### Pat Jones Greenhalgh Interim Chief Executive

Our Ref LW Your Ref OSC/LW

Date 8 May 2018
Contact Leigh Webb
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Legal & Democratic Services
Division

Jayne Hammond LLB (Hons) Solicitor Assistant Director of Legal & Democratic Services

**TO:** All Members of Council

Dear Member/Colleague

### **Annual Meeting of Council**

You are invited to attend the Annual Meeting of Council which will be held as follows:-

Date:	Wednesday, 16 May 2018
Place:	Bury Town Hall
Time:	2.00 pm
Briefing Facilities:	If Opposition Members and Co-opted Members require briefing on any particular item on the Agenda, the appropriate Director/Senior Officer originating the related report should be contacted.
Notes:	

### **AGENDA**

The Agenda for the meeting is attached.

Jones Greenhalph

Reports are enclosed only for those attending the meeting and for those without access to the Council's Intranet or Website.

The Agenda and Reports are available on the Council's Intranet for Councillors and Officers and also on the Council's Website at <a href="https://www.bury.gov.uk">www.bury.gov.uk</a> – click on **Agendas, Minutes and Forward Plan**.

Copies of printed reports can also be obtained on request by contacting the Democratic Services Officer named above.

Yours sincerely

**Interim Chief Executive** 

### **AGENDA**

### 1 **ELECTION OF CHAIR**

The election of Chair is the first item of business to be transacted. Members are asked to adjourn this item to enable it to be considered under Part 2 of the Proceedings.

### 2 **DECLARATIONS OF INTEREST**

Members of the Council are requested to declare any interests which they have in any items or issues before the Council for determination.

### 3 **MINUTES OF THE LAST MEETING** (Pages 1 - 10)

To receive as read and approve as a correct record the Minutes of the Meeting of the Council held on 11 April 2018. (copy attached)

### 4 MAYORAL COMMUNICATIONS AND ANNOUNCEMENTS

To receive communications from the Mayor and any announcements by the Leader of the Council or the Chief Executive on matters of interest to the Council.

### 5 **ELECTION OF COUNCILLORS 2018**

To receive the following report from the Interim Chief Executive on the outcome of the Election of Councillors held on 3 May 2018 for each of the seventeen wards of the Metropolitan Borough:-

Ward	Councillor Elected
Ramsbottom	Kevin Thomas
North Manor	James Daly
Tottington	Iain Gartside
Elton	Martin Hayes
Moorside	Sandra Walmsley
East	Trevor Holt
Church	Susan Nuttall
Redvales	Tamoor Tariq
Unsworth	Mohammed Tahir Rafiq
Radcliffe East	Karen Leach
Radcliffe North	Paul Cropper
Radcliffe West	Rishi Shori
Pilkington Park	Nicholas Jones
Besses	Mary Whitby

Holyrood	Tim Pickstone
St Mary's	Eamonn O'Brien
Sedgley	Alan Quinn

### 6 RECOMMENDATIONS OF CABINET AND COUNCIL COMMITTEES

Committee/Date	Subject	Recommendation
Human Resources and Appeals Panel – 11 May 2018		Recommendation will follow.

### 7 **STATE OF THE BOROUGH DEBATE**

Questions or comments will be invited from:-

- (a) Any Members of the public present at the meeting;
- (b) Members of the Council;

Providing that such questions relate to matters raised by the Leader in his statement.

### 8 **ANNUAL APPOINTMENTS 2018/2019** (Pages 11 - 46)

A report is attached.

### 9 **OVERVIEW AND SCRUTINY ANNUAL REPORT 2017/2018** (Pages 47 - 56)

A report is attached.

### 10 **ELECTION OF THE MAYOR 2018/2019**

Part 2 of the Annual Meeting of the Council will commence at 4.00 pm in the Council Chamber, Town Hall, Bury for the purpose of transacting the following business:-

- 1. To elect the Mayor for the Municipal Year 2018/2019
- 2. To elect a Deputy Mayor for the Municipal Year 2018/2019
- 3. To resolve that this Council hereby expresses its thanks to Councillor Dorothy Gunther and Mr Michael Gunther for the diligent manner in which they have undertaken the duties of Mayor and Consort of the Metropolitan Borough of Bury during the Municipal Year now ending and places on record its appreciation of their devotion to and performance of the important duties attaching to their Offices and that Medallions be presented to them as tokens of their service as Mayor and Consort.
- 4. To resolve that this Council hereby expresses its thanks to Councillor Mike Connolly and Mr Ian Hargreaves for the diligent manner in which they have undertaken the duties of Deputy Mayor and Deputy Consort of the Metropolitan Borough of Bury during the Municipal Year now ending and

places on record its appreciation of their devotion to and performance of the important duties attaching to their Offices.

## Agenda Item 3

Minutes of: AN ORDINARY MEETING OF THE COUNCIL

**Date of Meeting:** 11 April 2018

Present: The Worshipful the Mayor (Councillor D L Gunther), in the

Chair; Councillors P Adams, N Bayley, J Black, K S Briggs, M Connolly, A J Cummings, M D'Albert, J Daly, E Fitzgerald, J Grimshaw, I Gartside, M Hankey, S Haroon, J Harris, R Hodkinson, T Holt, K Hussain, M A James, J Kelly, S Kerrison, O Kersh, K Leach, J Lewis, J Mallon, S Nuttall, E O'Brien, T D Pickstone, C Preston, A Quinn, I Schofield, R Shori, D Silbiger, A Simpson, R Skillen, Susan Southworth, S Smith, T Tariq, R E Walker, J Walker, S Walmsley, M Whitby, and Y

Wright.

Apologies from: Councillors I Bevan, R A Caserta, R Cathcart, D Jones, A

McKay, G Keeley, Sarah Southworth and S Wright

**Public attendance:** 15 members of the public attended the meeting

### C.001 DECLARATIONS OF INTEREST

1. Councillor Mallon declared a personal interest in any item which related to staffing as his wife is an employee within a Bury High School. Councillor Mallon further declared a personal interest in respect of the Notice of Motion relating to deaths and burials as he owns a plot of land within a Bury Cemetery.

- 2. Councillors Shori and Pickstone declared personal interests in relation to Item 6, Leader's Question Time as their partners' work for the NHS.
- 3. Councillor Hussain declared a personal interest in respect of the Notice of Motion relating to deaths and burials as he owns a plot of land within a Bury Cemetery.
- 4. Councillor Daly declared a personal interest in respect of question 11 (Item 6, Leader's Question Time) as a Partner in a firm of Solicitor's who own a car parking plot in Bury.
- 5. Councillor Quinn declared a personal interest in Item 6, Leader's Question Time, as his son and daughter are employed by the NHS.
- 6. Councillors Leach and Simpson declared a personal interest in Item 6, Leader's Question Time, as NHS employees.
- 7. Councillor Kelly declared a personal interest in respect of question 3 (Item 6, Leader's Question Time) as an employee of the Care Quality Commission.

## C.002 Document Pack Page 2

### **RESOLVED:**

That the Minutes of the Meetings of Council held on 21 February 2018 be signed by the Mayor as a true and correct record.

### C.003 MAYORAL COMMUNICATIONS

The Mayor paid tribute to Councillors Adams, Bevan and Kerrison who are not seeking re-election in May.

The Mayor thanked the staff and organisers involved in the Bury Pride event.

The Mayor reminded Members that the Gallipoli Service would be held on 29 April at the Parish Church.

The Mayor informed Council that a response had been received from the Pensions Minister in respect of the Council Motion passed in November, relating to State Pension Arrangements.

### C.004 PUBLIC QUESTION TIME

The Mayor reported the receipt of two written questions as follows:-

No.	Issue	Questioner	Answered By
1.	Bury Pride	Ms N Franklin	Councillor Shori
2.	Highway Funding	Mr A McCaul	Councillor Shori

On inviting questions from members of the public present, the following issues were raised:-

No.	Issue	Questioner	Answered By
1.	Burial Arrangements	Mr Ali	Councillor Shori
2.	Housing issues, St Stephens Close	Mr Hagan	Councillor Shori
3.	Landlord standards	Mr Sinha	Councillor Shori
4.	Double Yellow Lines – Unsworth area	Mr Rafiq	Councillor Shori

### Meeting of the Cabinet held on 31 January 2018 - Mayoralty 2018/2019

It was moved by Councillor Shori and seconded by Councillor Simpson and it was:-

#### **RESOLVED:**

That Council note that Councillor Jane Black has been proposed as Mayor of Bury for 2018/19

## Meeting of the Human Resources and Appeals Panel held on 8 March 2018 – Pay Policy Statement 2018/2019

It was moved by Councillor Holt and seconded by Councillor Shori and it was:-

### **RESOLVED:**

That the Pay Policy Statement for 2018/19 be approved.

### C.006 LEADER'S STATEMENT AND CABINET QUESTION TIME

### (a) Written question (Notice given)

The Leader of the Council, Councillor Shori, made a statement on the work undertaken by him since the date of the last Council meeting.

The Leader and the relevant Cabinet Members answered questions raised by Councillors on the following issues:

No.	Issue	Questioner	Answered by
1.	Congestion and Air Quality Plans	Councillor Nuttall	Councillor Quinn
2.	Bury CCG Funding	Councillor Black	Councillor Simpson
3.	Care Home Standards	Councillor Leach	Councillor Simpson
4.	Former Police Station	Councillor R E Walker	Councillor Shori
5.	Fairfield Hospital Performance	Councillor Adams	Councillor Simpson
6.	Chair of Bury CCG	Councillor Preston	Councillor Simpson
7.	Special Educational Needs provision	Councillor Pickstone	Councillor Briggs
8.	Ramsbottom Chocolate Festival	Councillor Hodkinson	Councillor Shori
9.	Illegal Importation of Puppies	Councillor Black	Councillor Kelly
10.	Broadband Provision	Councillor Lewis	Councillor Kelly

ocume	nt Pack Page 4		
11.	Workplace Parking Levy	Councillor Nuttall	Councillor Quinn

Due to the lack of time to answer questions 11 to 29 inclusive, the Leader gave an undertaking that copies of those questions and responses will be circulated to all Councillors. The Leader also gave an undertaking to make these available on the Council Web Site.

## (b) Oral questions on Leader's Speech and the work of the Cabinet since the last Council meeting (without Notice)

1.	Walshaw Sports Club Funding	Councillor Gartside	Councillor Shori
2.	Air Quality – Green Belt	Councillor Harris	Councillor Quinn
3.	Trans Visibility Day	Councillor Walmsley	Councillor Shori
4.	Peachment Place	Councillor R E Walker	Councillor Kelly
5.	Access to Planning Officers	Councillor Daly	Councillor Shori

### **C.007 MEETINGS TIMETABLE 2018/2019**

It was moved by Councillor Shori and seconded by Councillor Simpson and it was:-

### **RESOLVED:**

That the Meetings Timetable for 2018/2019 be approved.

# C.008 JOINT AUTHORITIES - REPORTS BY THE COUNCIL'S REPRESENTATIVE AND QUESTIONS

- (a) Councillor Grimshaw, the Council's representative on the Greater Manchester Fire Authority reported on the work of the Authority to all Members of the Council.
- (b) The following questions had been received in accordance with Council Procedure Rule 11.2.

No.	Issue	Questioner	Answered by
1.	First Bus	Councillor Walmsley	Councillor Bayley (Representative on Transport for Greater Manchester)
2.	Escalator Bury Interchange	Councillor R E Walker	Councillor Bayley (Representative on Transport for Greater Manchester)
3.	Metrolink – Northern	Councillor Pickstone	Councillor Bayley

D	ocur	nent Pack Page 5 Terminus		(Representative on Transport for Greater Manchester)
	4.	Investment in Aramco	Councillor Pickstone	Councillor Grimshaw
				(Representative on GM Pension Board)

#### C.009 NOTICES OF MOTION

# (i) Our Tax, Our Roads: Vehicle Excise Duty Raised In Bury Should Be Spent In Bury

A motion had been received and set out in the Summons in the names of:

Councillors P Adams, N Bayley, J Black, S Briggs, R Cathcart, A Cummings, E FitzGerald, J Grimshaw, S Haroon, T Holt, M James, D Jones, J Kelly, S Kerrison, K Leach, J Lewis, A Mckay, J Mallon, E O'Brien, C Preston, A Quinn, R Shori, A Simpson, R Skillen, S Smith, Sarah Southworth, Susan Southworth, T Tariq, J Walker, S Walmsley and M Whitby.

It was moved by Councillor J Walker and seconded by Councillor Quinn that:

This Council welcomes the commitment by Bury Labour last year to invest £10m on Bury's highway network, including £1.5m for pothole repairs. Work is now underway in fulfilling that commitment; the first element of the project being in Ramsbottom.

Despite this much needed investment in Bury's roads, the Council also recognises that due to an ageing road asset and chronic underfunding by successive Conservative governments, further significant investment would be needed to maintain and improve our highways network.

#### **This Council Notes:**

• That the Bury Local Plan Transport Topic Paper published in August 2017, shows that Bury has 660km of road consisting of approximately:

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21km Motorway;
55km of A road;
33km of B road;
38km of other classified road;
540km of unclassified road.
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 That due to underfunding by successive Conservative governments, the Highway Maintenance Strategy shows the current depreciation of Bury's carriageways and footways stands at around £75m and that over £6m per year would be needed in order to maintain Bury's roads at their current level. Document Pack Page 6
• That Bury has over \$10,000 registered vehicles which is steadily increasing (10,000 more cars licensed in the last 5yrs) and that a report published by New Economy estimates that the Government receives over £18,000,000 per year in Vehicle Excise Duty (formally known as Road Tax) from vehicles registered in

- That Bury Council only receives around a total of £2m annually from the Department of Transport to maintain transport assets; this includes Carriageways, Footways, Highways Structures, Lighting Columns and Public Rights of Way.
- That Bury will need to fund the replacement of older, concrete street lights at a cost of £5m.
- That the difference from what the Government receives in Vehicle Excise Duty and what Bury Council receives in funding from the Department for Transport is significantly different and unfair to the residents of this town.

#### This Council Resolves to:

Bury (Bury Residents).

Ask the Interim Chief Executive and the Leader of the Council to write to the Department of Transport to ask the Government to allow Bury Council to spend the Vehicle Excise Duty raises from vehicles registered in Bury on our highway network. This would allow the Council to:

- Spend heavily in bringing the road assets in Bury up to a good standard that residents deserve;
- Invest in new schemes to tackle congestion;
- Invest further in green transport schemes in order to reduce our environmental footprint and in line with the Mayor of Greater Manchester's plan to make Greater Manchester the Greenest City Region in the UK.

It was moved by Councillor Daly and seconded by Councillor Harris as an amendment to:-

**Delete** first 2 paragraphs and replace with:

This Council welcomes the commitment of all political parties in the Borough to increase investment in Bury's highway network. This Council recognises that significant and further investment is needed to maintain and improve our highways network.

This Council Notes (bullet point 2)

**Delete** "That due to underfunding by successive Conservative governments"

This Council Notes (bullet point 4)

Add after "Public Rights of Way, "together with significant extra grants in recent years from central government to fix potholes."

In the section this Council Resolves to ADD

- Recognise that the current Bury Labour proposal to invest £10 million over 3 financial years is simply insufficient to address the immediate problem of the appalling state of many of the Borough's roads.

Document Pack Page 7
Support the Bury Conservatives proposal to invest a minimum of £25
million in Bury's road network over the next 4 years, recognising that the
Bury Conservatives proposal includes significant income generation
during the same period to ensure investment in our highway network is
sustainable.

On being put, with 11 voting for and 27 voting against and 3 abstaining including the Mayor, the Mayor declared the amendment lost.

On being put, with 40 voting for, 0 voting against, and with the Mayor abstaining, the Mayor declared the motion carried.

### (ii) Deaths and Burials in the Borough

A motion had been received and set out in the Summons in the names of:

Councillors I Bevan, R Caserta, J Daly, I Gartside, D Gunther, M Hankey, J Harris, R Hodkinson, K Hussain, G Keeley, O Kersh, S Nuttall, I Schofield, D Silbiger, R Walker, and Y Wright

It was moved by Councillor Kersh and seconded by Councillor Hussain that:-

This Council notes that Bury is comprised of diverse communities including faith based communities. Moreover, the Council notes that Jewish, Christian, Muslim, Hindu, Sikh and all faith Communities play an important role in the life of the Borough.

Furthermore, the Council notes that faith based communities deal with burials in ways that are sensitive to requirements of their specific faith and religion. The Council notes its role and responsibility in discharging the pre-burial and post-burial processes for faith based communities.

Whilst is acknowledged that policy documents dealing with religiously sensitive burials exist – tremendous problems still continue to persist: -

- 1. There is a lack of knowledge and sensitivity about Jewish and Muslim deaths and burials.
- 2. There is no holistic (multi-agency) approach in dealing with pre and post burial processes for Jewish and Muslim burials.
- 3. The responsibility of dealing with the entire burial process is placed with members of the deceased's family at a time when those family members are in the early stages of the grieving process.
- 4. Time restrictions on providing notification to Bury Council's Registrar Department and Cemetery Services often cause delays in the burial process thus causing immense frustration and animosity about the 'rigid system' which is then perceived as being 'insensitive'.
- 5. The 99 Year Right of Burial Rule implemented by Bury Council is insensitive to the Religious Beliefs of the Jewish and Muslim Communities in Bury and needs to be reviewed urgently.

In order to resolve these problems, Bury Council will take the following actions with immediate effect: -

- 1. Create a Multi-agency Advisory Panel consisting of representatives from members of the public, HM Coroner, Bury Police, Bury Council, Bury CCG, Religious Scholars, GP Surgeries, Mortuary Services, Elected Members, and a representative from Jewish, Christian, Muslim and other faith Funeral Service Providers.
- 2. Review the existing Bury Council policies on Jewish and Muslim Burials by benchmarking its policies and activities with other local authorities that have significant Jewish and Muslim Communities.
- 3. Training and Development be provided to relevant Bury Council Staff on the 'Religious Sensitivities surrounding Deaths & Burials' including visits to places of worship.
- 4. Provide a 24/7 One Point of Contact for Dealing with Deaths & Burials in the Borough.
- 5. An urgent independent review is undertaken of Bury Council's burial costs as compared to other AGMA Authorities, and the issue of water seepage into existing graves.

On being put, with 40 voting for, 0 voting against, and with the Mayor abstaining, the Mayor declared the motion carried.

### (iii) Tax Avoidance

A motion had been received and set out in the Summons in the names of:

### Councillors M D'Albert, T Pickstone and S Wright

It was moved by Councillor Pickstone and seconded by Councillor D'Albert that:-

### Council notes that:

- 1 Corporate tax evasion and avoidance are having a damaging impact on the world's poorest countries, to such a level that it is costing them far more than they receive in aid.
- 2 This is costing the UK as much as £30bn a year.
- 3 This practice also has a negative effect on small and medium-sized companies who pay more tax proportionately.

### Council further notes:

- 1 That the UK Government has taken steps to tackle the issue of tax avoidance and evasion by issuing Procurement Policy Note 03/14, applying to all central government contracts worth more than £5m.
- 2 The availability of independent means of verifying tax compliance, such as the Fair Tax Mark.

Council therefore resolves to play its part in reducing tax avoidance.

Council resolves that the Cabinet will receive a report within the next twelve months:

- 1 Looking how we can reform our procurement procedures and how these can be amended to require all companies bidding for council contracts to self-certify that they are fully tax-compliant in line with central government practice, this to apply to all contracts within practical limits.
- 2 How we can work with local government partners both in Greater Manchester and in our procurement partnerships to use procurement to reduce tax avoidance.

On being put, with 44 voting for, 0 voting against, and with the Mayor abstaining, the Mayor declared the motion carried.

## C.010 SCRUTINY REPORTS AND SPECIFIC ITEMS "CALLED IN" BY SCRUTINY COMMITTEES

There were no Scrutiny Review Reports or specific items "called in" by the Overview and Scrutiny Committee to be considered at this Council meeting.

### **C.011 QUESTIONS ON THE WORK OF OUTSIDE BODIES OR PARTNERSHIPS**

There were no questions received in accordance with Council Procedure Rule 11.2.

### C.012 DELEGATED DECISIONS OF COUNCIL COMMITTEES

There were no written questions asked on the delegated decisions of the Committees or Scrutiny Committee contained in the Digest of Decision 5 (2017/18).

### THE WORSHIPFUL THE MAYOR

**NOTE:** The meeting started at 7.00 pm and ended at 10pm



# Agenda Item 8

### **REPORT FOR DECISION**



Agenda Item

DECISION OF:	Annual Council
DATE:	16 MAY 2018
SUBJECT:	ANNUAL APPOINTMENTS 2018/2019
REPORT FROM:	Leader of the Council
CONTACT OFFICER:	Assistant Director - Legal and Democratic Services
TYPE OF DECISION:	COUNCIL
FREEDOM OF INFORMATION/STATUS:	This paper is within the public domain
SUMMARY:	The report deals with:-
	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 Deputy Cabinet Members; and the allocation of Spokesperson Roles for the 2018/2019 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 2018/2019 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 2018/2019 Municipal Year; (Appendix D)
	e) the appointment of representatives on Joint Authorities/GMCA Bodies, (Appendix E).
	f) the appointment of other internal bodies not covered by the Political Balance Rules; (Appendix F).

	g)	the appointments to outside bodies; (Appendix G).	
OPTIONS & RECOMMENDED OPTION	Recommended option		
RECOMMENDED OF ITON	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 2018/2019.	
	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 Cabinet Members, Deputy Cabinet Members and spokespersons for the 2018/2019 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 2018/2019 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 2018/2019 Municipal Year, as set out in Appendix D to the report, be approved.	
	6.	That the appointments to the Combined Authority and Greater Manchester Joint Authorities for the 2018/2019 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 2018/2019 Municipal Year, set out in Appendix F to the report, be approved.	
	8.	That the appointments to outside bodies for the 2018/2019 Municipal Year as set out in Appendix G to the report, be approved.	
	9.	That the Members Allowance Scheme for 2018/19 as set out in Appendix H be noted.	
	10.	That the Interim Chief Executive, in consultation with the Leaders of the political groups on the Council, be authorised to determine any	

	and app Mur repo	ointments to bodies which remain to be filled any changes in appointments or any new ointments to be made during the 2018/2019 nicipal Year and that any such appointments be orted to the Cabinet for information.  It the Monitoring Officer be authorised to make sequential changes to the Constitution as a allt of any changes to Cabinet Portfolios	
	1030	are of any changes to capinet fortions	
IMPLICATIONS:			
Corporate Aims/Policy Framework:		Do the proposals accord with the Policy Framework? <b>Yes</b>	
Statement by the S151 Of Financial Implications and Considerations:		No additional financial implications	
Statement by Executive D of Resources and Regulat		No wider resource implications	
Equality/Diversity implica	ntions:	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 Public Involvement in Health Act 2007, 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	
		16.05.2018	

### **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 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.
- 1.2.2 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.

## 1.3 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 a 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:

Council Seats	Proportion	
31	60.78	
17	33.33	
3	5.88	
	31	

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	61	4	65
Conservative	33	3	36
Lib/Dem	7	-	7
Independent		-	
TOTALS	101	7	108

1.3.6 The final allocation of places to bodies listed in Appendix C will be based on discussions between the political groups so the requirements set out in 1.3.5 above are met.

## 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 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 2018/2019 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 2018/2019

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 2018/2019

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 Board 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 the current Members Allowance Scheme

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

None

#### **Contact Details:-**

Leigh Webb, Democratic Services Manager

Telephone No: 0161 253 5399

Democratic Services May 2018

### **APPENDIX A**

# APPOINTMENT OF POLITICAL GROUP LEADERS/DEPUTY LEADERS FOR 2018/2019

Group/Position	<b>Appointees 2018/2019</b>
	Councillors:
Labour Group	
Leader	R. Shori
Deputy Leader	A. Simpson
Conservative Group	
Leader	J. Daly
Deputy Leader	R. E. Walker
Liberal Democrat Group	
Leader	T. Pickstone
Deputy Leader	S. Wright

### **APPOINTMENT OF THE CABINET FOR 2018/2019\***

Position	Appointees
Leader and Economic Growth and Transport	R. Shori
Deputy Leader and Health and Wellbeing	A. Simpson
Finance and Housing	E. O'Brien
Children and Families	S. Briggs
Communities	T. Tariq
Environment	A. Quinn
Corporate Affairs and HR	J. Kelly

<sup>\*</sup>Note- Opposition Group Leaders are invited to all Cabinet meetings in a non-voting capacity

### **APPOINTMENT OF DEPUTY CABINET MEMBERS FOR 2018/2019**

Position	Appointees		
Environment	Tony Cummings		
Transport	Noel Bayley		
Children and Families	Rhyse Cathcart		
Communities	Jamie Walker Shaheena Haroon		
Health & Wellbeing	Karen Leach		
Employee and Member Engagement	Trevor Holt		

### **APPOINTMENT OF SHADOW CABINET FOR 2018/2019**

Position	Appointees		
Leader and Economic Growth and Transport	J. Daly		
Deputy Leader and Health and Wellbeing	R. E. Walker		
Finance and Housing	O. Kersh		
Children and Families	M. Hankey		
Communities	S. Nuttall		
Environment	R. Hodkinson		
Corporate Affairs and HR	N. Jones		

**APPENDIX C** 

# APPOINTMENT OF POLITICALLY BALANCED COMMITTEES AND SUB-COMMITTEES OF THE COUNCIL FOR 2018/2019

	No o	of Seats	Seat Allocations and Appointments 2018/2019		
Committees	Cllr	Co- Opted			
1. Planning Control Committee	13	0	Councillors Lab	Con	Lib Dem
			Preston (Chair) Cummings Haroon Hayes Skillen Thomas J Walker Vacancy	4 Harris Nuttall Schofield Y Wright	1 D'Albert
2. Licensing and Safety Panel	13	0	8 Jones (Chair) Holt Bayley Grimshaw James McKay Sarah Southworth Vacancy  (Full Panel to deal matters) (3 members of politically-balance individual licence a	with all policy and the Panel to d (where possi	form individual

	No of Seats		Seat Allocations and Appointments 2018/2019		
Committees	Cllr	Co- Opted			
3. Human Resources and Appeals Panel	51	0	Councillors Lab Con Lib Dem  31 17 3  The Panel to comprise all Members of the Council.  Chair: Lead member for HR		
3a. Individual Panels/ Boards	(3) or (5)	(0)	3 or 5 Members of the Panel selected to form Human Resources and Appeals Panels/Boards dealing with:-  • Shortlisting and Appointment of Staff • Personnel Appeals • Premature Retirements • Registered Homes Appeals • Childminder Appeals • NNDR Appeals • Any other Appeals • Any other Appeals  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		

	No	of Seats	Seat Allocations and Appointments 2018/2019			
Committees	CII r	Co- Opted				
4. Overview and Scrutiny Committee	12		Councillors 7	4	1	
			Lab Smith Leach Bayley Cummings Fitzgerald James Skillen	Con Caserta Hankey J Harris N Jones	<b>Lib Dem</b> D'Albert (Chair)	
			(Cabinet Members not to be members of the Committee.) (Deputy Cabinet Members not to be a Member of a Committee dealing with an area in which they have an involvement or an interest).			
			<b>Education Rep</b>	resentative	es – (Voting)*	
			Name	Repre	esenting	
			<ol> <li>Vacancy</li> <li>J Davies</li> <li>Mr R Kanter</li> <li>Mrs K Barlow</li> <li>Vacancy</li> </ol>	Roma Jewish Paren	h of England n Catholic n Faith t Gov (Secondary) t Gov (Primary)	
4a.			Lab 4	Con 3	r	
Safeguarding OPG			Susan Southword Grimshaw Mckay Whitby Kerrison	_	кеу	
			Overview Proj	ect Groups		
				binet Membe	nbership drawn ers. Overview and Co-opted Members	
			* Invited to Cor education matter		_	

	No of Seats		Seat Allocations and Appointments 2018/2019			
Committees	Cllr	Co-Opted		2010/201	9	
5. Health Scrutiny Committee	12		Councillors			
Committee			Lab	Con	Lib Dem	
			7	4	1	
			S Smith(Chair) Fitzgerald Holt Grimshaw Haroon McKay Susan Southwor	Hussain Kersh R Walker N Jones	S Wright	
			(Cabinet Member Committee.)	ers not to be	e members of the	
				ling with a	a Member of a n area in which r an influence).	

### **APPENDIX D**

# APPOINTMENT OF NON-POLITICALLY BALANCED COMMITTEES OF THE COUNCIL FOR 2017/2018

Committee	No of s	eats	Seat Allo	cations and A	ppointments	
	Clirs	Ind	2018/2019			
1. Audit	9		Guidance from the Members should no Councillors:		or is that Cabinet of Audit Committee	
Committee			<b>Lab</b> 5	<b>Con</b> 3	Lib Dem	
			Whitby (Chair) Hayes Sarah Southworth Rafiq Walmsley	Nuttall Silbiger	S Wright	
2. Standards	9	1	The Mayor (Counc	<b>illor Black)</b> w	ill chair the Committee	
			Councillors:			
			<b>Lab</b> 5	Con 3	<b>Lib Dem</b> 1	
			Cummings Holt James Kelly Preston	Harris Hodkinson Y Wright	Pickstone	
			(The Leader of the Standards Commit		ot be a Member of the	
			(One Member may he/she cannot Cha		from the Cabinet but ee.)	
3. Health & Wellbeing	4	9	Councillors:			
Board			Lab 3 Simpson (Chair) Briggs Shori	<b>Con</b> <b>1</b> R Walker		
			Cabinet Member fo	r Health and W	ellbeing(Chair)	

Core Voting Members:
A nominated representative from the Voluntary Sector – Sajid Hashmi Executive Director of Communities and Wellbeing Executive Director of Children Young People and Culture Director of Public Health Two nominated representatives from the GP Clinical Commissioning Group –Dr Schryer and Stuart North A nominated representative from the Local Healthwatch – B Barlow A nominated representative from the Community Safety Partnership – Paul Walker A nominated representative of Greater Manchester Fire Service – Jon Aspinall A nominated representative from Pennine Acute NHS Trust – Steven Taylor A nominated representative from Pennine Care Foundation Trust – Dan Lythgoe

### Appendix E

### GMCA & AGMA Nominations and Appointments - Local Authority 2018/19

		GMCA Nomi	inations and Ap	pointments 2018/19	
Body	Nominations Required	Length of Term	Meeting requirements	Notes	To be completed by Democratic Services Managers - LA Information
GM Combined Authority	10 members to be appointed by each LA  Plus 1 substitute member from each LA Plus GM Mayor	1 year	Monthly		Shori Simpson
Transport for Greater Manchester Committee	33 members from across GM appointed by the LA	May to June 2018 Reconstitution of TfGMC to be considered at the June AGM	Monthly  Plus sub- committee meetings as required	To include transport portfolio holder from each district  Bolton – 3 reps Bury – 2 reps Manchester – 5 reps Oldham – 3 reps Rochdale – 3 reps Salford – 3 reps Stockport – 4 reps Tameside – 3 reps Trafford – 3 reps Wigan – 4 reps (population based) LA Political balance rules apply	Shori Bayley

Health & Social Care Partnership Board	10 members one to be appointed from each LA Plus 1 substitute from each LA		Bi-monthly		Simpson Shori (Substitute)
GMCA & AGMA Scrutiny Committees	Each district is asked to make 6 nominations •Corporate issues and reform •Economy, Business, Growth & Skills •Housing Planning & Environment		Monthly	4 of these nominations should be from the ruling group and 2 from the major opposition group.  *** See below	Smith Vacancy Lab x3  Gunther (Housing, Planning & Environment) Caserta (Economy, Business, Growth & Skills)  T Pickstone (Corporate Issues and Reform)
GMCA Audit Committee	4 members invited from across GM nominated by the LAs, if they wish to do so, GMCA to make the appointment	1 year	Quarterly	Cannot be Leaders  GM Political Balance rules apply Plus 1 or 2 Independent persons To be recruited	Whitby
NW Regional Flood and Coastal Committee	3 members invited from across GM nominated by the LAs, if they wish to do so, to be appointed by the GMCA	1 year	Quarterly	Those appointed to appoint their own deputies	Quinn

<sup>\*\*\*</sup>To assist the Liberal democrats to strategically make nominations the group may also choose to top-up their nominations by selecting Councillors from any district in GM. If the Lib Dem select a Councillor from a district where they are not the main opposition the district may still nominate 6 Members and a 7<sup>th</sup> Lib Dem as nominated by the Group. Those districts affected will be contacted directly by the GM Governance and Scrutiny team.

Body	Nominations Required	Length of Term	Meeting Requirements	Notes	To Be Completed by Democratic Services Managers – LA Information
AGMA Executive Board	9 Leaders, 1 City Mayor of Salford, (plus GM Mayor) to be appointed by the LA Plus 2 substitutes from each LA	1 year	Monthly		Shori Simpson (substitute) Briggs (substitute)
Police and Crime Panel	10 Members (cannot be Leaders) of GM Authorities to be appointed by the LA	1 year	Minimum requirement quarterly	Cannot be Leaders  Plus 2 Independent members to be recruited	Tariq
GM Health Scrutiny Committee	10 members invited from across GM to be appointed by the LA Plus one substitute from each LA, to be non- Executive/Cabinet	1 year	Quarterly	Chairs of Health Scrutiny or scrutiny members ideally ( must be non- Executive/Cabinet Members)  GM Political Balance rules apply	Smith

	members from respective LA.				
GM Reform Executive	10 members invited from across GM to be nominated by LAs and appointed by AGMA Executive			Members with responsibility for Public Service Reform	TBC
Statutory Functions Committee	10 members invited from across GM to be appointed by the LA  Plus one substitute from each LA	1 year	Quarterly – 2 hourly meetings	In previous years members have been drawn from LA Lead Executive members	TBC
Planning and Housing Commission	10 members invited from across GM nominated by the LAs  AGMA Executive to agree final membership	1 year	Quarterly	Members to be drawn from LA Planning & Housing portfolio holders  GM Political Balance rules apply  Plus Leader portfolio holder for Planning & Housing	O'Brien
GM Pensions Fund Management	10 members invited from across GM	1 year	Quarterly Sub-groups may also	In previous years members have been drawn from LA Lead	Grimshaw

Panel	nominated by the LA  AGMA Executive to agree final membership		require attendance (there are four)	Executive members	
Peoples History Museum	1 member invited from across GM nominated by the LAs, if they wish to do so, to be appointed by AGMA Executive	1 year	Quarterly	Charity Trustee role	

	Appointees 2018/2019	Notes
Joint Authority	Councillor	
Waste Disposal	Quinn*	The Committee will have between 12-15 members to ensure political proportionality
	Cummings	and gender balance.  Size and the Chair of the Committee to be agreed by the GMCA at the June AGM

### **APPOINTMENT OF OTHER INTERNAL BODIES**

### **APPENDIX F**

Internal Body	Composition and Allocation	Appointments 2017/2018	Appointment 2018/19
Adoption and Fostering Panels (Suzanne Nye)	2 Members for each Panel 3 Lab 1 Con	Caserta Susan Southworth	Caserta Susan Southworth Vacancy Lab x2
Substance Misuse Partnership Delivery Group (Ann Norleigh Noi)	Cabinet Member for Health and Wellbeing	Simpson	Simpson
Community Safety Partnership (Tom Hoghton)	Cabinet or deputy cabinet member	Tariq	Tariq
Corporate Parenting Board (Democratic services)	10 Members: Cabinet Member for Children and Families 9 members based on political balance.	Briggs Caserta D'Albert Gartside Hankey Cathcart Susan Southworth Vacancy x2 (lab)	Briggs Caserta D'Albert Gartside Hankey Cathcart Susan Southworth O'Brien Vacancy x2 (lab)
Corporate JCC (Democratic services)	10Members: 3 Con 6 Lab 1 Lib Dem	Caserta Gartside Schofield Pickstone Jones Mallon Holt Shori O'Brien Vacancy x1 (lab)	Keeley Gartside Schofield Pickstone Jones Quinn Holt Shori O'Brien Walmsley

Internal Body	Composition and Allocation	Appointments 2017/2018	Appointment 2018/19
Democratic Arrangements Forum (Democratic services)	4 Members: Leader or Dep Leader Chair of Standards 1 Lab 1 Con	Shori/Simpson Gunther J Daly Pickstone	Shori/Simpson Black J Daly Pickstone
Housing Issues Advisory Group (Marcus Connor)	4 Members: (Not to include Members of STH Board) 1 Con 3 Lab	O'Brien R Walker Walmsley	O'Brien Gunther Walmsley
Joint Consultative Committee Health and Safety (Democratic services)	4 Members: 1 Con 3 Lab	Nuttall Kelly Vacancy x 2(Lab)	Nuttall Kelly Vacancy x 2(Lab)
JCC with Teachers and JCC with Lifelong Learning Staff (Democratic services)	8 Members: 2 Con 5 Lab 1 Lib Dem	Briggs Daly Hankey James Lewis Cathcart Preston Pickstone	Briggs Keeley Hankey James Cathcart Preston Pickstone Vacancy x1 (Lab)
Joint Consultative Committee with the Magistrates' Courts	3 Members: 1 Con 2 Lab	Hussain Grimshaw Vacancy (Lab)	Hussain Grimshaw Hayes
Local Access Forum (David Chadwick)	2 Members Cabinet Members for	Kelly Quinn	Kelly Quinn

Internal Body	Composition and Allocation	Appointments 2017/2018	Appointment 2018/19
	Environment and Leisure, Tourism & Culture - Dep Cabinet Members as subs	Subs: Cummings/O'Brien	Subs: Cummings/O'Brien
Corporate Diversity Team (Catherine King)	7 Members: Leader or Deputy Leader 2 Con 4 Lab	O Kersh Holt Hussain Lewis O'Brien Shori J Walker	O Kersh Holt Hussain O'Brien Shori J Walker Vacancy x1 (Lab)
Member Development Group (Democratic services)	Group Leaders Lead Member for Human Resources	J Daly Shori Simpson Pickstone	J Daly Shori Simpson Pickstone
Older Peoples Partnership	3 Members: Cabinet Members for Communities and Health and Wellbeing. Lead Member for Elderly	Simpson Tariq Preston	Simpson Tariq Preston
Persona (Shareholder panel) (Catherine Nugent) C.nugent@bury.gov.uk	2 Cabinet Members	Shori Simpson	Shori Simpson

Internal Body	Composition and Allocation	Appointments 2017/2018	Appointment 2018/19
Risk Management Group (Dave Hipkiss)	3 Members: Cabinet Member for Finance Chair of Audit Leader of Opposition	Nuttall (Dep Gartside) O'Brien Mallon	Nuttall (Dep Gartside) O'Brien Whitby
Six Town Housing Board (Alison Leach) A.J.Leach@bury.gov.uk	3 Labour 1 Con	J Harris Sarah Southworth Susan Southworth T Pickstone	J Harris Sarah Southworth Susan Southworth S Wright
Six Town Housing Limited – Shareholder (Alison Leach) A.J.Leach@bury.gov.uk	Cabinet Member to attend meetings as sole shareholder.	O'Brien	O'Brien
Standing Advisory Council on Religious Education (SACRE) (C. Crisp christine-crisp@live.co.uk 0161 3686147)	3 Members: 1 Con 2 Lab	O'Brien Silbiger	O'Brien Silbiger
Youth Cabinet (Democratic services)	9 Members: 2Con 6 Lab 1 Lib Dem	Cathcart Jones Keeley Kelly Kersh O'Brien S Wright Vacancy (Lab x2)	Cathcart Jones Cropper Kelly Kersh O'Brien T Pickstone Vacancy (Lab x2)

## APPOINTMENT OF REPRESENTATIVES TO OUTSIDE BODIES 2018/2019

#### **APPENDIX G**

Outside Body	Entitlement and Allocation	Existing Appointment (Councillor)	Nomination (Councillor) 2018/2019
Bury and District CAB (Alison Close Chair - a.r.close@btinternet.com)	3 Members 2 Lab 1 Con	R Walker McKay Preston	Y Wright McKay Vacancy x1 Lab
Bury Local Strategic Partnership Executive Board (Team Bury) (Emma Joos e.joos@bury.gov.uk)	1 Member plus 2 Officers:	Shori Simpson (sub)	Shori Simpson (sub)

Outside Body	Entitlement and Allocation	Existing Appointment (Councillor)	Nomination (Councillor) 2018/2019
Bury Metro Arts Association (AGM) (Victoria.robinson@themet.biz 01617617107)	1 Lab 6 Members: (3 voting/3 non voting) 4 Lab 2 Con	Lewis Kelly Sarah Southworth FitzGerald Caserta Gartside	Hayes Kelly Sarah Southworth FitzGerald N Jones Gartside
Bury Metro Arts Association (Executive) (Victoria.robinson@themet.biz 01617617107)	3 Members: 2 Lab 1 Con	Kelly Lewis Hankey	Kelly Lewis Hankey
Bury Music Service Ltd (Mr P Jarvis 0161 796 9910, mail@burymusic.co.uk) burymu.302@clara.co.uk Helen Potter Administrator Bury Music Service)	3 Members: 2 Lab 1 Con	G Keeley Preston	G Keeley Preston
Bury Society for the Blind and Partially Sighted D Chambers 0161 763 7014 buryblindsociety@buryblindsociety.org enquires@buryblindsociety.org	3 Members: 1 Con 2 Lab	Y Wright Grimshaw Vacancy (lab)	Y Wright Grimshaw Vacancy (lab)
Bury Town Centre Management Board Liz Gillan E.gillan@bury.gov.uk 5974	2 Members: Cabinet Member with responsibility for Regeneration 1 Member for East Ward	Shori 1 East Ward Member	Shori Holt
Council of Voluntary Organisations (Alex Whinnom, Director, Greater Manchester Council for Voluntary	1 Member 1 Lab		

Outside Body	Entitlement and Allocation	Existing Appointment (Councillor)	Nomination (Councillor) 2018/2019
Organisations, St Thomas Centre, Ardwick Green North, Manchester, M12 6FZ 0161 277 1004 – <a href="mailto:alex.whinnom@gmcvo.org.uk">alex.whinnom@gmcvo.org.uk</a> )			
East Lancashire Railway Trust Board of Management (Democratic Services – Leigh Webb )	3 Members: 1 Con 2 Lab	Hodkinson Kelly	Hodkinson Kelly
Greater Manchester Waste Disposal Authority – Waste Forum (Sarah.mellor@oldham.gov.uk)	1 Member: 1 Lab		
Groundwork Bury (Vicki Devonport – 0161 624 1444  vicki.devonport@groundwork.uk.org)	1 Members: 1 Lab		Susan Southworth
Hollins Institute Educational Fund (Roy Spencer - hvca@hotmail.co.uk)	2 Members from Unsworth Ward	Adams Jones	Jones Vacancy x1
Local Government Association – General Assembly (memberservices@lgo.gov.uk Marion Stribling – 0207 664 3040	Leader, Deputy Leader Opposition Group Leaders	Shori Simpson Daly Pickstone	Shori Simpson Daly Pickstone
Manchester Air Pollution Advisory Council mapac@manchester.gov.uk	2 Members plus Deputies:	Kelly	Quinn/Cummings
Manchester, Bolton and Bury Canal Restoration Partnership (Paulhindle@talktalk.net)	2 Members	Kelly	Preston
Manchester Mesivta Grammar School Governing Body (Lindsay Laddin – 0161 773 1789 – mesivta@bury.gov.uk)	1 Member: 1 Lab	Black	Black

Outside Body	Entitlement and Allocation	Existing Appointment (Councillor)	Nomination (Councillor) 2018/2019
North West Local Authorities' Employers Organisation (Vic Hewitt, Chief Executive – 0161 214 7123) (kathrynm@nwemployers.org.uk)	1 Member plus substitute 1 Lab	Holt	Holt
Older People's Network: North West of England (David Halpin, Social Services Directorate, PO Box 162, East Cliff County Offices, Preston, PR1 3EA) Tel 01772 534358 David Halpin@SSD.LancsCC.gov.uk	1 Member (Older People's Champion)	Holt	Preston
Pennine Acute Hospitals NHS Trust Joint Health Scrutiny Committee (Democratic Services – Julie Gallagher)	3 Members: 1 Con 2 Lab	Smith Kerrison R Walker	Smith R Walker Vacancy x1 Lab
Pennine Care NHS Trust Joint Health Scrutiny Committee (Democratic Services – Julie Gallagher)	3 Members: 1 Con 2 Lab	Grimshaw R Walker Adams	Grimshaw R Walker Vacancy x1 Lab
Pennine Care Foundation Trust – Council of Governors (Not a Joint Health Scrutiny Committee Member) Louise Bishop secretary <a href="mailto:lisa.howarth@nhs.net">lisa.howarth@nhs.net</a>	1 Member 1 Lab	McKay	МсКау
Pension Fund Advisory Committee (0161 342 3050 carolyn.eaton@tameside.gov.uk)	1 Member: 1 Lab	Grimshaw	Grimshaw
Greater Manchester Forests Partnership (previously -Red Rose Forest Partnership Group) (Chris Wilkinson Bury Council 253 5269 C.M.Wilkinson@bury.gov.uk)	2 Members plus reserve: 2 Lab Con reserve	R Caserta Quinn	Cummings Quinn (Sub Caserta)

Outside Body	Entitlement and Allocation	Existing Appointment (Councillor)	Nomination (Councillor) 2018/2019
Ring and Ride Forum (must be a non GMPTA Rep)  Jackie.Beaumont@RingandRide.info  Chris.Berry@RingandRide.info>	1 Labour	vacant	vacant
Rivers Estate Management Committee – Contour Homes (Karen Hughes – 0345 6021120 <a href="mailto:karen.hughes@contourhousing.co.uk">karen.hughes@contourhousing.co.uk</a> Quay Plaza 2, 1st Floor, Lowry Outlet Mall, Salford, M50 3AH	3 ward members	Whitby Simpson Fitzgerald	Whitby Simpson Fitzgerald
University of Manchester – General Assembly (Martin Conway - martin.f.conway@manchester.ac.uk)	1 Member: 1 Lab plus Deputy	Quinn	Quinn
Yorkshire Purchasing Organisation Management Committee (ellie.gerrard@ypo.co.uk kayley.sykes@ypo.co.uk)	1 Member plus Deputy 1 Lab	Lewis	O'Brien
West Pennine Moors Partnership (Sam.Gorton@lancashire.gov.uk Samantha Gorton 01772 532471 )	2 Members		

# **MEMBERS' ALLOWANCES**

# **SCHEME**

# 2018/2019

The current scheme has been amended by Council on 14 September 2011. A copy of the current rates following this decision by Council is attached to this Scheme.

### **MEMBERS' ALLOWANCES SCHEME**

The current Members' Allowances Scheme for Bury Council is set out below:-

#### **MEMBER'S ALLOWANCES SCHEME**

The Bury Metropolitan Borough Council, in exercise of the powers conferred by the Local Authorities (Members' Allowances) Regulations 1991, as amended, hereby makes the following scheme:

- 1. This scheme shall have effect for the year commencing on 1 April 2016 and subsequent years.
- 2. In this scheme.

"councillor" means a Member of the Bury Metropolitan Borough Council who is a councillor;

"year" means any period of 12 months ending on 31 March in any year.

#### **Basic Allowance**

3. Subject to paragraph 6, for each year a basic allowance of £8,537.45 shall be paid to each councillor.

#### **Special Responsibility Allowance**

- 4. (1) For each year a special responsibility allowance (SRA) shall be paid to those councillors who hold the special responsibilities in relation to the authority that are specified in Schedule 1 to this scheme. In the event that a councillor receives more than one SRA only the highest allowance will be paid.
  - (2) Subject to paragraph 6, the amount of each such allowance shall be the amount specified against that special responsibility in that schedule.
  - (3) A Councillor who is a Member of the Greater Manchester Waste Disposal Authority or the Committee for Greater Manchester Transport may receive two Special Responsibility Allowances under this Scheme.

#### Renunciation

5. A councillor may by notice in writing given to the Chief Executive elect to forego any part of any entitlement to an allowance under this scheme.

#### **Part-year Entitlements**

- 6. (1) The provisions of this paragraph shall have effect to regulate the entitlements of a councillor to basic and special responsibility allowances where, in the course of a year, this scheme is amended or that councillor becomes, or ceases to be, a councillor, or accepts or relinquishes a special responsibility in respect of which a special responsibility allowance is payable.
  - (2) If an amendment to this scheme changes the amount to which a councillor is entitled by way of a basic allowance or a special responsibility allowance, then payment shall be made from the date of the change to the scheme.
  - (3) Where the term of office of a councillor begins or ends otherwise than at the beginning or end of a year, the entitlement of that councillor to a basic allowance, and if applicable a special allowance, shall be based on the number of days in office expressed as a proportion of the total number of days in a year.
  - (4) Where this scheme is amended as mentioned in sub-paragraph (2) and the term of office of a councillor begins or ends otherwise than at the beginning or end of a year, the entitlement of the councillor to a basic allowance, and if applicable a special responsibility allowance, shall be based on the number of days in office expressed as a proportion of the total number of days in a year which will be calculated in two parts. Firstly, on the scheme before change and secondly on the scheme after the change.
  - (5) Where a Councillor relinquishes or accepts a special responsibility for which an allowance is payable, the entitlement shall be calculated in accordance with subsection (3) above.

#### **Payments**

- 7. (1) Payments shall be made in respect of basic and special responsibility allowances, subject to sub-paragraph (2), in instalments of one-twelfth of the amount specified in this scheme on the twenty second day of each month or thereabouts (or as otherwise requested in exceptional circumstances);
  - (2) Where a payment of one-twelfth of the amount specified in this scheme in respect of a basic allowance or a special responsibility allowance would result in the councillor receiving more than the amount to which, by virtue of paragraph 6, the councillor is entitled, the payment shall be restricted to such amount as will ensure that no more is paid than the amount to which the councillor is entitled.

#### **Amendment of the Scheme**

8. (1) The Chief Executive or Assistant Director of Legal and Democratic Services, after consultation with the Leader and Deputy Leader of the Council and the

Leaders of the Minority Groups, has delegated authority to amend this scheme in respect of the levels and number and type of the various allowances payable under the scheme, subject to any financial ceilings contained in the Regulations.

(2) That the level of allowances payable under this scheme be increased annually at the same rate as the pay award agreed by the Joint Council for Local Government Services.

#### **Child Care and Dependant Carers Allowance**

9. This Allowance may be claimed in respect of children aged 16 years or under or in respect of other dependants where there is medical or social evidence that care is required. Payments will not be payable to a member of the Elected Member's household. Payments will be made at either an hourly rate to be determined by Council or based on receipted actual expenditure incurred.

The total amount of allowance which an individual Member may claim in any one year will be limited to £1,200.

An hourly rate of £6 per hour will be paid.

#### **Standards Hearing Panels**

- 10. (1) Provision is made for the payment of out of pocket expenses and loss of earnings allowance, up to a maximum of £250, to an Independent Member who sits on a Hearing Panel.
  - (2) An Independent Person shall receive £350 per annum plus £30 per hour for each Hearing Panel attended.

#### Attendance at meetings of the Licensing Hearing Panel

- 11. (1) Allowances for attending meetings of the Licensing Hearing Panel will only be paid to those Members who do not already receive a Special Responsibility Allowance.
  - (2) Where a Member qualifies for payment of such an allowance, the Member would be expected to attend 10 Hearings with no allowance paid so that the allowance only becomes operative for meetings attended by a Member in excess of 10.
  - (3) That where an allowance is paid, it be done on the following basis:-

£25.00 per full day

£12.50 – 2 to 4 hours

£6.00 up to 2 hours.

### **Other Allowances**

- 12. (1) Travelling expenses should be paid at the appropriate mileage rate for journeys on approved duties outside the Borough (See Schedule 2)
  - (2) Telephone allowances will be paid at a fixed level per month of rental to take advantage of inclusive charge to cover free local (and national) calls in the evenings and at weekends.
  - (3) Subsistence Allowances will be paid in accordance with the provisions set out in Schedule 3.

#### **SCHEDULE 1**

#### SPECIAL RESPONSIBILITY ALLOWANCES

The following are specified as special responsibilities in respect of which special responsibility allowances are payable in the amounts stated, subject to any Member who qualifies for a payment of such allowance in respect of more than one being only entitled to one (i.e. the highest) payment with the exception of GMWDA (See Paragraph 4(3))

LEADERS/DEPUTY LEADERS	£
Leader and Economic Growth and Transport	26,767.36
Deputy Leader and Health and Wellbeing	16,066.03
Leader – Second Largest Group	8,836.30
Deputy Leader - Second Largest Group	3,531.02
Leader – Third Largest Group	4,419.12
Deputy Leader - Third Largest Group	1,590.53
CABINET MEMBERS (WITH PORTFOLIO)	
Finance and Housing	10,708.34
Children & Families	10,708.34
Communities	10,708.34
Environment	10,708.34
Corporate Affairs and HR	10,708.34
DEPUTY CABINET MEMBERS	
Environment Transport Children & Families Communities x 2 Health and Wellbeing Employee and Member Engagement	1,404.68 1,404.68 1,404.68 1,404.68 1,404.68 1,404.68

#### **CHAIRS OF SCRUTINY COMMITTEES AND REGULATORY COMMITTEES**

	£
Chair of Planning Control Committee	6,695.35
Chair of Licensing and Safety Panel	6,695.35
Chair of Audit Committee	6,695.35
Chair of Overview and Scrutiny Committee	6,695.35
Chair of Health Scrutiny Committee	6,695.35

#### **REPRESENTATIVES ON OUTSIDE BODIES**

**Greater Manchester Waste Disposal Authority - £2,255.45** 

**Transport for GM Committee - £4,076.25** 

#### **MAYOR'S ALLOWANCE**

Mayor - £15,716.76

Deputy Mayor - £ 3929.23



# **REPORT FOR DECISION**



Agenda Item

DECISION OF:	Council		
DATE:	16 May 2018		
SUBJECT:	Overview and Scrutiny Annual Report 2017/2018		
REPORT FROM:	Councillor R Caserta Chair – Overview and Scrutiny Committee		
CONTACT OFFICER:	Leigh Webb – Democratic Services Manager		
TYPE OF DECISION:	COUNCIL		
FREEDOM OF INFORMATION/STATUS:	This paper is within the public domain		
SUMMARY:	This report provides a summary of progress and key outcomes made over the past year by the Council's Scrutiny Committees. It also highlights work undertaken by the Joint Health Overview and Scrutiny Committees for Pennine Care and Pennine Acute.		
OPTIONS & RECOMMENDED OPTION	Option 1 (Recommended)  1. Note the contents of the report and progress made by the Council's Scrutiny Committees over the past year.  Option 2 (Not recommended)  1. Reject the above recommendation		
IMPLICATIONS:			
Corporate Aims/Policy Framework:	Do the proposals accord with the Policy Framework? Yes		

Statement by the S151 Officer: Financial Implications and Risk Considerations:	The scrutiny function of the Council takes place within existing budgetary provision.
Statement by Executive Director of Resources:	There are no wider resource implications arising from this report.
Equality/Diversity implications:	Yes Equality Analysis was undertaken as part of the review of the Councils Scrutiny function and structures in 2012
Considered by Monitoring Officer:	
Wards Affected:	AII
Scrutiny Interest:	Overview and Scrutiny Committee Health Scrutiny Committee

TRACKING/PROCESS DIRECTOR: STEVE KENYON

Chief Executive/ Strategic Leadership Team	Executive Member/Chair	Ward Members	Partners
Scrutiny Committee	Committee	Council	
		16.05.18	

#### 1.0 BACKGROUND

- 1.1 This Annual Report summarises the activities of the Council's Scrutiny Committees and reports on some of the highlights and achievements of the last year.
- 1.2 Throughout the year the Overview and Scrutiny Committee has tackled a wide and varied work programme cutting across all Council Departments. The Committee have engaged with Cabinet Members prior to decisions being taken and also held them to account on service areas and policy.
- 1.3 The primary focus for the Health Scrutiny Committee this year has been the transformation of the health and social care landscape and urgent care redesign.

1.4 The Council has continued to take the lead role in administering the two Joint Health Scrutiny Committees established in January 2004, which review the work of the Pennine Acute Hospitals NHS Trust and the Pennine Care NHS Foundation Trust. Excellent working relationships have continued with Members and Officers in both the NHS and in the partner Local Authorities of Manchester, Stockport, Oldham, Rochdale and Tameside.

#### 2.0 OVERVIEW AND SCRUTINY IN BURY

- 2.1 Overview and Scrutiny Committees are an important part of the way we make decisions. Although they have no Executive powers, the scrutiny process does allow Members to explore issues in depth and help to influence decisions through recommendations to the Cabinet or Full Council.
- 2.2 In Bury, the role of scrutiny bodies can be broken down into these two main functions:-

#### 2.3 Holding the Cabinet to Account

This involves scrutinising decisions before they are implemented by way of 'Call-in' to the relevant Scrutiny Committee for debate. The effect of a 'Call-in' is to suspend the decision until the Scrutiny Committee has had the opportunity to consider the implications of the decision and, where appropriate, to offer comments back to the Cabinet.

#### 2.4 Policy Development

2.5 This involves Scrutiny Committees undertaking reviews of functions within their individual remits leading to recommendations to the Cabinet, and to assist in the development of future policies and strategies.

In Bury the following Committees are constituted to carry out Overview and Scrutiny in Bury:

#### 2.6 Overview & Scrutiny Committee

Set up to scrutinise Cabinet decisions and Council performance, the Overview & Scrutiny Committee operates within the following terms of reference:

- To review and scrutinise the decisions made or actions taken in connection with the discharge of any of the Council's functions.
- To review and scrutinise the performance of the Council in relation to its policy objectives, performance targets and all particular service areas.
- To set up, appoint and monitor Overview Project Groups (set up to carry out reviews of policies, services or the impact of decisions).
- To make recommendations to the Cabinet and/or appropriate Committee and/or Council arising from the outcome of the Scrutiny process.
- To review or scrutinise decisions made or other action taken in connection with the discharge by the responsible authorities of

- their crime and disorder functions.
- Oversight of the provision, planning and management of the assets and audit arrangements.
- Oversight of the Council's corporate plans and strategies and the monitoring of the corporate plan and departmental plans.
- To scrutinise outside bodies and partners relevant to the Council.
- To receive all reports from external inspectors.

#### 2.7 Health Scrutiny Committee

A dedicated Health Scrutiny Committee was set up to scrutinise partner organisations on issues relevant to the residents of the Borough. Full terms of reference are:

- To carry out the Council's statutory obligations in relation to reviewing and scrutinising any matters relating to the planning provision and operation of health services in the area of the Council.
- To oversee the health and well being of the borough's population
- To scrutinise the provision, planning and management of Adult Care Services.
- To monitor the implementation of any scrutiny recommendations accepted by the Cabinet.

#### 2.8 Overview Project Groups

The Overview & Scrutiny Committee is responsible for setting up and monitoring reviews carried out by Overview Project Groups. These Groups are tasked with reviewing particular policy areas with a view to making recommendations that will ultimately result in service improvements.

#### 3.0 KEY OUTCOMES

During 2017/2018 the Council's Scrutiny Committees and Overview Project Groups have looked at a wide range of topics and issues. Various methods have been used to examine and investigate issues which have resulted in positive outcomes in terms of policy development and holding decision makers to account.

#### **Children's Safeguarding**

Children's Safeguarding has formed a major part of the Committee's work programme during 2017/18. The Committee have monitored the OFSTED Children's Safeguarding Action Plan and taken evidence on progress from the Strategic Lead.

Set up and monitored by the Overview and Scrutiny Committee, the Children's Safeguarding Overview Project Group carried out a detailed review of Children's Safeguarding services and performance. Since the first meeting in November 2014 a large amount of work has been undertaken by the Group. Much of the initial work has focused on providing Members with a detailed context of the issues surrounding the safeguarding of children and ensuring an understanding of the processes, procedures and policies that are in place.

Evidence to assist the Group has been provided from a number of Senior Officers and practitioners, through both written reports, visits (Members visited the Multi-Agency Hub at the Police Station) as well as interviews with a range of different practioners.

During the current year the Group have focussed attention on the following areas:

- 1. Child Sexual Exploitation and the Phoenix Team
- 2. Children with Disabilities
- 3. Placements with Children and their relatives
- 4. Missing from Home
- 5. Healthy Young Minds and Special Educational Needs update
- 6. The role of the Local Authority Designated Officer (LADO)
- 7. Ofsted Action Plan
- 8. Children's Social Care Performance reports

At an early stage Members of the Group recognised the complex multi agency approach to safeguarding meant that to treat the review as a time bound, self contained piece of work would not do justice to the critical nature of the subject matter. Interim reports were submitted to the Overview and Scrutiny Committee in March 2017 and March 2018 where it was recommended to establish the group as a standing council committee with the existing membership where possible.

#### **Decisions Called In 2017/18**

Under the Council's Constitution, the Overview and Scrutiny Committee and Health Scrutiny Committee has the power to call in decisions made by the Cabinet, individual Cabinet Members and key decisions made by officers. In 2017-18 there was one decision "called in":-

Library Review - Outcome of Third Public Survey on Proposed Options and Recommendations

The Scrutiny Committee considered a called-in decision of the Cabinet meeting held on 28 June 2017 in accordance with the Council Constitution.

The Cabinet had made the following decision:

That approval be given to Option 2, as presented in the report submitted, to retain Bury, Ramsbottom, Prestwich and Radcliffe Libraries and a smaller Service Wide Team.

A Call – In Notice had been submitted by Councillor Caserta, Chair of the Overview and Scrutiny Committee, setting out the reasons for the Call In of the decision.

Insufficient consideration given to:

 The discrimination against young people many from disadvantaged backgrounds who rely on the libraries as a place to do their homework after school. This especially applies to Tottington Library.

- It will discriminate against people with mobility problems who are unable to travel long distances.
- Insufficient notice of closure for applicant community groups to take-over operation of the buildings.

The Cabinet Member for Children and Families responded to the Committee on the issues set out above.

Following further questions and discussion, the Overview and Scrutiny Committee decided not to offer any comments to the Cabinet with regard to its decision.

#### **Further Work of the Committee**

The Overview and Scrutiny Committee requested updates from the relevant Cabinet Members in respect of the following Council services:

- Highway Maintenance
- Environmental Quality & Fly Tipping
- Greater Manchester Devolution
- Parks and Countryside
- Air Quality
- Council run Car Parks
- School Finances/SEN Costs

The Committee also received information with regards to:-

- Children's Social Care Annual Complaints
- Local Government and Social Care Ombudsman Complaints
- Progress made on the actions set out in the Newsam Report

#### **Performance Monitoring**

As part of its performance monitoring role, the Overview and Scrutiny Committee has received regular reports in relation to Corporate Performance; Financial Monitoring; Treasury Management; and all the 2017/18 draft Budgetary reports.

#### 4.0 Local Health Scrutiny Committee

Throughout the year the committee has chosen to focus on four overarching areas of work:

- 1. Transformation
- 2. Urgent Care Redesign
- 3. Delayed Discharge
- 4. North West Ambulance Service Care at Home Update

#### **Transformation**

The Transformation agenda incorporating the development of the Local Care Organisation and the One Commissioning Organisation was a primary focus for members during this municipal year.

The Chair recognised the need for members to be fully briefed on this area. It was therefore agreed at the commencement of this municipal year that a training session was held jointly facilitated by the Chief Operating Officer of Bury Clinical Commissioning Group and Bury Council's Interim Chief Executive to brief members on the plans for the integration of Health and Social Care.

Building on the training session, members invited the Programme Lead (Devolution) to a subsequent meeting to provide them with an update in respect of; the governance arrangements, the measures of success, pooled budget arrangements, available monies and financial sustainability.

#### **Urgent Care Redesign**

Urgent Care redesign was a primary focus for Members during this municipal year. Members were mindful of the high levels of public concern in respect of this issue.

Members played an active part in the initial engagement phase and the Committee Chair met with the CCG Chair to discuss the arrangements for the formal consultation phase, prior to its commencement. The Committee offered advice to the CCG in respect of wider public consultation as well as interviewing the Chief Operating Officer, Stuart North and the CCG Chair, Dr. Patel.

Members agreed to provide a formal response to the proposals. As the plans had shown to be influenced and changed as a result of the engagement phase, the Committee were broadly supportive of the proposals and this was reflected in their consultation response.

#### **Delayed Discharge**

Members were very keen to continue their scrutiny of problems with delayed discharge. Members interviewed representatives from Social Care, the Acute Trust, the CCG and social workers as part of the scrutiny process.

Delayed discharge is a high profile issue and key measure for the Greater Manchester Health and Social Care Strategic Partnership Board.

Members were supportive of the arrangements put in place to assist in alleviating the problems with delayed discharge but expressed further concern that there needs to be a long term multi-agency response to address the problem.

#### North West Ambulance Service Care at Home Update

Following concerns expressed by Members with regards to the number of call outs received by the NWAS to individual nursing and residential homes in the Borough, representatives from the Ambulance service were invited to attend a meeting. Representatives attended the meeting to inform members of the work being undertaken by the service in relation to local care homes including an initial pilot scheme. The pilot scheme enables staff in the care homes to access ongoing help, advice and support from paramedics to avoid un-necessary 999 calls. Members agreed to continue to monitor the call outs to individual nursing/residential homes into the next municipal year.

#### Other issues considered by the Committee:

- Members resolved to establish a short term task and finish group to scrutinise the development of the Suicide Action Plan.
- Health and Wellbeing Board Annual Report
- Care at Home Service
- Health Protection Annual Report
- Sexual Health Services Update

# 5.0 WORK OF THE JOINT HEALTH OVERVIEW & SCRUTINY COMMITTEES (JHOSC)

The two Joint Health Overview and Scrutiny Committee were established jointly by Bury, Manchester, Oldham and Rochdale Councils to consider issues affecting the health of local people (the overview role) and to call the NHS to account on behalf of the local communities (the scrutiny role).

Each of these Councils has appointed three representatives to sit on each Committee.

Both the Pennine Acute and Pennine Care Joint Committees were inspected by the Care Quality Commission in the previous municipal year. The focus continued to be the inspection report and its findings. Both reports were concerning and senior managers including Sir David Dalton attended the meeting to report on action taken by the Trust in response to the inspection findings.

The Pennine Acute Joint Committee also re-reviewed the North East Manchester Diabetic Eye Screening Review. The North east sector acute strategy as well as the Pennine Acute Improvement Plan. Due to ongoing recruitment problems across the footprint members received regular updates with regards to staffing including; recruitment and retention rates, sickness rates and the use of agency staff.

In respect of the Pennine Care Joint Committee; the Committee choose to focus their scrutiny on the Trust's request for financial support from the Greater Manchester Health and Social Care Partnership Board. As part of the Scrutiny of this process the Joint Committee interviewed Jon Rouse, Chief Officer GM H&SCPB, representatives from the CCG and the Pennine Care NHS Foundation Trust.

Going forward the two Joint Committees will focus their attention on the reconfiguration of services.

#### 6.0 CONCLUSION

The Scrutiny function is well established in Bury, with good examples of in depth reviews and partnership working.

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

#### **Contact Details:-**

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