warwickshire Fire and Rescue Local Pension Board

8. (a) That *[if the allocation of County Council seats between the political groups is known in time for this meeting]* the following County Councillors be appointed to the Police and Crime Panel:

(b) That the Joint Managing Director (Resources), in consultation with the Leaders of the political groups, be authorised to change the allocation of seats between the political groups on the Police and Crime Panel following the district/borough elections to ensure the geographical and political balance of the Panel.

9. That the Council confirms/appoints to the following external bodies

| | Conservative | Labour | Liberal Democrat |
|---------------------|---------------------|---------------|-------------------------|
| LEP (1) | 1 | | |
| LGA (4) | 2 | 1 | 1 |
| CCN (4) | 2 | 1 | 1 |
| LGA Fire Commission | 1 | | |

10. That Council confirms the delegations to officers as set out in the Constitution and endorses the change from 'Groups' to 'Directorates' in the officer structure.
11. That the Council authorises the Joint Managing Director (Resources) to make such amendments to the Council's Constitution as may be required as a consequence of any changes agreed by the Council.