

**EXTRACT OF DECISIONS OF THE EXECUTIVE  
MEETING HELD ON 30 JULY 2003  
DIGEST: 3 PUBLICATION DATE: 7 AUGUST 2003**

**EX.366 APPOINTMENTS TO OUTSIDE BODIES/JOINT AUTHORITY**

The Executive considered requests from Greater Manchester Waste Disposal Authority to fill a vacancy on the Waste Forum and from North Manchester Chamber to fill a vacancy as a Co-opted Member onto its newly formed Board.

**RECOMMENDATION TO COUNCIL:**

That Councillor Campbell be nominated as this Council's representative as a Co-opted Member on the North Manchester Chamber with Councillor Byrne appointed as his Deputy and that Councillor S Smith be appointed as this Council's representative on the Waste Forum both appointments to be for the 2003/2004 Municipal Year.

**EXTRACT OF DECISIONS OF THE EXECUTIVE  
MEETING HELD ON 3 SEPTEMBER 2003  
DIGEST: 4 PUBLICATION DATE: 11 SEPTEMBER 2003**

**EX.392 DELEGATION OF THE HEALTH SCRUTINY FUNCTION TO THE NORTH WEST JOINT COMMITTEE – CLEFT LIP AND PALATE SERVICE**

The Council had recently been informed that the Department of Health would shortly be commencing a consultation exercise on proposals to reconfigure the existing provision of the Cleft Lip and Palate Service in the North West. The current service provided by three centres covers the areas of Cheshire, Lancashire, Greater Manchester, Merseyside and South Cumbria.

Under the terms of the Health and Social Care Act 2001 and subsequent regulations, there was a requirement to consult local health overview and scrutiny committees where changes in service were proposed.

Where the changes affect more than one area, the authorities affected were required to form a joint committee to respond to the consultation. Formal directions to this effect were approved by the Secretary of State on 17 July 2003.

In view of their regional role and involvement in overview and scrutiny, the North West Employers Association had agreed to co-ordinate the creation of the North West Joint Committee and the Council had been asked to nominate one person to sit on the Committee.

Urgent decisions were required to provide authority for the North West Joint Committee to respond to the Department of Health consultation on the proposed reconfiguration of the Cleft Lip and Palate Service in the North West.

**RECOMMENDATION TO COUNCIL:**

That in view of the urgency of the matter and in accordance with the urgency provisions contained in Part 4 (paragraph 3.0) of the Officer Delegation Scheme in the Council Constitution, the following action taken by the Deputy Chief Executive, after consultation with the Leader of the Council, the Leader of the largest opposition group and the Leader of the second largest opposition group, be noted:

1. That, in accordance with Regulation 7 of the Local Authority (Overview and Scrutiny Committees Health Scrutiny Functions) Regulations, the Council agrees to a joint committee being established with the 22 other Social Services Authorities in the North West to consider the Department of Health consultation on the Cleft Lip and Palate Service.
2. That, in accordance with section 7 of the Health and Social Care Act 2001 and Regulations under that section, the Joint Committee referred to in 1 above be authorised to scrutinise the Cleft Lip and Palate Service in terms of its planning provision and operation across the North West and respond to the Department of Health consultation on behalf of the Council.

3. That the Council Constitution be amended accordingly to reflect the decisions in 1 and 2 above.
4. That Councillor J Smith be appointed to serve on the North West Joint Committee.

**EXTRACT OF DECISIONS OF THE EXECUTIVE  
MEETING HELD ON 24 SEPTEMBER 2003  
DIGEST: 5 PUBLICATION DATE: 30 SEPTEMBER 2003**

**EX.533 JOINT SCRUTINY OF THE PENNINE ACCUTE HOSPITALS NHS TRUST  
AND THE PENNINE CARE NHS TRUST**

The Leader of the Council submitted a report on proposals for the establishment of administrative and decision-making structures to enable joint scrutiny to take place of the Pennine Accute Hospitals NHS Trust and the Pennine Care NHS Trust.

The Health and Social Care Act 2001 imposed new responsibilities on local authorities with Social Services responsibilities to scrutinise health service matters and make reports and recommendations to National Health Services bodies. Regulations made under the Act empower Councils to appoint Joint Committees to examine the health scrutiny function on appropriate terms and conditions in partnership with NHS bodies.

The Healthier and Safer Communities Scrutiny Commission at its meeting held on 4 September 2003 (Minute HSC.402) considered the proposals and recommended approval of the recommendations as set out in the report.

**RECOMMENDATIONS TO COUNCIL:**

1. That, in accordance with Section 7 of the Local Authority (Overview and Scrutiny Committees Health Scrutiny Functions) Regulations 2002 the Council approves the establishment of two Joint Committees as set out in the report to scrutinise the services of the Pennine Accute Hospitals NHS Trust and the Pennine Care NHS Trust.
2. That the Council be requested to give consideration to its membership of the two Joint Committees as set out in paragraph 7.5 of the report
3. That the suggested financial contributions for the development of the Joint Scrutiny Function be approved for consideration by other Councils.
4. That authority would be sought under the Council's delegated powers to approve the establishment of a Joint Scrutiny Officer Post (Health) on Scale PO1/PO4 in accordance with the job description attached at Appendix A to the report, be noted.
5. That the Terms of Reference for the Joint Committee as set out in Appendices B and C to the report be approved as the basis for further discussion with the Joint Committees when they have been formed.
6. That, in accordance with Section 7 of the Health and Social Care Act 2001 and Regulations under that Section, the Council delegates its health scrutiny function to the two Joint Committees in respect of the reviewing and scrutinising of matters relating to the planning, provision and operation of the Pennine Accute Hospitals NHS Trust and the Pennine Care NHS Trust.

7. That appropriate amendments be made to the Council's Constitution to reflect the decisions referred to in 1 and 6 above and that reference be made in the Constitution to the Terms of Reference of the Joint Committees when they have been agreed with partner agencies.
8. That all the Councils in receipt of services provided by the two NHS organisations referred to be requested to approve this report in so far as it relates to the establishment of the two Joint Committees including the issues relating to political balance and the financial and staffing implications.
9. That in accordance with Section 7 of the Local Authority (Overview and Scrutiny Committees Health Scrutiny Functions) Regulations 2002, the Council approves the establishment of the Association of Greater Manchester Authorities (AGMA) Joint Committee (Health).
10. That, in accordance with Section 7 of the Health and Social Care Act 2001 and Regulations under that Section the Council delegates its health scrutiny function in respect of the reviewing and scrutinising of matters relating to the planning, provision and operation of services provided by the undermentioned organisations to the AGMA Joint Committee (Health ).
  - (a) Greater Manchester Strategic Health Authority
  - (b) The Greater Manchester Ambulance Service
  - (c) Christies; and
  - (d) The Greater Manchester Workforce Federation
11. That appropriate amendments be made to the Council's Constitution to reflect the decisions referred to in 9 and 10 above and that reference be made in the Constitution to the Terms of Reference when these have been agreed with AGMA.
12. That the decision of the AGMA Executive to offer an additional place to Bolton MBC (to be filled by a representative from the Conservative Party) on their Joint Health Scrutiny Committee for the remainder of the municipal year, be noted.

**S.544 REPORT OF THE INDEPENDENT REMUNERATION PANEL**

A report of the Chief Executive was submitted which presented to Members the report of the Independent Remuneration Panel on the issue of whether Pensions should be introduced for Elected Members of Bury Metropolitan Borough Council.

The Panel had recommended that the Council should adopt the principle of Pensions for Elected Members, which it considered would assist the Council in attracting and retaining Members from a wide range of backgrounds and age groups.

Members raised issues concerning the Independent Remuneration Panel in terms of its membership and composition and the Monitoring Officer indicated that she would look into the issues raised.

**RECOMMENDATIONS TO COUNCIL:**

1. That the Independent Remuneration Panel be thanked for their work on this issue.
2. That at the present time, whilst welcoming the report of the Independent Remuneration Panel, the recommendation to adopt the principle of Pensions for Elected Members be rejected on the grounds that there has been no desire expressed by Councillors for such a scheme and no evidence of members of the public being deterred from standing for Council.
3. That consideration of the recommendations of the Independent Remuneration Panel be made by Council at its meeting on 5 November 2003.

**EXTRACT OF DECISIONS OF THE EXECUTIVE  
MEETING HELD ON 15 OCTOBER 2003**

**DIGEST: 6 PUBLICATION DATE: 23 OCTOBER 2003**

**EX.605 SUPPLEMENTARY PLANNING GUIDANCE FOR AFFORDABLE HOUSING  
PROVISION IN NEW RESIDENTIAL DEVELOPMENTS**

The Executive Members – Environment and Transport and Regeneration and Housing submitted a joint report and Guidance Note setting out the proposed new implementation procedures for Policy H4/1 (Affordable Housing) to align the Policy with national and regional planning advice and with procedures adopted by other Local Authorities.

A detailed debate took place on comparisons between the ratio proposed in the Guidance compared to other neighbouring local authorities' policies.

As this proposal falls within the Council's Policy Framework, the Council's approval would be sought.

**RECOMMENDATION TO THE COUNCIL:**

That approval be given to the Supplementary Planning Guidance Note incorporating a ratio of 25% of residential units to be affordable on suitable large sites, that is, sites with 25 or more units.

**EXTRACT OF DECISIONS OF THE EXECUTIVE  
MEETING HELD ON 15 OCTOBER 2003**

**DIGEST: 6 PUBLICATION DATE: 23 OCTOBER 2003**

**EX.609 POLICY-LED APPROACH TO CAPITAL RESOURCE ALLOCATION  
(E)**

The Executive Member – Resource submitted a report on the following developments in respect of the Capital Programme:-

- (i) the introduction of the Prudential Code from 1 April 2004 to comply with the provisions of the Local Government Act 2002 which impose a duty on the Authority to keep under review the scale of Capital investment. Suggested improvements to the Policy-Led process for allocating Capital funding were also set out.
- (ii) recommendations prepared by the Officer- level Capital Programme Option Appraisal Working Group, for the immediate allocation of an additional Capital Receipt earned during the current financial year, were specified in the report.

**RECOMMENDATIONS TO COUNCIL:**

- 1. That the introduction of the Prudential Code from 1 April 2004 be noted.
- 2. That the scoring mechanism set out in paragraph 7.2 of the report for the future allocation of Capital resources, be approved.
- 3. That the schemes set out in paragraph 9.2 and in the list included in Appendix A to the report, be approved for inclusion in the 2003/2004 Capital Programme.
- 4. That the scoring sheets of the Capital Programme Option Appraisal Working Group used to formulate its recommendations set out in 3 above, be circulated to all Members of the Council prior to the meeting of the full Council on 5 November 2003.



**EXTRACT OF DECISIONS OF STANDARDS COMMITTEE  
MEETING HELD ON 22 OCTOBER 2003  
TO BE CIRCULATED**

**S.03 REPORT OF THE INDEPENDENT REMUNERATION PANEL – OCTOBER 2003**

A report of the Chief Executive was submitted which presented to Members the report of the Independent Remuneration Panel on the following issues:-

- The payment of allowances to Co-opted Members.
- The levels of travel and subsistence allowances payable to Elected Members.

The Panel had also been informed of the recommendations which would be made by this Committee on the issue of Pensions for Elected Members and had made the following recommendations:-

1. The Panel wished to reiterate its view that this Council should adopt the principle of Pensions for Elected Members.
2. The Panel does not feel in a position at the present time to recommend that allowances should be paid to Co-opted and Independent Members. However, the Panel would wish to review this position at some time in the future on the basis of further evidence and information from Co-opted and Independent Members.
3. The Panel consider that travelling expenses should be payable to Co-opted and Independent Members at the rates payable to Elected Members. It also considers that subsistence allowances should apply on those occasions where Co-opted or Independent Members are required to undertake certain duties on behalf of the Council. An example would be attending a Conference outside of the Borough.
4. The Panel recommends that the Council continue to pay allowances for travel and subsistence which are consistent with nationally agreed guidance.

**RECOMMENDATIONS TO COUNCIL:**

1. That with regard to Recommendation 1 made by the Panel, the Committee re-affirm the recommendations made at the last meeting held on 25 September 2003.
2. That Recommendation 2 made by the Panel be accepted.
3. That Recommendation 3 made by the Panel be accepted except that travel expenses be payable to Co-opted and Independent Members only when Out-of-Borough journeys are involved.

4. That Recommendation 4 made by the Panel be accepted.

(Note: In accordance with Council Procedure Rule 17.6, Councillor Davison asked that his abstention in regard to Recommendations 3 and 4 above be recorded).