

# REPORT FOR DECISION

<b>DECISION OF:</b>	<b>Annual Council</b>
<b>DATE:</b>	<b>16 May 2012</b>
<b>SUBJECT:</b>	<b>ANNUAL APPOINTMENTS 2012/2013</b>
<b>REPORT FROM:</b>	<b>Leader of the Council</b>
<b>CONTACT OFFICER:</b>	<b>Assistant Director of Legal and Democratic Services</b>
<b>TYPE OF DECISION:</b>	<b>COUNCIL</b>
<b>FREEDOM OF INFORMATION/STATUS:</b>	<b>This paper is within the public domain</b>
<b>SUMMARY:</b>	<p>The report deals with:-</p> <ul style="list-style-type: none"> <li>a) the Executive arrangements to be adopted by the Council;</li> <li>b) the notification of Political Group Leaders and Deputy Leaders, the allocation of Portfolios to Executive Members and the allocation of Spokesperson Roles for the 2012/2013 Municipal Year, (Appendices A and B)</li> <li>c) 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)</li> <li>d) the appointment of the Audit Committee and other bodies not covered or exempted from the Political Balance Rules for the 2012/2013 Municipal Year; (Appendix D)</li> <li>e) the appointment of representatives on Joint Authorities, (Appendix E). The Joint Committee has recommended all Greater Manchester Authorities appoint their Executive Member for Environment and Economy or its equivalent, to</li> </ul>

	<p>the Greater Manchester Waste Plan Joint Committee</p> <p>f) the appointment of other internal bodies not covered by the Political Balance Rules; (Appendix F).</p> <p>g) the appointments to outside bodies; (Appendix G).</p>
<p><b>OPTIONS &amp; RECOMMENDED OPTION</b></p>	<p>Recommended option</p> <ol style="list-style-type: none"> <li>1. That the Strong Leader arrangements adopted by the Council in 2011/12, with an Executive of between two and eight members be confirmed for 2012/2013.</li> <li>2. That the appointments of the Political Groups' Leaders and Deputy Leaders as set out in Appendix A to this report be received.</li> <li>3. That the appointment of the Deputy Leader and Executive Members for the 2012/2013 Municipal Year, as set out in Appendix B to this report be noted.</li> <li>4. 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 2012/2013 Municipal Year, as set out in Appendix C to this report, be approved.</li> <li>5. That the appointment of the Audit Committee and other bodies not covered by or exempted from the Political Balance Rules, including the appointment of Chairs, where stated, for the 2012/2013 Municipal Year, as set out in Appendix D to the report, be approved.</li> <li>6. That the appointments to the Greater Manchester Joint Authorities for the 2012/2013 Municipal Year including the appointment to the Greater Manchester Waste Plan Joint Committee, as set out in Appendix E to the report, be approved.</li> <li>7. That the appointments to the various other internal bodies, including the appointment of Chairs, where stated, for the 2012/2013 Municipal Year, set out in Appendix F to the report, be approved.</li> <li>8. That the appointments to outside bodies for the 2012/2013 Municipal Year as set out in Appendix</li> </ol>

	<p>G to the report, be approved.</p> <p>9. 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 2012/2013 Municipal Year and that any such appointments be reported to the Executive for information.</p>
<b>IMPLICATIONS:</b>	
<b>Corporate Aims/Policy Framework:</b>	Do the proposals accord with the Policy Framework? <b>Yes</b>
<b>Statement by the S151 Officer: Financial Implications and Risk Considerations:</b>	No additional financial implications
<b>Statement by Executive Director of Resources:</b>	No wider resource implications
<b>Equality/Diversity implications:</b>	No
<b>Considered by Monitoring Officer:</b>	<p>Yes</p> <p>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.</p>
<b>Wards Affected:</b>	All
<b>Scrutiny Interest:</b>	N/A

**TRACKING/PROCESS**

**DIRECTOR:**

Chief Executive/ Strategic Leadership Team	Executive Member/Chair	Ward Members	Partners
Scrutiny Committee	Committee	Council	
		<b>16.05.2012</b>	

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## **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 an Executive.

1.2.3 Councillor Connolly was duly appointed Leader at the meeting of Annual Council on 18 May 2011, and remains in office until May 2015 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.

1.2.5 In accordance with the Local Government and Public Involvement in Health Act 2007, the Council currently operates a Strong Leader with Cabinet form of decision-making.

### **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:

<b>Group</b>	<b>Council Seats</b>	<b>Proportion</b>
Labour	36	70.59%
Conservative	12	23.53%
Lib/Dem	2	3.92%
Independent	1	1.96%

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:-

<b>Group</b>	<b>Committees</b>	<b>Sub Committees/ Other Bodies</b>	<b>Total Seats</b>
Labour	107	-	107
Conservative	36	-	36
Liberal Democrats	6	-	6
Independent	3		3
<b>TOTALS</b>	<b>152</b>	<b>-</b>	<b>152</b>

#### **1.4 AUDIT COMMITTEE AND OTHER BODIES NOT COVERED BY THE POLITICAL BALANCE RULES**

- 1.4.1 The appointment of the Audit 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 Audit Committee.

#### **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 2012/2013 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 2012/2013**

- 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 2012/2013**

- 1.7.1 Attached to this report at Appendix G is a schedule giving details of appointments to be made to outside bodies. An audit of Outside Bodies was carried out by the Monitoring Officer and as a result, a number of organisations have been removed from the Outside Bodies List.

### **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.
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**List of Background Papers:-**

Schedules of appointments made by each political group.

**Contact Details:-**

Chris Shillitto, Head of Democratic Services  
Telephone No: 0161 253 5041

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Democratic Services  
May 2012

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**List of Background Papers:-**

**None**

**Contact Details:-**

Chris Shillitto – Head of Democratic Services  
0161 253 5041

**APPENDIX A****APPOINTMENT OF POLITICAL GROUP LEADERS/DEPUTY LEADERS FOR 2012/2013**

<b>Group/Position</b>	<b>Appointees 2012/2013</b>
	<b>Councillors:</b>
<b>Labour Group</b>	
Leader	M Connolly
Deputy Leader	J Smith
<b>Conservative Group</b>	
Leader	I Gartside
Deputy Leader	M Wiseman
<b>Liberal Democrat Group</b>	
Leader	T Pickstone
Deputy Leader	D O'Hanlon

### APPOINTMENT OF THE EXECUTIVE FOR 2012/2013

<b>Position</b>	<b>Appointees 2012/2013</b>
Leader	M Connolly
Deputy Leader and Corporate Affairs	J Smith
Finance and Resources	A Isherwood
Children and Families	N Parnell
Adult Care, Health & Wellbeing	R Shori
Community Development	S Walmsley
Neighbourhoods & Regeneration	G Campbell
Leisure, Tourism and Culture	J Lewis
Non Portfolio Member	I Gartside
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

<b>Position</b>	<b>Appointees 2012/2013</b>
Equality & Member Development	T Holt
Youth	J Frith
Health	J Black
Older People	A Simpson
Community Engagement	T Tariq
Housing	Noel Bayley
Skills, Employment & Business Growth	P Bury
Children & Young People in Care	S Southworth
Tourism & Attractions	J Columbine

### APPOINTMENT OF SHADOW EXECUTIVE FOR 2012/2013

<b>Position</b>	<b>Appointees 2012/2013</b>
Corporate Affairs	R Caserta
Finance and Resources	I Gartside
Children and Families	K Hussain
Adult Care, Health & Wellbeing	R Walker
Community Development	M Wiseman
Neighbourhoods & Regeneration	D Gunther
Leisure, Tourism and Culture	M Hankey

**APPENDIX C**

**APPOINTMENT OF POLITICALLY BALANCED COMMITTEES AND SUB-COMMITTEES OF THE COUNCIL FOR 2012/2013**

Committees	No of Seats		Seat Allocations and Appointments 2012/2013			
	Cllr	Co-Opted				
<b>1. Planning Control Committee</b>	<b>13</b>	<b>0</b>	<b>Councillors</b>  <b>Lab seats</b>  9 Cummings (Ch) K Audin M Bailey Briggs Carter Columbine Jones Matthews Southworth	<b>Con seats</b>  3 Caserta Walker Wright	<b>Lib/Dem seats</b>  1 O'Hanlon	<b>Ind seats</b>  0
<b>2. Licensing and Safety Panel</b>	<b>13</b>	<b>0</b>	<b>Councillors</b>  <b>Lab seats</b>  9 M Bailey(Ch) N Bayley Briggs Cassidy Frith Holt Jones Matthews Quinn	<b>Con seats</b>  3 Caserta Vincent Walton	<b>Lib/Dem seats</b>  1 Pickstone	<b>Ind seats</b>  0

(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 2012/2013								
	Cllr	Co-Opted									
<b>3. Human Resources and Appeals Panel</b>	<b>51</b>	<b>0</b>	<p><b>Councillors</b></p> <table> <thead> <tr> <th>Lab seats</th> <th>Con seats</th> <th>Lib/Dem seats</th> <th>Ind seats</th> </tr> </thead> <tbody> <tr> <td>36</td> <td>12</td> <td>2</td> <td>1</td> </tr> </tbody> </table> <p>The Panel to comprise all Members of the Council.</p> <p>Chair: <b>Councillor Holt</b></p>	Lab seats	Con seats	Lib/Dem seats	Ind seats	36	12	2	1
Lab seats	Con seats	Lib/Dem seats	Ind seats								
36	12	2	1								
<b>3a. Individual Panels/ Boards</b>	(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"> <li>• Shortlisting and Appointment of Staff</li> <li>• Personnel Appeals</li> <li>• Premature Retirements</li> <li>• Registered Homes Appeals</li> <li>• Childminder Appeals</li> <li>• NNDR Appeals</li> <li>• Any other Appeals</li> </ul> <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 2012/2013																				
	Cllr	Co-Opted																					
4. Overview Panel	41	15	<p><b>Councillors</b></p> <table> <thead> <tr> <th>Lab</th> <th>Con</th> <th>Lib Dem</th> <th>Ind</th> </tr> </thead> <tbody> <tr> <td>28</td> <td>11</td> <td>1</td> <td>1</td> </tr> </tbody> </table> <p><b>All Members except Executive Members.</b></p> <p><b>Education Representatives – (Voting)</b></p> <table> <thead> <tr> <th>Name</th> <th>Representing</th> </tr> </thead> <tbody> <tr> <td>1. Rev Dr Findon</td> <td>Church of England</td> </tr> <tr> <td>2. Vacancy</td> <td>Roman Catholic</td> </tr> <tr> <td>3. Vacancy</td> <td>Jewish Faith</td> </tr> <tr> <td>4. D R Lindsay</td> <td>Parent Gov (Secondary)</td> </tr> <tr> <td>5. T Zaman</td> <td>Parent Gov (Primary)</td> </tr> </tbody> </table> <p><b>Co-opted Members – (Non-Voting)</b></p> <p>Overview and Project Groups will appoint Co-opted Members as required.</p>	Lab	Con	Lib Dem	Ind	28	11	1	1	Name	Representing	1. Rev Dr Findon	Church of England	2. Vacancy	Roman Catholic	3. Vacancy	Jewish Faith	4. D R Lindsay	Parent Gov (Secondary)	5. T Zaman	Parent Gov (Primary)
Lab	Con	Lib Dem	Ind																				
28	11	1	1																				
Name	Representing																						
1. Rev Dr Findon	Church of England																						
2. Vacancy	Roman Catholic																						
3. Vacancy	Jewish Faith																						
4. D R Lindsay	Parent Gov (Secondary)																						
5. T Zaman	Parent Gov (Primary)																						

Committees	No of Seats		Seat Allocations and Appointments 2012/2013			
	Cllr	Co-Opted				
<b>5. Overview and Scrutiny Committee</b>	<b>12</b>		<b>Councillors</b>			
			<b>Lab</b>	<b>Con</b>	<b>Lib/Dem</b>	<b>Ind</b>
			8	3	1	0
			Carter	Hankey (Ch)	O'Hanlon	
			Cassidy	Walker		
			Cummings	Wiseman		
			Fitzwalter			
			Haroon			
			Heneghan			
			James			
			Matthews			
			(Executive 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).			

Committees	No of Seats		Seat Allocations and Appointments 2012/2013			
	Cllr	Co-Opted				
<b>6. Health Scrutiny Committee</b>	<b>12</b>		<b>Councillors</b>			
			<b>Lab</b>	<b>Con</b>	<b>Lib/Dem</b>	<b>Ind</b>
			9	2	1	0
			A Audin	Hussain		
			D Bailey	Walker	O'Hanlon	
			Bury (Ch)			
			Columbine			
			Fitzwalter			
			Holt			
			James			
			S Smith			
			Tariq			
			(Executive 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).			

Committee	Seat Allocations and Appointments				
	Cllrs	2012/2013			
7. Standards Committee	9 (inc.one Executive Member)	<b>Lab</b>	<b>Con</b>	<b>Lib/Dem</b>	<b>Ind</b>
		6 A Audin K Audin Carter Holt Quinn S Smith	3 Gartside Gunther Wright	0	0
		<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>			

**APPOINTMENT OF NON-POLITICALLY BALANCED COMMITTEES OF THE COUNCIL FOR 2012/2013**

Committee	No of seats		Seat Allocations and Appointments 2012/2013			
	Cllrs	Ind				
<b>1. Audit Committee</b>	<b>9</b>	<b>1</b>	<b>Councillors:</b> <b>Lab</b> 6 A Audin(Ch) Bury Cassidy Fitzgerald Heneghan Rothwell	<b>Con</b> 2 Hankey Vincent Vacancy	<b>Lib/Dem</b> 0	<b>Ind</b> 0
			Guidance from the external auditor is that Executive Members should not be members of Audit Committee			
<b>2. West Pennine Moors Joint Committee</b>	<b>2</b>	<b>0</b>	<b>Councillors:</b> <b>Lab</b> 1 Cummings	<b>Con</b> 1 Wright	<b>Lib/Dem</b> 0	<b>Ind</b> 0

## **TOWNSHIP FORUMS**

**NOTE: Appointment of Chair and Vice-Chairs to take place at the first meetings of the Forums for the 2012/13 Municipal Year and reported to the Executive**

### **BURY EAST:**

Councillors Cassidy, Walmsley, Rothwell, Haroon, Tariq, John Smith, Stella Smith, Holt, Connolly.

### **BURY WEST:**

Councillors Southworth, Hankey, Frith, Walker, Bibby, Walton

### **RAMSBOTTOM, TOTTINGTON AND NORTH MANOR**

Fitzwalter, Bevan, Columbine, Gunther, Taylor, Hussain, Carter, Gartside, Wright

### **RADCLIFFE**

Briggs, Lewis, Bury, Isherwood, Shori, Cummings, Daisy Bailey, Parnell, Matt Bailey

### **WHITEFIELD AND UNSWORTH**

Wiseman, Vincent, Caserta, FitzGerald, Ken Audin, Matthews, Jones, Ann Audin, Grimshaw

### **PRESTWICH**

Black, O'Hanlon, Noel Bayley, Simpson, Quinn, James, Heneghan, Pickstone, Campbell

### APPOINTMENTS TO GREATER MANCHESTER JOINT AUTHORITIES 2012/2013

	<b>Appointees 2011/2012</b>	<b>Appointees 2012/2013</b>	<b>Notes</b>
<b>Joint Authority</b>	<b>Councillor</b>	<b>Councillor</b>	
Fire and Rescue	Matthews*	Matthews*	Political balance rules do not apply - appointment of less than 3 reps
	Walmsley	Walmsley	
Transport for Greater Manchester Committee	Isherwood*	N Bayley*	Political balance rules do not apply - appointment of less than 3 reps
	N Bayley	K Audin	
Police	S. Cohen*	J Smith*	Membership must reflect political balance of GM area
Waste Disposal	Cummings*	Cummings*	Political balance rules do not apply - appointment of less than 3 reps
	Quinn	Quinn	
Waste Plan Joint Committee	Isherwood	Campbell	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.