

 Overview & Scrutiny Committee 15 April 2014		Agenda Item No. 10
Title	Appointments to Outside Bodies	
For further information about this report please contact	Graham Leach 01926 456114 Graham.leach@warwickdc.gov.uk	
Wards of the District directly affected	None	
Is the report private and confidential and not for publication by virtue of a paragraph of schedule 12A of the Local Government Act 1972, following the Local Government (Access to Information) (Variation) Order 2006?	No	
Date and meeting when issue was last considered and relevant minute number		
Background Papers	None	

Contrary to the policy framework:	No
Contrary to the budgetary framework:	No
Key Decision?	No
Included within the Forward Plan? (If yes include reference number)	No
Equality and Sustainability Impact Assessment Undertaken	No

Officer/Councillor Approval		
Officer Approval	Date	Name
Chief Executive/Deputy Chief Executive	4 April 2014	Andrew Jones
Head of Service		
CMT		
Section 151 Officer		
Monitoring Officer	4 April 2014	Andrew Jones
Finance		
Portfolio Holder(s)	4 April 2014	Andrew Mobbs
Consultation & Community Engagement		
The report brings forward the discussions of Group Leaders following the consideration and advice from the Overview & Scrutiny Committee in November 2013.		
Final Decision?		No
Suggested next steps (if not final decision please set out below)		
The appointments will be determined by Annual Council		

1. **SUMMARY**

- 1.1 The report informs the Overview & Scrutiny Committee on the proposed changes to outside bodies considered by Group Leaders in consultation with the Deputy Monitoring Officer

2. **RECOMMENDATION**

- 2.1 That Overview & Scrutiny Committee note the changes to be made to outside appointments as set out at Appendix 1 and those to either cease immediately or in May 2015 as set out at Appendix 2.

3. **REASONS FOR THE RECOMMENDATION**

- 3.1 The scheme of delegation for officers provides delegated authority to the Monitoring Officer for "Subject to consultation with Group Leaders", make appointments to outside bodies in accordance with the political balance already agreed." This delegation is re confirmed by Annual Council each year.
- 3.2 The Deputy Monitoring Officer has been authorised by the Monitoring Officer to undertake this work on his behalf.

4. **POLICY FRAMEWORK**

- 4.1 **Policy Framework**–The report does not impact upon the Policy Framework.
- 4.2 **Fit for the Future** – The appointments to outside bodies should contribute to the aims of Fit for the Future and the overall vision to Make Warwick District a great place to live work and visit.

5. **BUDGETARY FRAMEWORK**

- 5.1 The report does not impact upon the budgetary framework.
- 5.2 The appointment to an outside body includes the ability for the Councillor to claim expenses for attending these meetings. Provision for this is included within existing budgets. However with fewer appointments there would be less demand upon the budgets, but this would be minimal overall due to the low volume of claims made by Councillors generally.

6. **RISKS**

- 6.1 The greatest risks associated with outside appointments are for the Councillors themselves in terms of personal responsibility, and in some cases liability.
- 6.2 However it should be noted that some of the organisations require a District Councillor on them for them to continue to exist. In most cases this is the transferring of responsibility under the Local Government Act 1972. It is for that reason it is proposed to write to those organisations now to enable them to revise their governance arrangements ahead of the appointment ceasing.

7. **ALTERNATIVE OPTION(S) CONSIDERED**

- 7.1 The report is brought for information by the Committee and it can provide views upon the proposals for consideration before the final decision is taken.

8. **BACKGROUND**

- 8.1 It is considered good practice to regularly review the outside appointments by the Council to ensure that they are beneficial to the Council and the Councillor appointed is held to account for their actions.
- 8.2 The Overview & Scrutiny Committee therefore received reports from all Councillors on outside appointments and it is intended to continue this arrangement on an annual basis.
- 8.3 Groups Leaders have met with the Deputy Monitoring Officer and discussed the reports to and feedback from Overview & Scrutiny Committee as well as undertaking further research.
- 8.4 Council agreed the following criteria for appointing a Councillor to an outside body:
1. A body or partnership to which the Council provides significant financial contribution;
 2. An established Council partnership with agreements in place;
 3. A body or partnership to which the Council is obliged to appoint a Member;
 4. A body or partnership which relates to the management of an asset of the Council; or
 5. Appointments made at the discretion of the Council.
- 8.5 In addition to these, the appointment should contribute to the aims of Fit for the Future and the overall vision to Make Warwick District a great place to live work and visit.
- 8.6 It should be noted the appointments have now been split between Executive and Council appointments. Executive appointments are ones which are appointments made by the Executive and therefore cannot be made by Council and in doing this are not subject to the calculation of political proportionality. However these are included in the report for information.
- 8.7 It should be noted that the appointments to Hill Close Gardens Trust will be reviewed as part of the overall review of the Council's involvement in St Marys Lands.
- 8.8 The Overview & Scrutiny Committee considered reports from each outside body in November 2013. Following this the Chairman of the Committee wrote to the Group Leaders with the following comments:
1. that some bodies with multiple representation do not need the number of councillors sent to them
 2. that where its constitution requires a councillor, the body is asked if a local Ward councillor can be acceptable, OR a person nominated by the Council with appropriate expertise who is not a councillor
 3. that it is better not to adhere strictly to party proportionality but to appoint a councillor who is interested and available and has the right background or experience
 4. that we appoint a Council representative only where the body is District-wide or wider

5. that appointed councillors are briefed to understand what is expected of them especially if they become Trustees; and that failure to produce an annual feedback report will lead to them being removed.

8.9 The Group Leaders welcomed the work of the Overview & Scrutiny Committee and hoped they would continue to seek the feedback from Councillors on outside appointments each November. In response to the specific comments they stated that

1. They agreed with this understanding but in many situations the representation was part of balance between all members of the Group and therefore such changes would require approval from all parties to the Group. That said there are now only five appointments with more than one Councillor and one of these was in the process of being reviewed by a wider review.
2. The Group Leaders agreed that they should look to end the appointment to some of the Groups which were more locally focussed. That said, the Group Leaders felt that all appointments should be a District Councillor because they wanted to ensure that they could hold them to account for their actions when representing the Council.
3. The Group Leaders disagreed with this because they do look to ensure that Councillors who are interested in appointments are given the opportunity but equally these should be politically proportionate otherwise some appointments which are needed would not take place;
4. The Group Leaders remain committed to the criteria from the previous review of outside bodies;
5. The Group Leaders agreed with this and this has now started with new appointments. They have requested that the guidance to members on outside bodies be updated following the conclusion of the review of code of conduct. In addition officers have been asked, that following this update of outside appointments, to write to all organisations, to be appointed to, for a an outline of the organisation and the responsibilities required of the Councillor appointed. These will be included on the Committee Management System for all Councillors to access and will also be included in the report to Overview & Scrutiny Committee in November.

Executive appointments

Conservative Appointments	Number of places	Councillor
Warwickshire County Council - Pension Fund Consultative Panel (Finance Portfolio Holder)	1	Cllr Coker
Warwickshire County Council - Supporting People Partnership (H&PS Portfolio Holder)	1	Cllr Vincett
Warwickshire Police & Crime Panel (Health & Community Protection Portfolio Holder)	1	Cllr Coker
West Midlands Employers formerly West Midlands Councils and West Midlands Leaders Board	1	Cllr Mobbs
Coventry and Warwickshire LEP	1	Cllr Caborn
City Deals	1	Cllr Caborn
LLP Board	3	Cllr Caborn Cllr Hammon Cllr Mobbs
Safer Stronger and Communities Board (Health & Community Protection Portfolio Holder)	1	Councillor Coker
South Warwickshire Community Safety Partnership (Health & Community Protection Portfolio Holder)	1	Councillor Coker
Total	11	

Warwick District Council appointments

Conservative Appointments	Number of places	Councillor
Coventry Airport Consultative Committee	1	Cllr Hammon
Kenilworth Abbey Advisory Committee	1	Cllr Vincett
Kenilworth Town Centre Partnership	1	Cllr Coker
LGA District Councils' Network	1	Cllr Doody
Racing Club Warwick	1	Cllr Rhead
South Warwickshire NHS Foundation Trust	1	Cllr Bunker
Warwick Town Centre Management Group	1	Cllr Kinson
Warwickshire County Council – Adult Social Care and Health Overview & Scrutiny Committee	1	Cllr Kinson
Warwickshire Waste Management Forum	1	Cllr Shilton
51m	2	Cllr Hammon Cllr Illingworth
National Association of Councillors	1 (but with two votes)	Cllr Caborn
Birmingham Airport Consultative Committee	1	Cllr Guest
Total	13	

Labour Appointments	Number of places	Councillor
Bath Place Community Venture & Management Committee	1	Cllr Dean
Warwick District Care and Repair Advisory Committee	1	Cllr Wilkinson
Warwick District Citizens Advice Bureau	1	Cllr Wilkinson
Royal Leamington Spa Town Centre Partnership	1	Cllr Wilkinson

		(revised down from 3)
Old Town Mary Portas Group	1	Cllr Wilkinson (New appointment)
Total	5	

Liberal Appointments	Number of places	Councillor
Bid Leamington Board	1	Cllr Gifford
Warwick – Community and Voluntary Action	1	Cllr Copping
Warwick District Mobility	1	Cllr Syson
South Warwickshire Community Safety Partnership (Non Executive rep)	1	Cllr Boad
Total	4	

Independent Appointments	Number of places	Councillor
South Warwickshire Plato Trust	1	Cllr Falp
Chase Meadow Community Centre	1	Cllr Mrs Mellor (Sub to be appointed)
Total	2	

There is a need to appoint a substitute for the Chase Meadow Community Centre Board by the Independent Group.

Appointments by one or more Groups	Number of places	Councillor 2013/14
Friends of Leamington Art Gallery	2	Cllr Weber Cllr Goode
Warwick Town Centre Partnership	3	Cllr Mrs Bromley Cllr Higgins Cllr Caborn
Hill Close Gardens Trust (Under review)	2	Councillor Kinson Councillor Pittarello
Total	7	

In addition the following an appointment needs to be to following. One for the Lib Dem Group and one for the Independent Group

- National Parking Adjudication Service PATROL
- Safer Stronger and Communities Board (Non Executive rep)

Total non Executive appointments 34

Group	Entitlement	Present Allocation
Conservative (22)	16.22	16
Labour (8)	5.91	6
Liberal Democrats (9)	6.65	6
Independents (7)	5.17	4
Total		

(Appointments (34) / Council (46)) x Group size = Seats per Group

To cease immediately

Appointments by one or more Groups	Number of places	Councillor 2013/14	
Warwickshire Rural Community Council - Executive Committee	1	Cllr Pratt	WDC no longer entitled to appoint to this role
Victim Support Mid - Warwickshire	1	None	No contact has been made with organisation and they have not chased attendance
Warwickshire County Council – Overview & Scrutiny Board	1	Cllr Gifford	No longer exists
Warwickshire Rural Community Council - Works & Projects Committee	1	Cllr MacKay	WDC no longer entitled to appoint to this role
Warwickshire Direct Partnership	1	Cllr Kirton	This work has now ceased at Councillor level
Local Government Association – Urban Commission	1	Cllr Mrs Grainger	Urban commission has been closed
Local Government Association - Rural Commission	1	Cllr MacKay	Rural commission has been closed

To stop in May 2015 following annual Council

Appointments by one or more Groups	Number of places	Councillor 2013/14	Year to end
Lapworth Charity	1	Cllr Caborn	May 2015
Thomas Oken Charity	1	Cllr Caborn	May 2015
William Riley Charity (Alms Houses in Brunswick ward)	1	Cllr Gill	May 2015