

AGENDA MANAGEMENT SHEET

Name of Committee Regulatory Committee

Date of Committee 17 May 2005

Report Title **Appointments to bodies and Delegation of powers**

Summary To consider appointments to bodies and to confirm the delegation of powers made by the Regulatory Committee of the previous Council to Area Committees and officers.

For further information please contact:

David Carter	Janet Purcell
County Solicitor and	Member Services Manager
Assistant Chief Executive	Tel 01926 412320
Tel: 01926 412564	janetpurcell@warwickshire.gov.uk
davidcarter@warwickshire.gov.uk	uk

Would the recommended decision be contrary to the Budget and Policy Framework? No.

Background papers None

CONSULTATION ALREADY UNDERTAKEN:- Details to be specified

- Other Committees
- Local Member(s) N/A
- Other Elected Members
- Cabinet Member
- Chief Executive
- Legal Jane Pollard
- Finance
- Other Chief Officers
- District Councils

- Health Authority
- Police
- Other Bodies/Individuals

FINAL DECISION YES

SUGGESTED NEXT STEPS:

Details to be specified

- Further consideration by this Committee
- To Council
- To Cabinet
- To an O & S Committee
- To an Area Committee
- Further Consultation

Regulatory Committee - 17 May 2005.

Appointments to bodies and delegations of powers

Report of the County Solicitor and Assistant Chief Executive

Recommendations

- (1) That the Committee agree appointments to the bodies listed in the report at section 2.
- (2) That the Committee establish a sub-committee to consider the overall distribution of places on school governing bodies between the political groups and independent members on the Council.
- (3) That the Committee establish a sub-committee to consider the overall distribution of places on external bodies between the political groups and independent members on the Council.
- (4) That the sub-committee report to a future meeting of the Regulatory Committee with proposals for appointments to external bodies for which it is responsible.
- (5) That the Committee confirm the delegation of local choice and non-executive functions, made by the Regulatory Committee of the previous Council, to Area Committees and officers

1.0 Introduction

The Committee is responsible for the overall distribution between the political groups and independent members on the Council, of places on school governing bodies and on other external bodies.

The Committee is also responsible for making appointments to bodies (other than those reserved to Council, Cabinet or those that are the responsibility of the Area Committees).

2.0 Appointments

2.1 Pension Fund Investment Board

Terms of Reference

To oversee the investment policy relating to the pension fund and to ensure appropriate management of the Fund and administration of the Pension Scheme. This operates as a sub-committee of the Regulatory Committee.

Membership

5 County Councillors (allocated proportionately to the representation of groups and individual members on the Council).

2.2 Appointments and Disciplinary Appeals Sub-Committees – pool of members

Terms of reference

- To determine individual appeals by employees, including teachers under the Council's agreed disciplinary and grievance procedures.
- To deal with the appointment and removal from office of Chief Officers and other statutory officers appointed by the Council
- To deal with the appointment of Deputy Chief Officers

Membership

Any three or more elected members drawn from a pool of members agreed by Regulatory Committee to sit as and when required. (The selection of members from the pool to form a sub-committee is made by the Chief Executive and shall be appointed proportionately to the representation of groups and individual members on the Council). The total pool established previously consisted of 25 councillors.

The Committee is invited to agree a pool of members.

2.3 Independent Review panels under the Social Services statutory complaints procedures.

Terms of reference

To consider complaints regarding social services.

Membership

Members drawn from a pool of members agreed by the Regulatory Committee to sit as and when required. (The selection of members from the pool to form a sub-committee is made by the Chief Executive and shall be appointed

proportionately to the representation of groups and individual members on the Council). The total pool established previously consisted of 14 councillors.

The Committee is invited to agree a pool of members.

2.4 Joint Negotiating Bodies

Terms of reference

There are two negotiating bodies – one for staff and one for teaching staff. The bodies provide a forum for discussions with relevant trade unions in relation to conditions of service of members of staff and to recommend to the Regulatory Committee any changes or amendments to those conditions of service.

The membership of each is 2 Cabinet members and 2 non-Cabinet members.

The Committee is invited to appoint 2 non-Cabinet members to the Joint Negotiating Body and 2 non-Cabinet members to the Joint Negotiating Body (Teaching Staff).

3.0 Appointments to School Governing Bodies

The Cabinet in August 2003 approved a reconstitution of school governing bodies which took effect in September 2004. This was in response to new Regulations from the DfES. It was noted at the time that any reduction in the number of LEA governors at individual schools would need to be achieved by taking account of the overall political allocation of LEA governor seats. There is a transitional period to allow existing governors to serve out their current terms of office (up to 31 August 2006). The Council therefore agreed that any adjustment to the political allocation be deferred until after the County Council elections in 2005.

It is proposed that, in keeping with previous reviews, the Committee establish a sub-committee of Members to consider the overall distribution of places between the political groups and independent members on the Council.

A report will then be made to each Area Committee for the formal appointment of LEA school governors to the schools within their areas.

4.0 Appointments to external bodies

There are a number of appointments to be made to external bodies, apart from those made by Council or Cabinet.

The Committee is responsible for the overall distribution of places between the political groups and independent members on the council. The Council has

decided that the Area Committees are responsible for appointments to bodies that operate wholly within their area.

It is proposed that the Committee establish a sub-committee of members to look at the overall distribution of places on external bodies between the political groups and independent members on the Council.

The sub-committee could also be asked to consider the appointments for which the Regulatory Committee is responsible.

5.0 Delegation of powers

The Committee is asked to confirm the delegation of local choice and non-executive functions made by the Regulatory Committee of the previous Council to Area Committees and officers

DAVID CARTER
County Solicitor and Assistant
Chief Executive

Shire Hall
Warwick

9 May 2005