

REPORT FOR DECISION

DECISION OF:	Annual Council
DATE:	14 May 2013
SUBJECT:	ANNUAL APPOINTMENTS 2013/2014
REPORT FROM:	Leader of the Council
CONTACT OFFICER:	Assistant Director of Legal and Democratic Services
TYPE OF DECISION:	COUNCIL
FREEDOM OF INFORMATION/STATUS:	This paper is within the public domain
SUMMARY:	<p>The report deals with:-</p> <ul style="list-style-type: none">a) the Executive arrangements to be adopted by the Council;b) the notification of Political Group Leaders and Deputy Leaders, the allocation of Portfolios to Cabinet Members and the allocation of Spokesperson Roles for the 2013/2014 Municipal Year, (Appendices A and B)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 2013/2014 Municipal Year. (Appendix C)d) the appointment of the Audit Committee and other bodies not covered or exempted from the Political Balance Rules for the 2013/2014 Municipal Year; (Appendix D)e) the appointment of representatives on Joint Authorities, (Appendix E).

	<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>OPTIONS & RECOMMENDED OPTION</p>	<p>Recommended option</p> <ol style="list-style-type: none"> 1. That the Strong Leader arrangements adopted by the Council in 2011/12, with a Cabinet of between two and eight members be confirmed for 2013/2014. 2. That the appointments of the Political Groups' Leaders and Deputy Leaders as set out in Appendix A to this report be received. 3. That the appointment of the Deputy Leader and Cabinet Members for the 2013/2014 Municipal Year, as set out in Appendix B to this report be noted. 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 2013/2014 Municipal Year, as set out in Appendix C to this report, be approved. 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 2013/2014 Municipal Year, as set out in Appendix D to the report, be approved. 6. That the appointments to the Greater Manchester Joint Authorities for the 2013/2014 Municipal Year, 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 2013/2014 Municipal Year, set out in Appendix F to the report, be approved. 8. That the appointments to outside bodies for the 2013/2014 Municipal Year as set out in Appendix G to the report, be approved.

	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 2013/2014 Municipal Year and that any such appointments be reported to the Cabinet for information.
IMPLICATIONS:	
Corporate Aims/Policy Framework:	Do the proposals accord with the Policy Framework? Yes
Statement by the S151 Officer: Financial Implications and Risk Considerations:	No additional financial implications
Statement by Executive Director of Resources:	No wider resource implications
Equality/Diversity implications:	No
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.
Wards Affected:	All
Scrutiny Interest:	N/A

TRACKING/PROCESS

DIRECTOR:

Chief Executive/ Strategic Leadership Team	Executive Member/Chair	Ward Members	Partners
Scrutiny Committee	Committee	Council	
		14.05.2013	

1.0 ISSUES

1.1 POLITICAL GROUP LEADERS AND DEPUTY LEADERS

1.1.1 The appointment by 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.

1.2.3 Councillor Connolly was duly appointed Leader at the meeting of Annual Council on 16 May 2012, 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:

Group	Council Seats	Proportion
Labour	36	70.59%
Conservative	13	25.49%
Lib/Dem	2	3.92%

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
Labour	107	-	107
Conservative	39	-	39
Liberal Democrats	6	-	6
TOTALS	152	-	152

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. The Council is now responsible for the servicing of the Health and Wellbeing Board. Membership is set out in Appendix D.

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 2013/2014 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 2013/2014

- 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 2013/2014

- 1.7.1 Attached to this report at Appendix G is a schedule giving details of appointments to be made to outside bodies.

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 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 Audit Committee, Health and Wellbeing 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

Democratic Services
May 2013

List of Background Papers:-

None

Contact Details:-

Chris Shillitto – Head of Democratic Services
0161 253 5041

**APPOINTMENT OF POLITICAL GROUP LEADERS/DEPUTY LEADERS FOR
2013/2014**

Group/Position	Appointees 2013/2014
	Councillors:
Labour Group	
Leader	
Deputy Leader	
Conservative Group	
Leader	
Deputy Leader	
Liberal Democrat Group	
Leader	
Deputy Leader	

APPOINTMENT OF THE CABINET FOR 2013/2014

Position	Appointees 2013/2014
Leader	
Deputy Leader and Corporate Affairs	
Finance and Resources	
Children and Families	
Adult Care, Health & Wellbeing	
Community Development	
Neighbourhoods & Regeneration	
Leisure, Tourism and Culture	
Non Portfolio Member	
Non Portfolio Member	

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

SPOKESPERSONS

Position	Appointees 2013/2014
Equality & Member Development	
Youth	
Health	
Older People	
Community Engagement	
Housing	
Skills, Employment & Business Growth	
Children & Young People in Care	
Tourism & Attractions	

APPOINTMENT OF SHADOW CABINET FOR 2013/2014

Position	Appointees 2013/2014
Corporate Affairs	
Finance and Resources	
Children and Families	
Adult Care, Health & Wellbeing	
Community Development	
Neighbourhoods & Regeneration	
Leisure, Tourism and Culture	

**APPOINTMENT OF POLITICALLY BALANCED COMMITTEES AND SUB-COMMITTEES
OF THE COUNCIL FOR 2013/2014**

Committees	No of Seats		Seat Allocations and Appointments 2013/2014		
	Cllr	Co-Opted			
1. Planning Control Committee	13	0	Councillors Lab seats 9	Con seats 3	Lib/Dem seats 1
2. Licensing and Safety Panel	13	0	Councillors Lab seats 9	Con seats 3	Lib/Dem seats 1 (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 2013/2014						
	Cllr	Co-Opted							
3. Human Resources and Appeals Panel	51	0	<p>Councillors</p> <table> <tr> <td>Lab seats</td> <td>Con seats</td> <td>Lib/Dem seats</td> </tr> <tr> <td>36</td> <td>13</td> <td>2</td> </tr> </table> <p>The Panel to comprise all Members of the Council.</p> <p>Chair:</p>	Lab seats	Con seats	Lib/Dem seats	36	13	2
Lab seats	Con seats	Lib/Dem seats							
36	13	2							
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 2013/2014																		
	Cllr	Co-Opted																			
4. Overview Panel	41	15	<p>Councillors</p> <table> <thead> <tr> <th>Lab</th> <th>Con</th> <th>Lib Dem</th> </tr> </thead> <tbody> <tr> <td>28</td> <td>12</td> <td>1</td> </tr> </tbody> </table> <p>All Members except Executive Members.</p> <p>Education Representatives – (Voting)</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. Mr R Kanter</td> <td>Jewish Faith</td> </tr> <tr> <td>4. I Madden</td> <td>Parent Gov (Secondary)</td> </tr> <tr> <td>5. Vacancy</td> <td>Parent Gov (Primary)</td> </tr> </tbody> </table> <p>Co-opted Members – (Non-Voting)</p> <p>Overview and Project Groups will appoint Co-opted Members as required.</p>	Lab	Con	Lib Dem	28	12	1	Name	Representing	1. Rev Dr Findon	Church of England	2. Vacancy	Roman Catholic	3. Mr R Kanter	Jewish Faith	4. I Madden	Parent Gov (Secondary)	5. Vacancy	Parent Gov (Primary)
Lab	Con	Lib Dem																			
28	12	1																			
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3. Mr R Kanter	Jewish Faith																				
4. I Madden	Parent Gov (Secondary)																				
5. Vacancy	Parent Gov (Primary)																				

Committees	No of Seats		Seat Allocations and Appointments 2013/2014		
	Cllr	Co-Opted			
5. Overview and Scrutiny Committee	12		Councillors Lab	Con	Lib/Dem
			8	3	1
			(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).		

Committees	No of Seats		Seat Allocations and Appointments 2013/2014						
	Cllr	Co-Opted							
6. Health Scrutiny Committee	12		<p>Councillors</p> <table> <thead> <tr> <th>Lab</th> <th>Con</th> <th>Lib/Dem</th> </tr> </thead> <tbody> <tr> <td>9</td> <td>2</td> <td>1</td> </tr> </tbody> </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>	Lab	Con	Lib/Dem	9	2	1
Lab	Con	Lib/Dem							
9	2	1							

Committee	Seat Allocations and Appointments 2013/2014			
	Cllrs			
7. Standards Committee	9 (inc.one Cabinet Member)	Lab	Con	Lib/Dem
		6	3	0
	Plus	Independent Member – Mr D Gremson		
		(The Leader of the Council cannot be a Member of the Standards Committee.		
		(One Member may be appointed from the Cabinet but he/she cannot Chair the Committee.)		
	One Independ- ent - Member			

APPOINTMENT OF NON-POLITICALLY BALANCED COMMITTEES OF THE COUNCIL FOR 2013/2014

Committee	No of seats		Seat Allocations and Appointments 2013/2014		
	Cllrs	Ind			
1. Audit Committee	9	1	Councillors: Lab	Con	Lib/Dem
			6	3	0
			Guidance from the external auditor is that Executive Members should not be members of Audit Committee		
2. West Pennine Moors Joint Committee	2	0	Councillors: Lab	Con	Lib/Dem
			1	1	0
3. Health & Wellbeing Board	2	9	Councillors: Lab	Con	Lib/Dem
			2 (Cabinet-Member For Adult Care, Health and Wellbeing plus one other Member)		
			Core Voting Members: A nominated representative from B3SDA – Dave Bevitt Executive Director of Adult Social Care Executive Director of Children’s Services Executive Director of Environment & Development Services Director of Health Two nominated representatives from the GP Clinical Commissioning Group – Dr Audrey Gibson (Chair) and Stuart North		

			<p>A nominated representative from the Local Healthwatch A nominated representative from the Community Safety Partnership – Superintendent Mark Granby</p> <p>Non Voting Members:</p> <p>A nominated representative of the National Commissioning Board – Rob Bellingham</p>
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TOWNSHIP FORUMS

NOTE: Appointment of Chair and Vice-Chairs to take place at the first meetings of the Forums for the 2013/2014 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, Nuttall, Walton

RAMSBOTTOM, TOTTINGTON AND NORTH MANOR

Fitzwalter, Bevan, Columbine, Gunther, Daly, 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

APPENDIX E

APPOINTMENTS TO GREATER MANCHESTER JOINT AUTHORITIES 2013/2014

	Appointees 2012/2013	Appointees 2013/2014	Notes
Joint Authority	Councillor	Councillor	
Fire and Rescue	Matthews*		Political balance rules do not apply - appointment of less than 3 reps
	Walmsley		
Transport for Greater Manchester Committee	N Bayley*		Political balance rules do not apply - appointment of less than 3 reps
	K Audin		
Police	J Smith*		Membership must reflect political balance of GM area
Waste Disposal	Cummings*		Political balance rules do not apply - appointment of less than 3 reps
	Quinn		
Waste Plan Joint Committee	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.