
MEETING: ANNUAL COUNCIL

DATE: 18 MAY 2011

SUBJECT: ANNUAL APPOINTMENTS 2011/2012

REPORT FROM: Leader of the Council

CONTACT OFFICER: Assistant Director of Legal and Democratic Services

TYPE OF DECISION: Council Decision

REPORT STATUS: For Publication

PURPOSE/SUMMARY:

The report deals with:-

- a) the notification of Political Group Leaders and Deputy Leaders, the allocation of Portfolios to Cabinet Members and the allocation of Lead Member Roles for the 2011/2012 Municipal Year, (Appendices A and B)
- b) the appointment of Regulatory Committees, Overview and Scrutiny Committees and other bodies affected by the Political Balance Rules contained in the Local Government and Housing Act 1989 for the 2011/2012 Municipal Year. (Appendix C)
- c) the appointment of the Standards Committee and other bodies not covered or exempted from the Political Balance Rules for the 2011/2012 Municipal Year; (Appendix D)
- d) the appointment of representatives on Joint Authorities, (Appendix E). The Joint Committee has recommended all Greater Manchester Authorities to appoint their Cabinet Member for Environment and Transport or its equivalent, to the Greater Manchester Waste Plan Joint Committee
- e) the appointment of other internal bodies not covered by the Political Balance Rules; (Appendix F).
- f) the appointments to outside bodies; (Appendix G) and
- g) those outside bodies which have been the subject of an audit by the Monitoring Officer, have not been included on the list of outside bodies, and with whom further contact will take place. (Appendix H)

OPTIONS AND RECOMMENDED OPTION (with reasons):

Recommended option

1. That the appointments of the Political Groups' Leaders and Deputy Leaders as set out in Appendix A to this report be received.
2. That the appointment of the Deputy Leader and Cabinet Members for the 2011/2012 Municipal Year, as set out in Appendix B to this report be noted.
3. That the appointment of the Regulatory Committees, Overview and Scrutiny Committees and other bodies covered by the Political Balance Rules, including the appointment of Chairs, where stated, for the 2011/2012 Municipal Year, as set out in Appendix C to this report, be approved.
4. That the appointment of the Standards Committee and other bodies not covered by or exempted from the Political Balance Rules, including the appointment of Chairs, where stated, for the 2011/2012 Municipal Year, as set out in Appendix D to the report, be approved.
5. That the Chair of the Standards Committee be appointed from amongst the Independent Members for 2011/2012 Municipal Year.
6. That the appointments to the Greater Manchester Joint Authorities for the 2011/2012 Municipal Year including the appointment to the Greater Manchester Waste Plan Joint Committee, as set out in Appendix E to the report, be approved.
7. That the appointments to the various other internal bodies, including the appointment of Chairs, where stated, for the 2011/2012 Municipal Year, set out in Appendix F to the report, be approved.
8. That the appointments to outside bodies for the 2011/2012 Municipal Year as set out in Appendix G to the report, be approved.
9. That the list of Outside Bodies for which further contact will be made, as set out in Appendix H, be noted.
10. That the Chief Executive, in consultation with the Leaders of the three political groups on the Council, be authorised to determine any appointments to bodies which remain to be filled and any changes in appointments or any new appointments to be made during the 2011/2012 Municipal Year and that any such appointments be reported to the Executive for information.

IMPLICATIONS -

Financial Implications and Risk Considerations

There are no direct financial implications

Corporate Aims/Policy Framework:

Do the proposals accord with the Policy Framework? Yes

Are there any legal implications? Yes

Considered by Monitoring Officer: Yes

The appointment of the various bodies indicated in the report complies with the provisions of the Council Constitution adopted under the provisions of the Local Government Act 2000 and its related Regulations and directions and also with the Local Government and Housing Act 1989 and Local Government (Committees and Political Groups) Regulations 1990 as amended in respect of the political balance rules.

Statement by Director of Finance and E-Government: No direct financial implications

Staffing/ICT/Property: N/A

Wards Affected: All Wards

Scrutiny Interest: Resource and Performance

TRACKING/PROCESS SERVICES:**DIRECTOR LEGAL AND DEMOCRATIC**

Chief Executive/ Management Board	Cabinet Member/ Chair	Political Group Leaders	Partners
Scrutiny	Cabinet	Committee	Council
N/A	-	-	18 May 2011

1.0 ISSUES**1.1 POLITICAL GROUP LEADERS AND DEPUTY LEADERS**

1.1.1 The appointment of the Political Groups on the Council of their Leaders and Deputy Leaders has been notified and the details are set out in Appendix A to this report.

1.2 THE LEADER

1.2.1 The Council Constitution made under the provisions of the Local Government Act 2000 and its associated Regulations and directions and adopted by the Council on 21 November 2001, as amended, provides for the Council to appoint the Leader.

1.2.2 The Leader is appointed for a fixed term of office of 4 years. The Leader then appoints a Cabinet which currently comprises five other members with the following portfolios:-

Communities;
Children and Young People;
Environment and Transport;
Health and Well-Being;
Resource, HR and Performance.

1.2.3 Councillor Bibby was duly appointed Leader at the meeting of Annual Council on 18 May 2010, and remains in office until May 2014 subject to the constitutional arrangements set out in Paragraph 1.2.4.

1.2.4 The Council's Constitution states that the Leader shall hold office until:-

- (a) he/she is resigns from the office; or
- (b) he/she is suspended from being a Councillor under Part III of the Local Government Act 2000 (although they may resume office at the end of the period of suspension); or
- (c) he/she is no longer a Councillor; or
- (d) the first Annual Meeting after their normal day of retirement as a Councillor;
- (e) that the Council may by resolution remove him/her from office.

1.3 REGULATORY COMMITTEES, OVERVIEW AND SCRUTINY COMMITTEES AND OTHER BODIES COVERED BY THE POLITICAL BALANCE RULES

1.3.1 The rules and requirements for securing political balance on the Regulatory Committees (and Sub-Committees), Overview and Scrutiny Committees, Advisory Committees and certain other bodies appointed by local authorities as set out in Appendix C of this report, are contained in the Local Government and Housing Act 1989 and the Local Government (Committees and Political Groups) Regulations 1990, as amended.

1.3.2 The general effects of the balance rules on this Council are that it is under a duty:-

- (a) to ensure that the membership of those bodies covered by the rules reflects the political composition of the Council as far as practicable;
- (b) to allocate seats on these bodies to the political groups in proportion to their numerical strength on the Council as far as practicable;
- (c) to accept the nominations made by the Groups for the filling of seats allocated to them; and
- (d) to review the allocation of seats to political groups at, or as soon as practicable after, the Annual Council Meeting and at certain other specified times.

1.3.3 In determining the allocation of seats to the political groups, the Council must apply these overriding **two principles so far as is reasonably practicable**:-

- (A) Not all seats on a body are to be allocated to the same political group;
- (B) The group with a majority of seats on the Council shall be allocated a majority of seats on a body.

Having first satisfied (A) and (B) above, then:-

- (C) The total of all seats on ordinary Committees shall be allocated to the groups in proportion to their respective political strengths on the Council.

Once (A), (B) and (C) above have been satisfied then:-

- (D) The number of seats on other affected "bodies" (Sub-Committees/Other Bodies) shall also be allocated to the political groups in proportion to their respective political strengths on the Council.

1.3.4 **The proportions** which each political group bears to the total number of Councillors on the Council are as follows:

Group	Council Seats	Proportion
Conservative	20	39.2%
Labour	26	51.0%
Lib/Dem	5	9.8%

1.3.5 **Recommended seat allocations (actual)** to the groups are shown against each body listed in the Schedule. Based on the approved sizes of "bodies" and bearing in mind the principles referred to above, the actual seat allocations for the main Committees are as follows:-

Group	Committees	Sub Committees/ Other Bodies	Total Seats
Conservative	59	-	59
Labour	79	-	79
Liberal Democrats	15	-	15
TOTALS	153	-	153

1.4 STANDARDS COMMITTEE AND OTHER BODIES NOT COVERED BY THE POLITICAL BALANCE RULES

1.4.1 The appointment of the Standards Committee and certain other bodies are not covered by the Political Balance Rules.

1.4.2. Different rules may apply to the appointment of these bodies particularly the Standards Committee.

1.4.3 In line with the recommendations of the then Standards Board for England in advocating that Independent Members be appointed as Chairs of Standards Committees, the Council agreed previously that the Standards Committee be chaired by an Independent Member.

1.5. REPRESENTATIVES ON GREATER MANCHESTER JOINT AUTHORITIES

1.5.1. The Council is entitled to appoint representatives to serve on the Greater Manchester Joint Authorities for 2011/2012 and to nominate, from amongst the appointed representatives, Spokespersons to answer any questions (duly notified at Council meetings) on the functions of the Joint Authorities on which they serve.

1.6 APPOINTMENTS OF OTHER INTERNAL BODIES NOT GOVERNED BY THE POLITICAL BALANCE RULES 2011/2012

1.6.1 Attached to this report at Appendix F is a schedule giving details of the appointments to other internal bodies not covered by the Political Balance Rules.

1.7 APPOINTMENTS TO OUTSIDE BODIES 2011/2012

1.7.1 Attached to this report at Appendix G is a schedule giving details of appointments to be made to outside bodies. Appendix H sets out a further list of outside bodies to which members are usually appointed. Last year the Director of Legal and Democratic Services carried out an audit of the list to ascertain the status of each of these bodies. As a result of that audit, a number of organisations have been removed from the Outside Bodies List. These are set out in Appendix H.

2.0 CONCLUSION

2.1 Appendix A contains details of appointments of Group Leaders/Deputy Leaders.

2.2 Appendix B contains details of appointments relating to the Executive/Cabinet.

2.3. Appendix C contains details of the Regulatory Committees and Sub-Committees/Other Bodies to be appointed in accordance with the Political Balance Rules.

2.4 Appendix D contains details for the appointment of the Standards Committee and other bodies not covered by the Political Balance Rules.

2.5 Appendix E contains details of appointments of representatives on the Greater Manchester Joint Authorities.

2.6 Appendix F contains details of appointments of other internal bodies not covered by the Political Balance Rules.

2.7 Appendix G contains details of appointments to outside bodies.

2.8 Appendix H contains a list of Outside Bodies which have been the subject of an audit and which have been removed from the list of Outside Bodies. Further contact will be made with those organisations.

List of Background Papers:-

Schedules of appointments made by each political group.

Contact Details:-

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Democratic Services
May 2011

**APPOINTMENT OF POLITICAL GROUP LEADERS/DEPUTY LEADERS FOR
2011/2012**

Group/Position	Appointees 2011/2012
	Councillors:
Labour Group	
Leader	M Connolly
Deputy Leader	J Smith
Conservative Group	
Leader	R C A Brown
Deputy Leader	M Hankey
Liberal Democrat Group	
Leader	T Pickstone
Deputy Leader	D O'Hanlon

APPOINTMENT OF THE EXECUTIVE FOR 2011/2012

Position	Appointees 2011/2012
Finance	J Smith
Human Resource and Performance	T Holt
Children and Families	N Parnell
Adult Care, Health and Housing	R Shori
Communities	S Walmsley
Environment and Economy	A Isherwood
Leisure, Tourism and Culture	J Lewis
Non Portfolio Member	R Brown
Non Portfolio Member	T Pickstone

(The Executive may not include the chairman (Mayor) or vice-chairman (Deputy Mayor) of the Authority [S.11(7) of LG Act 2000])

SPOKESPERSONS

Position	Appointees 2011/2012
Youth	T Tariq
Children's Safeguarding	J Grimshaw
Housing	N Bayley
Safer Communities	J Frith
Employment/Skills	P Bury
Health	G Campbell
Adult Safeguarding	G Campbell

APPOINTMENT OF SHADOW EXECUTIVE FOR 2011/2012

Position	Appointees 2011/2012
Finance	I Gartside
Human Resource and Performance	J Harris
Children and Families	R Caserta
Adult Care, Health and Housing	M Hankey
Communities	S Hurst
Environment and Economy	D Gunther
Leisure, Tourism and Culture	I Bevan

APPOINTMENT OF POLITICALLY BALANCED COMMITTEES AND SUB-COMMITTEES OF THE COUNCIL FOR 2011/2012

Committees	No of Seats		Seat Allocations and Appointments 2011/2012		
	Cllr	Co-Opted			
1. Planning Control Committee	13	0	Councillors Con seats 5 Hankey Cohen Harris Wright Walker	Lab seats 7 Cummings (c) K Audin Matthews Bailey Columbine Smith Shori	Lib/Dem seats 1 M D'Albert
2. Licensing and Safety Panel	13	0	Councillors Con seats 5 Hurst Vincent Ahmed Caserta Walker	Lab seats 7 M Bailey (c) N Bayley Frith Matthews Cassidy Holt Quinn	Lib/Dem seats 1 V D'Albert

(Full Panel to deal with all policy and monitoring matters)
(3 members of the Panel to form individual politically-balanced (where possible) Panels for individual licence applications.)

Committees	No of Seats		Seat Allocations and Appointments 2011/2012						
	Cllr	Co-Opted							
3. Human Resources and Appeals Panel	51	0	<p>Councillors</p> <table> <tr> <td>Con seats</td> <td>Lab seats</td> <td>Lib/Dem seats</td> </tr> <tr> <td>20</td> <td>26</td> <td>5</td> </tr> </table> <p>The Panel to comprise all Members of the Council.</p> <p>Chair: Councillor Holt</p>	Con seats	Lab seats	Lib/Dem seats	20	26	5
Con seats	Lab seats	Lib/Dem seats							
20	26	5							
3a. Individual Panels/Boards	(3) or (5)	(0)	<p>3 or 5 Members of the Panel selected to form Human Resources and Appeals Panels/Boards dealing with:-</p> <ul style="list-style-type: none"> • Shortlisting and Appointment of Staff • Personnel Appeals • Premature Retirements • Registered Homes Appeals • Childminder Appeals • NNDR Appeals • Any other Appeals <p>Membership to comprise the Lead Member for Human Resources (who will act as Chair), appropriate Cabinet Member or Lead Member or majority group member or a majority group member of the appropriate Overview and Scrutiny Committee and a member of a minority group</p>						

Committees	No of Seats		Seat Allocations and Appointments 2011/2012						
	Cllr	Co-Opted							
5. Overview Management Committee	6		<p>Councillors</p> <table> <tr> <td>Con 2</td> <td>Lab 3</td> <td>Lib/Dem 1</td> </tr> <tr> <td>Ahmed Wiseman</td> <td>Tariq (c) Cummings Campbell</td> <td>V D'Albert</td> </tr> </table> <p>(Cabinet Members not to be members of the Committee.) (Lead Members not to be a Member of a Committee dealing with an area in which they have an involvement or an interest).</p>	Con 2	Lab 3	Lib/Dem 1	Ahmed Wiseman	Tariq (c) Cummings Campbell	V D'Albert
Con 2	Lab 3	Lib/Dem 1							
Ahmed Wiseman	Tariq (c) Cummings Campbell	V D'Albert							

Committees	No of Seats		Seat Allocations and Appointments 2011/2012		
	Cllr	Co-Opted			
6. Scrutiny Committee (Internal)	11		Councillors Con 4 Theckston (c) Cohen Harris Walton	Lab 6 James Quinn Boden Byrne Cassidy Vacancy	Lib/Dem 1 O’Hanlon

(Cabinet Members not to be members of the Committee.)

(Lead Members not to be a Member of a Committee dealing with an area in which they have an involvement or an influence).

Committees	No of Seats		Seat Allocations and Appointments 2011/2012						
	Cllr	Co-Opted							
7. Scrutiny Committee (External)	8		<p>Councillors</p> <table> <tr> <td>Con 3</td> <td>Lab 4</td> <td>Lib/Dem 1</td> </tr> <tr> <td>Bevan Gunther Hussain</td> <td>Grimshaw (c) James Rothwell Bury</td> <td>Garner</td> </tr> </table> <p>(Cabinet Members not to be members of the Committee.)</p> <p>(Lead Members not to be a Member of a Committee dealing with an area in which they have an involvement or an influence).</p>	Con 3	Lab 4	Lib/Dem 1	Bevan Gunther Hussain	Grimshaw (c) James Rothwell Bury	Garner
Con 3	Lab 4	Lib/Dem 1							
Bevan Gunther Hussain	Grimshaw (c) James Rothwell Bury	Garner							
Total Councillor Seats	153	15							

APPOINTMENT OF NON-POLITICALLY BALANCED COMMITTEES OF THE COUNCIL FOR 2011/2012

Committee	No of seats		Seat Allocations and Appointments 2011/2012		
	Cllrs	Ind			
1. Standards Committee	7	4 (Voting)	Councillors: Con seats 3 Brown Walton Taylor	Lab seats 3 A Audin K Audin Quinn	Lib/Dem seat 1 M D'Albert
			<p>(The Leader of the Council cannot be a Member of the Standards Committee.</p> <p>(One Member may be appointed from the Executive but he/she cannot Chair the Committee.)</p> <p>Independent Members: (Voting) Term of Office (Recommended)</p> <p>1. A Brown (May 2012) (Chair) 2. A Withington (May 2013) 3. D Gremson (May 2014) 4. K Wainwright (May 2015)</p> <p>The Council has agreed previously to amend the Constitution to provide that an Independent Member will Chair the Committee.</p>		

Committee	No of seats		Seat Allocations and Appointments 2011/2012		
	Cllrs	Ind			
2. Audit Committee	9	1	Councillors: Con 3 Bevan Gartside Vincent	Lab 5 A Audin (c) Rothwell Bury Columbine Byrne	Lib/Dem 1 O'Hanlon
			Independent Member: (Voting) (Appointed by Standards Committee) D Gremson Guidance from the external auditor is that Cabinet Members should not be members of Audit Committee		
3. West Pennine Moors Joint Committee	2	0	Councillors: Con 1 Hussain	Lab 1 Boden	Lib/Dem 0

APPOINTMENTS TO GREATER MANCHESTER JOINT AUTHORITIES 2011/2012

	Appointees 2010/2011	Appointees 2011/2012	Notes
Joint Authority	Councillor	Councillor	
Fire and Rescue	J Walton*	Matthews*	Political balance rules do not apply - appointment of less than 3 reps
	J Harris	Walmsley	
Transport for Greater Manchester Committee	M D'Albert	Byrne *	Political balance rules do not apply - appointment of less than 3 reps
	B Theckston*	Isherwood	
Police	S. Cohen*	S Cohen*	Membership must reflect political balance of GM area
Waste Disposal	D. Bigg*	Cummings*	Political balance rules do not apply - appointment of less than 3 reps
	J. Harris	Quinn	
Waste Plan Joint Committee	D Gunther	Isherwood	Recommendation from the Joint Committee that each Authority appoint its Cabinet Member for Environment and Transport or its equivalent

*Denotes Spokespersons to answer questions at Council meetings.