

ANNUAL COUNCIL	AGENDA ITEM No. 10
21 MAY 2018	PUBLIC REPORT

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APPOINTMENTS AND NOMINATIONS TO OTHER AUTHORITIES AND OUTSIDE BODIES

R E C O M M E N D A T I O N S	
FROM: <i>Interim Director of Law and Governance</i>	Deadline date: <i>N/A</i>
<p>It is recommended that Council:</p> <ol style="list-style-type: none"> 1. Makes the following appointments or nominations for the 2018/2019 municipal year: <ol style="list-style-type: none"> (a) Appoint the Leader of the Council to act as the Council's appointee to the Cambridgeshire and Peterborough Combined Authority and one substitute member (Appendix 3 to be tabled). (b) Nominate two members to the Cambridgeshire and Peterborough Combined Authority Overview and Scrutiny Committee, and two substitute members from the same political parties as those nominated (Appendix 3 to be tabled). (c) Nominate one member Cambridgeshire and Peterborough Combined Authority Audit and Governance Committee and one substitute member from the same political party (Appendix 3 to be tabled). (d) Appoint three members to the Police and Crime Panel and three substitute members from the same political parties as those appointed (Appendix 3 to be tabled). (e) Appoint four members to the Fire Authority and four substitute members from the same political parties as those appointed (Appendix 3 to be tabled). 2. Confirms the non-executive appointments and nominations to outside bodies (Appendix 4.1 and 4.2 to be tabled). 3. Authorises the Monitoring Officer as Proper Officer, in respect of any other appointments or nominations to be made, to carry out the wishes of the Leaders of the Political Groups in allocating Members to other authorities and outside bodies, and appoints those members with effect from the date at which the Proper Officer is advised of the names of such Members. 	

1. PURPOSE AND REASON FOR REPORT

- 1.1 This report requests the Council to make appointments to the Cambridgeshire and Peterborough Combined Authority, Police and Crime Panel, Fire Authority, and outside bodies for the municipal year 2018/2019.

2. CAMBRIDGESHIRE AND PETERBOROUGH COMBINED AUTHORITY

- 2.1 In accordance with the Cambridgeshire and Peterborough Combined Authority Order 2017, each Constituent Council must appoint one of its elected members and a substitute member to the Combined Authority. This is normally the Leader. Each Council made these appointments at its respective Council meeting in May 2017 for the 2017/18 municipal year. The Council is now asked to appoint a member and substitute member for the municipal year 2018/19.

Non-Executive Committees

- 2.2 The Combined Authorities (Overview and Scrutiny Committees, Access to Information and Audit Committees) Order 2016 requires the Combined Authority to establish an Overview and Scrutiny Committee and an Audit Committee. The Order sets out the rules for membership. The membership of the Overview and Scrutiny and the Audit Committees as a whole should reflect so far as reasonably practicable the balance of political parties of the constituent councils when taken together. The balance is based on membership of political parties, not political groups, on constituent councils across Cambridgeshire and Peterborough.
- 2.3 On 3 May 2018, there were local elections for a number of constituent councils. The Combined Authority has reviewed the political balance on constituent councils and has requested constituent councils to make the following appointments to these committees.

Overview and Scrutiny Committee

- 2.4 The Combined Authority agreed that to ensure an equitable representation across each constituent authority, two members from each council should be appointed to the Overview and Scrutiny Committee representing a total membership of fourteen members. In May 2017, the Council nominated two members to the Committee for the municipal year 2017/18.
- 2.5 The implications of applying political proportionality to a fourteen member Overview and Scrutiny Committee are detailed in **Appendix 1**.
- 2.6 The Council is required to nominate two members to the Overview and Scrutiny Committee for the municipal year 2018/19 based on the political balance set out in **Appendix 1**.

Audit and Governance Committee

- 2.7 The Combined Authority agreed to establish an Audit and Governance Committee consisting of seven constituent members: one member from each constituent council.
- 2.8 The implications of applying political proportionality to a seven member Audit and Governance Committee are detailed in Appendix 2. The Council is required to nominate one member to sit on the Audit and Governance Committee for the municipal year 2018/19 based on the political balance set out in **Appendix 2**.

Substitute Members

- 2.9 The Combined Authority has agreed that substitute members should be appointed for each position on the Audit and Governance Committee and the Overview and Scrutiny Committee. Any substitute members should come from the same party as the Member they are substituting for to maintain political balance.
- 2.10 For the Overview and Scrutiny Committee, if constituent councils have appointed members from the same political parties, i.e. East Cambs and Fenland, those Councils might only wish to appoint one substitute rather than two. The quorum set down in legislation is two thirds of the total membership. Therefore, it is preferable to appoint two members in case both members are absent from a meeting and need to substitute.

Conclusion

- 2.11 All appointments and nominations made by constituent councils will be reported to the Combined Authority's annual meeting on 30 May.
- 2.12 The political balance calculations in the Appendices are based on up to date statistics given by constituent councils and take account of the outcome of constituent council elections. However, there may be last minute changes in the lead up to constituent councils' annual meetings and Combined Authority's annual meeting on 30 May.
- 2.13 If there are consequential changes to the overall political balance, the Combined Authority may need to review the membership and the allocation of seats to political parties on the above committees. The Monitoring Officer will advise constituent councils if any subsequent changes have been necessary, and whether any changes need to be made to their nominations.
- 2.14 If there is no provision in constituent council's standing orders, the Council may wish to consider giving delegated powers for the Chief Executive to approve any consequential changes to these appointments in consultation with the relevant Party Group leaders.

CAMBRIDGESHIRE POLICE AND CRIME PANEL

- 2.15 The Council is required to appoint 3 members – as determined by the political make-up across the Cambridgeshire and Peterborough Authority Areas when taken together – established by the Police Reform and Social Responsibility Act 2011. There are 13 seats on the Cambridgeshire Police and Crime Panel.

CAMBRIDGESHIRE AND PETERBOROUGH FIRE AUTHORITY

- 2.16 There are 17 seats on the Cambridgeshire and Peterborough Fire Authority, 4 of which are allocated to Peterborough City Council representatives and 13 of which are allocated to Cambridgeshire County Council representatives. The seats are allocated on a proportionate basis.
- 2.17 The new Policing and Crime Act 2017 places a duty on police, fire and rescue and ambulance services to collaborate, and enables Police and Crime Commissioners ("Commissioner") to take on responsibility for the governance of fire and rescue services. Commissioners will be enabled to seek responsibility for their local Fire Authority where a local case is made to the Secretary of State. The Home Office have agreed for the Cambridgeshire Police and Crime Commissioner to take on responsibility for the Cambridgeshire Fire and Rescue Service. This will impact on the duties and terms of office of Police and Crime Panel members and Fire Authority members during 2018/19, once the changes are implemented.

OUTSIDE BODIES

- 2.18 The Council is represented on a number of outside bodies as set out in **Appendix 4.1** and **Appendix 4.2**. Council will make appointments or nominations for non-executive positions as set out in **Appendix 4.1** and **4.2**. The Leader will make the appointments to executive positions and these will be tabled for noting at the meeting or agreed after the meeting under the executive decision making process.

3. IMPLICATIONS

Financial Implications

- 3.1 In accordance with the Cambridgeshire and Peterborough Combined Authority Order 2017, no remuneration is to be payable by the Combined Authority to its members.

Legal Implications

- 3.2 The legal implications are set out in the report. The Combined Authorities (Overview and Scrutiny Committees, Access to Information and Audit Committees) Order 2016 requires a combined authority to ensure that the members of the committee taken as a whole reflect so far as reasonably practicable the balance of political parties for the time being prevailing among members of the constituent councils when taken together.

Equalities Implications

- 3.3 There are no equalities implications arising from this report.

4. BACKGROUND DOCUMENTS

Used to prepare this report, in accordance with the Local Government (Access to Information) Act 1985

- 4.1 [Policing and Crime Act 2017](#)

- 4.2 Council Minutes – 17 November 2016 and 25 January 2017

5. APPENDICES

- 5.1 **Appendix 1** – Overview and Scrutiny Committee political balance calculations
- 5.2 **Appendix 2** – Audit and Governance Committee political balance calculations
- 5.3 **Appendix 3** – Appointments and Nominations to Other Authorities (to be tabled)
- 5.4 **Appendix 4** – Appointments and Nominations to Outside Bodies (to be tabled)