

27 May 2015

ITEM: 13

Annual Council

Appointments to Outside Bodies, Statutory and other Panels

Wards and communities affected:

None

Key Decision:

Not Applicable

Report of: Graham Farrant, Chief Executive

Accountable Head of Service: Fiona Taylor, Head of Legal & Democratic Services and Monitoring Officer

Accountable Director: Graham Farrant, Chief Executive

This report is public.

Executive Summary

This report requests the Council to consider the nominations made by Group Leaders to Outside Bodies, Statutory and Other Panels for those appointments that are to be made by Full Council.

1. Recommendation(s)

1.1 That the nominations to Outside Bodies, Statutory and Other Panels be approved (to be tabled when nominations are received).

1.2 That, further to recommendation 1.1 above, those Members appointed to the following Outside Bodies, Statutory and Other Panels be required to undertake a DBS check prior to taking up their role:

- **Adoption Panel**
- **Fostering Panel**

2. Introduction and Background

2.1 Both the Full Council and the Cabinet have powers to appoint Members, officers and others to serve on Outside Bodies in a variety of capacities.

2.2 Chapter 12, Part 2, of the Council's Constitution provides details of those Outside Bodies, Statutory and Other Panels where appointments are to be made by either Full Council or by the Cabinet.

3. Issues, Options and Analysis of Options

- 3.1 Nominations have been sought from Group Leaders for the appointments to Outside Bodies, Statutory and Other Panels that are required to be made by the Council.
- 3.2 Those nominations will be tabled when nominations have been received from Group Leaders.
- 3.3 Following a resolution of the Council (24 June 2009, Minute No.25 refers), it is a requirement for all Members to be DBS checked (formerly called CRB checks). For certain outside bodies, statutory and other panels, it is considered to be a requirement that those Members appointed should be DBS checked before they take up their role. This position is considered to be best practice and will specifically apply to the following:
- Adoption Panel
 - Fostering Panel

Voting on appointments

- 3.4 The Constitution contains a procedure to be followed if there are more people nominated for any position(s) than there are position(s) to be filled (Chapter 2, part 2, Rule 20.9) and this will be applied in the event of any places on Outside Bodies, Statutory and Other Panels being contested.
- 3.5 If there is not a clear majority of votes in favour of the required number of people, then the name of the person with the least number of votes will be taken off the list and a new vote taken. The process will continue until there is a majority of votes for one person.
- 3.6 Where there is an equality of votes for a person to continue in the appointment process, a vote shall be taken between those candidates having an equality of votes to determine which candidate shall continue in the appointment process.

Changes to appointments made

- 3.7 Any changes to the appointments made will require the approval of the appointing body, be this Full Council or Cabinet.

Reports from Members appointed to Outside Bodies

- 3.8 There is an expectation that Members appointed to represent the Council on Outside Bodies will report back to the Council at least annually.

4. Reasons for Recommendation

- 4.1 The Council should ensure that it continues to nominate representatives to sit on Outside Bodies, Statutory and other Panels so that its interests can be properly represented, together with those of the wider community.

5. Consultation (including Overview and Scrutiny, if applicable)

- 5.1 In the course of seeking nominations, consultation has been undertaken with the Leaders of each of the political groups represented on the Council.

6. Impact on corporate policies, priorities, performance and community impact

- 6.1 It is important for the Council to nominate to such bodies in order to ensure that it continues to represent the interests of both the Authority and the wider community.

7. Implications

7.1 Financial

Implications verified by: **Mike Jones**
Management Accountant

There are no financial implications arising from this report.

7.2 Legal

Implications verified by: **David Lawson**
Deputy Head of Legal and Deputy Monitoring Officer

It is important that Members are correctly appointed, through the relevant Council meeting, to ensure they are indemnified in certain circumstances.

7.3 Diversity and Equality

Implications verified by: **Natalie Warren**
Community Development and Equalities Manager

The Council is under a statutory duty to ensure that equality and diversity is a key part of the decision making process of the Council. Therefore attention is drawn to the importance of ensuring that appointments to Outside Bodies, Statutory and Other Panels are underpinned by appropriate training on the statutory equality framework.

7.4 **Other implications** (where significant) – i.e. Staff, Health, Sustainability, Crime and Disorder)

None.

8. **Background papers used in preparing the report** (including their location on the Council's website or identification whether any are exempt or protected by copyright):

- None.

9. **Appendices to the report**

- **Appendix 1** – The nominations of political groups to Outside Bodies, Statutory and Other Panels will be circulated at the meeting.

Report Author:

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