

# Public Document Pack



## PETERBOROUGH CITY COUNCIL SUMMONS TO A MEETING

You are invited to attend an Extraordinary meeting of the Peterborough City Council, which will be held in the Council Chamber, Town Hall, Peterborough on

**TUESDAY 20 JUNE 2017 at 7.00 pm**

### AGENDA

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A handwritten signature in black ink that reads "Gillian Beasley".

Chief Executive

12 June 2017  
Town Hall  
Bridge Street  
Peterborough

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<b>COUNCIL</b>	AGENDA ITEM No. 4
<b>20 JUNE 2017</b>	PUBLIC REPORT

Contact Officer(s):	Gillian Beasley, Chief Executive and Returning Officer	Tel. 01733 452390
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**REPORT OF THE RETURNING OFFICER**

R E C O M M E N D A T I O N
<b>FROM : Returning Officer</b>
That Council receives and notes the results of the Local East Ward By-Election held on Thursday 8 June 2017 ( <b>Appendix 1</b> ).

**1. BACKGROUND**

- 1.1 The results of the Local East Ward By-Election for Peterborough City Council held on Thursday 8 June 2017 can be seen at **Appendix 1** to this report.

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# DECLARATION OF RESULT OF POLL

Peterborough

## Election of a City Councillor for

East

on Thursday 8 June 2017

I, Gillian Beasley, being the Returning Officer at the above election, do hereby give notice that the number of votes recorded for each Candidate at the said election is as follows:

Name of Candidate	Description (if any)	Number of Votes*
BEECHER, Jay	The Conservative Party Candidate	1,111
MAHABADI, Matthew	Labour and Co-operative Party	1,900
STEVIC, Jelana	Liberal Democrats	332
WHITEHEAD, Graham John	UK Independence Party (UKIP)	358

The number of ballot papers rejected was as follows:		Number of ballot papers
A	want of an official mark	0
B	voting for more than one Candidate	4
C	writing or mark by which voter could be identified	0
D	unmarked or void for uncertainty	13
Total		17

Vacant Seats: 1

Electorate: 7006

Ballot Papers Issued: 3,721

Turnout: 53.11%

And I do hereby declare that Matthew Mahabadi is duly elected.

Dated 09 June 2017

Gillian Beasley  
Returning Officer

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<b>COUNCIL</b>	AGENDA ITEM No. 4
<b>20 JUNE 2017</b>	PUBLIC REPORT

**POLITICAL BALANCE, ALLOCATION OF SEATS TO COMMITTEES FOLLOWING THE EAST WARD BY-ELECTION**

<b>R E C O M M E N D A T I O N S</b>
<b>FROM : Director of Governance</b>
<p>It is recommended that Council:</p> <p>(a) Notes that there are 102 seats on committees, as agreed at Annual Council on 22 May 2017;</p> <p>(b) Agrees the allocation of seats on those committees subject to the political balance arrangements (<b>Appendix 1 – to be tabled</b>); and</p> <p>(c) Confirms the allocation of seats on those committees not subject to political balance arrangements (<b>Appendix 2</b>) remains unchanged.</p>

**1. PURPOSE AND REASON FOR REPORT**

1.1 The purpose of this report is to consider the impact of the East Ward By-Election result on the political balance of the Council.

**2. IMPACT UPON THE POLITICAL PROPORTIONALITY FOLLOWING THE BY-ELECTION**

2.1 At the East Ward By-Election, held on 8 June 2017, Councillor Matthew Mahabadi was elected as a Labour and Co-operative Councillor. This increased the Labour Member numbers from 14 to 15.

2.2 The political proportionality was calculated resulting in the following variances:

- Labour Group entitlement to seats, increased by 4;
- Liberal Democrat Group entitlement to seats, increased by 1;
- UKIP entitlement to seats, increased by 1; and
- Conservative Group entitlement to seats, decreased by 6.

2.3 There were no further variances other than those outlined above. All other Groups retain the same number of seats as allocated at the Annual Council meeting in May 2017.

**3. NUMBER OF SEATS ON COMMITTEES**

3.1 In order to allocate seats, the Council must first confirm the total number of seats on each committee. For the purpose of calculating the entitlement of each political group to seats on committees, the following are included:

Committee	Seats
Growth, Environment and Resources Scrutiny Committee	11
Adults and Communities Scrutiny Committee	11
Health Scrutiny Committee	11
Children and Education Scrutiny Committee	11
Employment Committee	7
Licensing Committee (Regulatory)	11
Planning and Environmental Protection Committee	11
Appeals and Planning Review Committee	11
Corporate Parenting Committee	11
Audit Committee	7
<b>TOTAL</b>	<b>102</b>

#### 4. POLITICAL PROPORTIONALITY

4.1 Once it has decided the number and size of committees, Council needs to decide how many seats each group is to have on its committees. In accordance with the legislation, the following principles should apply to the allocation of seats as far as reasonably practicable:

- (a) That not all the seats on the body to which appointments are being made are allocated to the same political group;
- (b) That the majority of the seats on each committee are allocated to a particular political group if the number of persons belonging to that group is a majority of the authority's membership;
- (c) Subject to (a) and (b) above, when allocating seats to a political group, the total number of their seats across all the ordinary committees of the Council, must reflect their proportion of the authority's membership; and
- (d) Subject to (a) to (c) above, that the number of seats on each committee is as far as possible in proportion to the group's membership of the authority.

4.2 The political balance of the Council can be calculated by using the following formula.

$$\frac{\text{No of Group Members} \times 100}{60}$$

4.3 Following the by-election held on 8 June 2017, the political balance of the Council is as follows:

Group	Conservative	Labour	Liberal Democrats	Liberal Party	Werrington First	UKIP	Vacancy	Total
Councillors	29	15	7	3	3	2	1	60
Proportionality %	48.33	25	11.67	5.00	5.00	3.33	1.67	100.00

4.4 The calculation to determine the strict entitlement of political groups to seats on committees is:

$$\frac{\% \text{ from table 1}}{100} \times \text{Total No of seats available (102) – see above}$$



## **5. APPLYING THE RULES**

- 5.1 The allocation of seats between political groups for each committee is set out in **Appendix 1** (to be tabled) based on a total of 102 seats.

## **6. APPOINTMENTS EXEMPTED FROM POLITICAL BALANCE**

- 6.1 Some Committees are automatically exempt from the internal political balance rules. These Committees are as follows:

- The Licensing Committee (Licensing Act 2003); and
- The Health and Wellbeing Board.

- 6.3 These Committees have statutory exemption from the political balance calculations. As agreed at the Annual Council meeting the membership of the Licensing Committee (Licensing Act 2003) reflects the same membership as the Licensing Committee (Regulatory). The Health and Wellbeing Board has a prescribed membership. The membership of these Committees is set out in Appendix 2.

- 6.4 Council is asked to confirm that the appointments to these Committees agreed at the Council meeting in May 2017 remain unchanged.

## **7. APPOINTMENTS TO OTHER AUTHORITIES**

- 7.1 The change in political balance has no impact upon the seat entitlement of groups on the following other authorities:

- Cambridgeshire and Peterborough Combined Authority;
- Cambridgeshire and Peterborough Overview and Scrutiny Committee;
- Cambridgeshire and Peterborough Audit and Governance Committee;
- Cambridgeshire Police and Crime Panel; and
- Cambridgeshire and Peterborough Fire Authority.

- 7.2 Council is asked to confirm that the appointments to these Committee agreed at the Annual Council meeting in May 2017 remains unchanged.

## **8. IMPLICATIONS**

- 8.1 Financial Comments: There are no direct financial consequences.

- 8.2 Legal Comments: These are addressed in the report

## **9. APPENDICES**

- 9.1 **Appendix 1** (to be tabled) - Allocations of seats on Committees subject to political balance

- 9.2 **Appendix 2** - Allocation of Seats on Committees not subject to political balance arrangements

## **10. BACKGROUND DOCUMENTS**

- 10.1 Peterborough City Council's Constitution.

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## Committees and Bodies Not Subject to Political Balance

<b>Committee</b>	<b>Seats</b>	<b>Conservative</b>	<b>Labour</b>	<b>Liberal Democrats</b>	<b>Liberal Party</b>	<b>Werrington First</b>	<b>UKIP</b>	<b>Total</b>
Health and Wellbeing Board	4 (3 Cabinet Members including Leader and 1 opposition Member to be agreed at first meeting of the Board)	3	1					4
Licensing Committee (Licensing Act 2003)	The same as the Licensing Committee (Regulatory) membership							

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<b>COUNCIL</b>	AGENDA ITEM No. 5
<b>20 JUNE 2017</b>	PUBLIC REPORT

## APPOINTMENTS TO COMMITTEES

R E C O M M E N D A T I O N S
<b>FROM : Director of Governance</b>
<p>It is recommended that Council:</p> <ul style="list-style-type: none"> <li>(a) Agrees the appointments to those Committee where the allocation of the seats has been determined under Agenda Item 4 (<b>Appendix 1</b> – to be tabled);</li> <li>(b) Appoints the Chair and Vice-Chair of each of the Council’s Committees (<b>Appendix 1</b> – to be tabled);</li> <li>(c) Confirms the non-elected membership of committees, as described at paragraphs 4.1 to 4.7;</li> <li>(d) Authorises the Monitoring Officer as Proper Officer, in respect of any remaining appointments to be made, to carry out the wishes of the Leaders of the Political Groups in allocating members to committees, and appoints those Members with effect from the date at which the Proper Officer is advised of the names of such Members.</li> </ul>

### 1. PURPOSE AND REASON FOR REPORT

- 1.1 In accordance with the constitution, Council must appoint the members, and the Chair and Vice-Chair of non-executive Committees.
- 1.2 This report requests the Council to:
  - (a) Receive nominations from political groups and make appointments to committees or to delegate that authority to the Monitoring Officer where nominations have not been made by the date of meeting;
  - (b) Appoint the Chairs and Vice Chairs of Committees; and
  - (c) Approve the non-Councillor committee appointments.

### 2. APPOINTMENTS

- 2.1 The Council must agree which Councillors should be appointed to each of its Committees.
- 2.2 Appointments should be made in accordance with the seats allocated to political groups as described in item 4 of this meeting’s agenda.
- 2.3 The list of available appointments has been circulated to the political groups and the wishes of each group is to be confirmed at the meeting.

### **3. CHAIRS AND VICE-CHAIRS**

- 3.1 The Council must decide which Councillors to appoint as the Chair and Vice-Chair of its Committees.

### **4. NON COUNCILLOR COMMITTEE APPOINTMENTS**

- 4.1 The Council is required under the Parent Governor Representative (England) Regulations 2001 to appoint parent governor representatives to any scrutiny committee which considers education issues. Schedule 1 (paragraph 7) of the Local Government Act 2000 similarly requires that the Church of England and Roman Catholic churches may each nominate a co-opted member with voting rights. (The voting rights of the faith and parent governor representatives only apply when the Scrutiny Committee is considering educational matters; for other issues the co-opted members may participate in the debate but not vote).

- 4.2 Within the structure, education matters are discussed at the Children and Education Scrutiny Committee. All of the education co-opted members need to be formal members of this Committee, with voting rights for education matters.

- 4.3 The education co-opted members for the year are set out below and Council are asked to confirm these appointments remain unchanged:

Liz Youngman, Peterborough Diocesan Board of Education  
Flavio Vettese, (Deputy Director of Schools), Roman Catholic Church, Diocese of East Anglia  
Vacancy, Parent Governor Representative  
Vacancy, Parent Governor Representative  
Julie O'Connor, Roman Catholic Diocese of East Anglia (sub for Flavio Vettese)  
Miranda Robinson, Peterborough Diocesan Board of Education (sub for Liz Youngman)

- 4.4 Under their Terms of Reference, as agreed by Council, Scrutiny Committee may co-opt up to four additional Members. In January 2017 the Scrutiny Committees appointed the following non-voting Independent Co-opted Members for the remainder of 2016/2017 and the municipal year 2017/2018:

Health Scrutiny Committee – Parish Councillor Henry Clark  
Health Scrutiny Committee – Parish Councillor Jason Merrill (sub for Henry Clark)  
Adults and Communities Scrutiny Committee – Parish Councillor Neil Boyce  
Children and Education Scrutiny Committee – Parish Councillor Susie Lucas  
Children and Education Scrutiny Committee – Parish Councillor Margaret Palmer (sub for Susie Lucas)  
Children and Education Scrutiny Committee - Alistair Kingsley, Independent Co-opted Member (Non-voting)  
Growth, Environment, and Resources Scrutiny Committee – Parish Councillor Keith Lievesley  
Growth, Environment, and Resources Scrutiny Committee – Parish Councillor Richard Clarke

- 4.5 The Council is required under the Localism Act 2011 to appoint at least one independent person of the Council. The role of the Independent Person is to oversee the process for dealing with allegations that a member has breached the Member's Code of Conduct.

- 4.6 The Independent Person for the year will be:

Gillian Holmes, Independent Person of the Council

- 4.7 The Health and Wellbeing Board has appointed to it certain post holders under the Board's terms of reference. In addition the Audit Committee has appointed Independent Persons. These appointments are either subject to statutory regulation or are delegated under the Council's Constitution to the Committee concerned.

## **5. IMPLICATIONS**

5.1 Financial Comments: There are no direct financial consequences.

5.2 Legal Comments: There are no implications arising from this report.

## **6. BACKGROUND DOCUMENTS**

6.1 There are no background papers used to prepare this report that are not otherwise published.

## **7. APPENDICES**

**Appendix 1** - Committee Membership/Chairs and Vice Chairs (to be tabled)

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