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Town Hall Trinity Road Bootle L20 7AE

To: All Members of the Council

Date: 15 May 2018 Our Ref: RH/CL Your Ref:

Contact: Ruth Harrison **Contact Number:** 0151 934 2046 **Fax No:** 0151 934 2034

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Dear Councillor

COUNCIL - THURSDAY 17TH MAY, 2018

I refer to the agenda for the above meeting and now enclose the following reports which were unavailable when the agenda was printed.

Agenda No. Item

- 1. **Appointment of Committees and Working Groups 2018/19** (Pages 29 42)
 - a) <u>To Determine the Size and Membership of Committees and Working Groups in accordance with the Political Balance Rules</u>

Details of the allocation of Committee Places in accordance with the Political Balance Rules and the proposed membership of Committees and Working Groups for 2018/19 will be circulated prior to the meeting.

b) Terms of Reference for Committees and Working Groups

Subject to the item above, the Council is requested to approve the terms of reference of the Committees and Working Groups, as set out in Chapters 6 and 7 of the Council Constitution.

1. Appointment of Representatives on Merseyside Joint Authorities 2018/19 (Pages 43 - 44)

Details of the proposed representation on the Merseyside Joint Authority bodies for 2018/19 will be circulated prior to the meeting.

Yours faithfully,

M. CARNEY

Chief Executive



Report to:	Council	Date of Meeting:	Thursday 17 May 2018	
Subject:	Appointment of Com	Appointment of Committees and Working Groups 2018/19		
Report of:	Head of Regulation and Compliance	Wards Affected:	(All Wards);	
Portfolio:	Regulatory, Complia	Regulatory, Compliance and Corporate Services		
Is this a Key Decision:	No	Included in Forward Plan:	No	
Exempt / Confidential Report:	No		·	

Summary:

The purpose of this report is to allocate seats on the various Committees of the Council in order to comply with Section 15 of the Local Government and Housing Act 1989 and to make appointments to those seats in accordance with Section 16, together with the appointment of Chairs.

Recommendation(s): That:

- (1) the allocation of Committee Places be noted:
- (2) the Members, Chairs and Vice Chairs for the Committees and Working Groups set out in the appendix to this report be appointed for a maximum period of twelve months until the Adjourned Annual Council Meeting to be held in May 2019, subject to changes political parties may make to memberships of Committees at meetings of the Council; and
- (3) the Terms of Reference of Committee's and Working Groups, as set out in Chapters 6 and 7 of the Councils Constitution be approved.

Reasons for the Recommendation(s):

To comply with the requirements of the Council's Constitution.

Alternative Options Considered and Rejected: (including any Risk Implications)

None

What will it cost and how will it be financed?

(A) Revenue Costs

None

(B) Capital Costs

None

Implications of the Proposals:

Resource Implications (Financial, IT, Staffing and Assets):
Legal Implications:
Equality Implications:
There are no equality implications.
(Please delete as appropriate and remove this text)

Contribution to the Council's Core Purpose:

Protect the most vulnerable:N/A
Facilitate confident and resilient communities: N/A
Commission, broker and provide core services: N/A
Place – leadership and influencer:
The proposals will ensure that appointments are made to the various Committees of the Council in order to comply with Section 15 of the Local Government and Housing Act 1989 and to make appointments to those seats in accordance with Section 16.
Drivers of change and reform: N/A
Facilitate sustainable economic prosperity: N/A
Greater income for social investment: N/A
Cleaner Greener N/A

What consultations have taken place on the proposals and when?

(A) Internal Consultations

The Head of Corporate Resources (FD5142/18.) and Head of Regulation and Compliance (LD 4366/18) have been consulted and any comments have been incorporated into the report.

Implementation Date for the Decision

Immediately following the Council meeting.

(Please delete as appropriate and remove this text)

Contact Officer:	Ruth Harrison
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Background Papers:

There are no background papers available for inspection.

1. Introduction/Background

1.1 In accordance with Section 15 of the Local Government and Housing Act 1989, it is the duty of the Council, at its Annual meeting, where it is divided into different political groups, to review the representation of different political groups on Committees and Sub-Committees.

2. Political Composition of the Council

2.1 Following the Council Elections on 3 May 2018, the political composition of the Council is:

Political Group / Member	Seats on Council
Labour	43
Liberal Democrat	12
Conservative	8
Independents Group	3
Total	66

3. Allocation of Committee Places

- 3.1 In accordance with Section 15 of the Local Government and Housing Act 1989 (LG&HA 1989) and Local Government (Committees and Political Groups) Regulations1990, where a Council is divided into different political groups, seats on Ordinary Committees have to be allocated to give effect to the following principles:
 - (a) all the seats on Committee are not to be allocated to the same political group;
 - (b) the majority of seats on a Committee should be allocated to the group which has the majority of the Authority's membership;
 - (c) subject to (a) and (b) above, the total number of seats on Committees must be allocated in proportion to the political strength on the Council; and
 - (d) subject to (a), (b) and (c) above the number of seats on each Committee must be allocated in proportion to the political strength on the Council.
- 3.2 The term "Ordinary Committees" have a special statutory meaning. They only include Committees that have delegated powers to discharge the Council's statutory functions.
- 3.3 The political proportionality rules do not apply to the appointment of the Cabinet under Section 9 of the Local Government Act 2000

- 3.4 The Local Government (Public Health, Health and Wellbeing Boards and Health Scrutiny) Regulations 2013 made under the Health and Care Act 2012 provide that the Health and Wellbeing Board shall be a committee of the Council. The requirement for political balance does not apply to the Board and the Act requires that the Council membership is nominated by the Executive Leader (Leader of the Council.
- 3.5 A careful statistical analysis is considered prior to the allocation of the seats, to achieve the best fit both mathematically and to give effect to the principles cited above. In considering the statistical outcome of the elections and the allocation of seats, it is vital to appreciate that not all statistical outcomes can be rounded up and that there needs to be compromise in the system to achieve the overall apportionment of seats. In other words some statistics that would ordinarily be rounded up might need to be rounded down in order to give effect to the statistical apportionment of seats to each party.

The first step is to ensure that the allocation of seats reflects the outcome of the election. The second step is to ensure that the party with the most members is allocated the most seats. Following which the primary principle is that each party achieves their overall allocation of seats across all of the Ordinary Committees (Section 15 (5) (c) of the LG&HA 1989 refers). Where possible and subject to that primary principle, only then can the principles be applied to each and every committee. It is not possible to give effect to this last principle even though the statistics for each individual ordinary committee might suggest otherwise.

3.6 It is therefore recommended that the seats on the Ordinary Committees be allocated as shown below:

Committee	Places	Labour	Liberal Democrat	Conservative	Independents
Audit & Governance	10	7	2	1	0
Licensing & Regulatory	15	8	2	3	2
Planning	15	9	2	2	2
O&S Adult Social Care	10	7	2	1	0
O&S Children's Services & Safeguarding	10	7	2	1	0
O&S Regeneration & Skills	10	7	2	1	0
O&S Regulatory, Compliance & Corporate Services	10	7	2	1	0
Total	80	52	14	10	4

3.7 The allocation of seats on ad-hoc Committees is as follows:

Committee	Places	Labour	Liberal Democrat	Conservative	Independents
Licensing Urgent Referral Sub	3	2	1	0	0
Pay and Grading Committee	7	5	1	1	0
Planning Urgent Referral Sub	3	2	1	0	0
JCC Teachers	9	6	2	1	0
Local Joint Consultative	12	8	2	1	1
Public Engagement and Consultation Panel	4	3	1	0	0

4. Appointment of Members to Committees

- 4.1 Section 16 of the Local Government and Housing Act 1989 provides that after the Authority has determined the allocation of seats, it is the duty of the Authority to exercise its power to make appointments to Committees to give effect to the wishes of the various political groups, as to who is to be appointed to the seats of that body which have been allocated to that particular group. The seats are the property of the various political groups for appointment and dismissal.
- 4.2 The appointment of members in line with the wishes of the groups are shown in the appendix to this report.

5. Terms of Reference of Committees and Working Groups

5.1 Terms of Reference of Committees and Working Groups are detailed in Chapters 6 and 7 of the Councils Constitution and can be accessed by following the link below:

http://modgov.sefton.gov.uk/moderngov/ecSDDisplay.aspx?NAME=SD2128&ID=2 128&RPID=18921526



APPENDIX

ANNUAL COUNCIL - 17 MAY 2018

APPOINTMENT AND TERMS OF REFERENCE OF COMMITTEES AND WORKING GROUPS FOR 2018/19

MOTION

RESOLVED: That

- (1) the allocation of Committee places in accordance with the Political Balance Rules, as set out below, be noted;
- (2) the Members, Chairs and Vice-Chairs for the Committees and Working Groups set out below be appointed for a period of twelve months until the Adjourned Annual Council Meeting to be held in May 2019;
- (3) the Terms of Reference of Committees and Working Groups as set out in Chapter 6 and 7 of the Councils Constitution be approved.

(A) OVERVIEW AND SCRUTINY COMMITTEES

OVERVIEW AND SCRUTINY COMMITTEE (ADULT SOCIAL CARE) (10)

(Plus 2 Associate Members)

(Lab 7 /Lib Dem 2 /Con 1)

	Member	Substitute
1.	Chair: Cllr. Page	Cllr. Michael O'Brien
2.	Vice-Chair: Cllr. M. Welsh	Cllr. Roscoe
3.	Cllr. Bliss	Cllr. Brough
4.	Cllr. Carr	Cllr. Dan T Lewis
5.	Cllr. Cluskey	Cllr. Carragher
6.	Cllr. Dawson	Cllr. Brodie-Browne
7.	Cllr. Doyle	Cllr. Friel
8.	Cllr. Pugh	Cllr. Lynne Thompson
9.	Cllr. Roscoe	Cllr. Roche
10.	Cllr. B. Welsh	Cllr. Webster

Associate Members:-

(Non-voting Co-opted Members) – Mr. Brian Clark and Mr. Roger Hutchings (Nominated by Healthwatch, Sefton)

OVERVIEW AND SCRUTINY COMMITTEE (CHILDREN'S SERVICES AND SAFEGUARDING) (10)

(Plus 4 Education Added Members and 2 Associate Members)

(Lab 7 /Lib Dem 2 /Con 1)

	<u>Member</u>	<u>Substitute</u>
1.	Chair: Cllr. Murphy	Cllr. Michael O'Brien
2.	Vice-Chair: Cllr. Carragher	Cllr. Thomas
3.	Cllr. Hands	Cllr. Brodie-Browne
4.	Cllr. Keith	Cllr. Booth
5.	Cllr. Dan T Lewis	Cllr. Page
6	Cllr. Brenda O'Brien	Cllr. Carr
7.	Cllr. Pitt	Cllr. Jones
8.	Cllr. Yvonne Sayers	Cllr. Liz Dowd
9.	Cllr. Spencer	Cllr. John Kelly
10.	Cllr. Webster	Cllr. Brennan

Education Added Members:- Church Diocesan Representatives:

(Voting Co-opted Members) Mr. Stuart Harrison and Father D. Seddon.

Parent Governor Representatives: 2 Vacancies

Associate Members:- Ms. Libby Kitt (Nominated by Healthwatch, Sefton)

(Non-voting Co-opted Members) and Mrs. S. Cain

OVERVIEW AND SCRUTINY COMMITTEE (REGENERATION AND SKILLS) (10)

(Lab 7 /Lib Dem 2 /Con 1)

	Member	Substitute
1.	Chair: Cllr. John Sayers	Cllr. Brenda O'Brien
2.	Vice-Chair: Cllr. Michael O'Brien	Cllr. Murphy
3.	Cllr. Booth	Cllr. Dawson
4.	Cllr. Brough	Cllr. Bliss
5.	Cllr. Carragher	Cllr. Anne Thompson
6.	Cllr. Dowd	Cllr. Dan T Lewis
7.	Cllr. Killen	Cllr. Doyle
8.	Cllr. Pullin	Cllr. Keith
9.	Cllr. Roche	Cllr. Carr
10.	Cllr. B. Welsh	Cllr. McGinnity

OVERVIEW AND SCRUTINY COMMITTEE (REGULATORY, COMPLIANCE AND CORPORATE SERVICES) (10)

(Lab 7 /Lib Dem 2 /Con 1)

	Member	<u>Substitute</u>
1.	Chair: Cllr. Bradshaw	Cllr. Thomas
2.	Vice-Chair: Cllr. Byrom	Cllr. Murphy
3.	Cllr. Brodie-Browne	Cllr. Pugh
4.	Cllr. Doyle	Cllr. McGinnity
5.	Cllr. Grace	Cllr. Roche
6.	Cllr. Jamieson	Cllr. Dutton
7.	Cllr. Killen	Cllr. John Sayers
8.	Cllr. Daniel Lewis	Cllr. Shaw
9.	Cllr. McKinley	Cllr. Roscoe
10.	Cllr. Marshall	Cllr. Blackburne

(B) REGULATORY AND OTHER COMMITTEES

APPEALS COMMITTEE

Members of the Council (other than Cabinet Members) to form a Panel from which 3 Members are selected to form a politically balanced Committee. (Lab 2 / Lib Dem 1 / Con 0)

AUDIT AND GOVERNANCE COMMITTEE (10)

(Lab 7 / Lib Dem 2 / Con 1)

	Member	Substitute
1.	Chair: Cllr. Brennan	Cllr. McKinley
2.	Vice-Chair: Cllr. Roche	Cllr. Roscoe
3.	Cllr. Blackburne	Cllr. Bradshaw
4.	Cllr. Cluskey	Cllr. Brenda O'Brien
5.	Cllr. McGinnity	Cllr. Marshall
6.	Cllr. Pugh	Cllr. Ashton
7.	Cllr. John Sayers	Cllr. Killen
8.	Cllr. Shaw	Cllr. Daniel Lewis
9.	Cllr. Anne Thompson	Cllr. Yvonne Sayers
10.	Cllr. Ron Watson	Cllr. Bliss

HEARINGS SUB-COMMITTEE OF AUDIT & GOVERNANCE COMMITTEE

All Members of the Audit and Governance Committee will form a Panel from which 3 Members will be selected to form a Sub-Committee.

INITIAL ASSESSMENT SUB-COMMITTEE OF AUDIT & GOVERNANCE COMMITTEE

All Members of the Audit and Governance Committee will form a Panel from which 3 Members will be selected to form a Sub-Committee.

REVIEW SUB-COMMITTEE OF AUDIT & GOVERNANCE COMMITTEE

All Members of the Audit and Governance Committee to form a Panel from which 3 Members will be selected to form a Sub-Committee

Co-opted Voting Members of Audit and Governance Standards Sub-Committees Parish Councillors J. Colbert (Aintree Village Parish Council), G. Lee (Melling Parish Council) and D. Warren (Hightown Parish Council have been nominated by the Sefton Area Partnership of Local Councils –If any complaints are submitted in respect of the conduct of any Parish Councillor in the Borough, one of the Parish Councillors will be selected to form part of the 3 Member Panel on the Sub-Committees set out above.

INDEPENDENT PERSONS (STANDARDS ISSUES)

Mr. E. Davies Mr. J. Fraser

EMPLOYMENT PROCEDURE COMMITTEE

Members of the Council to form a panel from which a minimum of 3 Members are selected to form a politically balanced Committee (Lab 2 /Lib Dem 1 /Con 0). At least one member of the Cabinet to be included on the Committee.

HEALTH AND WELLBEING BOARD

Members appointed by the Leader of the Council	Councillor Moncur – Cabinet Member – Health and Wellbeing (Chair) Councillor Cummins – Cabinet Member – Adult
	Social Care Councillor John Joseph Kelly – Cabinet Member – Children, Schools and Safeguarding
Director of Social Care and Health	Dwayne Johnson
Head of Health and Wellbeing	Matthew Ashton
Representative of NHS South Sefton Clinical Commissioning Group	Dr Andrew Mimnagh
Representative of NHS Southport and Formby Clinical Commissioning Group	Dr Rob Caudwell
Chief Officer of NHS South Sefton and NHS Southport and Formby Clinical Commissioning Groups	Fiona Taylor
Representative of NHS England	Phil Wadeson
Representative of Healthwatch, Sefton	Maureen Kelly
Representative of the NHS Acute Provider Sector	Steve Warburton
Representative from the Every Child Matters	Lorraine Webb
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Forum	
Representative from the Health and Social	Andrew Booth
Care Forum	
Representative from the Voluntary	Angela White
Community Faith Sector (representative to be	
agreed through Sefton CVS as the umbrella	
organisation for the voluntary community and	
faith sector	

The Local Authority (Public Health, Health and Wellbeing Boards and Health Scrutiny) Regulations 2013 made under the Health and Social Care Act 2012 provide that the Board shall be a committee of the Council. The requirement for political balance does not apply to the Board and the Act requires that the Councillor Membership is nominated by the Executive Leader (Leader of the Council).

LICENSING AND REGULATORY COMMITTEE (15)

(Lab 8 /Lib Dem 2 /Con 3/ Ind 2)

	<u>Member</u>
1.	Chair: Cllr. John Kelly
2.	Vice-Chair: Cllr. Bradshaw
3.	Cllr. Bliss
4.	Cllr. Burns
5.	Cllr. Dodd
6.	Cllr. Dutton
7.	Cllr. Friel
8.	Cllr. Gannon
9.	Cllr. Keith
10.	Cllr. McCann
11.	Cllr. McGinnity
12.	Cllr. Morris
13.	Cllr Page
14.	Cllr Tweed
15.	Cllr. Marianne Welsh

LICENSING AND REGULATORY (URGENT REFERRALS) COMMITTEE (3)

(Lab 2 /Lib Dem 1 /Con 0)

	<u>Member</u>	<u>Substitute</u>
1.	Chair: Cllr. John Kelly	Cllr. Friel
2.	Cllr. Bradshaw	Cllr. Burns
3.	Cllr. Dodd	Cllr. Keith

LICENSING SUB-COMMITTEE

Members of the Licensing and Regulatory Committee to form a Panel from which 3 Members are selected to form a politically balanced Sub-Committee. (Lab 2/ Lib Dem 1/Con 0)

LICENSING (SEXUAL ENTERTAINMENT VENUES) SUB-COMMITTEE

Members of the Licensing and Regulatory Committee to form a Panel from which 3 Members are selected to form a politically balanced Sub-Committee. (Lab 2/ Lib Dem 1/Con 0)

PAY AND GRADING COMMITTEE (7)

(Lab 5 /Lib Dem 1 /Con 1) – Including Cabinet Member – Regulatory, Compliance and Corporate Services

	Member
1.	Chair: Cllr. Lappin
2.	Vice-Chair: Cllr. Murphy
3.	Cllr. Burns
4.	Cllr. Dutton
5.	Cllr. John Sayers
6.	Cllr. Yvonne Sayers
7.	Cllr. Shaw

PLANNING COMMITTEE (15)

(Lab 9 /Lib Dem 2 /Con 2/Ind 2)

	<u>Member</u>	Substitute
1.	Chair: Cllr. Veidman	Cllr. Burns
2.	Vice-Chair: Cllr. Michael O'Brien	Cllr. Byrom
3.	Cllr. Ashton	Cllr. Dodd
4.	Cllr. Blackburne	Cllr. John Sayers
5.	Cllr. Dutton	Cllr. Jamieson
6.	Cllr. Hands	Cllr. Lynne Thompson
7.	Cllr. Jones	Cllr. Brough
8.	Cllr. John Kelly	Cllr. Cluskey
9.	Cllr. McCann	Cllr. Gannon
10.	Cllr. Brenda O'Brien	Cllr. Grace
11.	Cllr. O'Hanlon	Cllr. Gannon
12.	Cllr. Roscoe	Cllr. Anne Thompson
13.	Cllr. Spencer	Cllr. McGinnity
14.	Cllr. Thomas	Cllr. Friel
15.	Cllr. Tweed	Cllr. Page

(On account of the Independents being a 3 Member Group Councillor Gannon is substitute member for both Councillors)

PLANNING (URGENT REFERRALS) COMMITTEE (3)

(Lab 2 /Lib Dem 1/Con 0)

	Member	Substitute
1.	Chair: Cllr. Veidman	Cllr. Burns
2.	Cllr. Hands	Cllr. Ashton
3.	Cllr. Michael O'Brien	Cllr. Byrom

PLANNING VISITING PANEL (15)

The Panel comprises of the Members of the Planning Committee.

(C) CONSULTATIVE BODIES

INDEPENDENT REMUNERATION PANEL (5 members)

Mr. E. Davies	}	
Mr. J. Fraser	}	4 year term until May 2020
Mrs. S. Lowe	}	

(To advise and make recommendations to the Authority about the allowances to be paid to Elected Members).

JOINT CONSULTATIVE COMMITTEE FOR TEACHING STAFFS

(9 Council Members plus 9 Teacher representatives)

(Lab 6 /Lib Dem 2 /Con 1)

	Member	Substitute
1.	Cllr. Bradshaw	Cllr. Tweed
2.	Cllr. Booth	Cllr. Hands
3.	Cllr. Brennan	Cllr. John Sayers
4.	Cllr. Friel	Cllr. Brenda O'Brien
5.	Cllr. Keith	Cllr. Lyne Thompson
6.	Cllr. John Joseph Kelly	Cllr. Burns
7.	Cllr. Morris	Cllr. Dutton
8.	Cllr. Page	Cllr. Michael O'Brien
9	Cllr. Bill Welsh	Cllr. Yvonne Sayers

LOCAL JOINT CONSULTATIVE COMMITTEE

(12 Council Members plus 12 Trade Union Representatives)

(Lab 8 /Lib Dem 2/Con 1/Ind 1)

	Member	<u>Substitute</u>
1.	Cllr. Bliss	Cllr. Morris
2.	Cllr. Bradshaw	Cllr. Spencer
3.	Cllr. Brennan	Cllr. Grace
4.	Cllr. Brodie-Browne	Cllr. Shaw
5.	Cllr. Lappin	Cllr. Burns
6.	Cllr. Daniel Lewis	Cllr. Dawson
7.	Cllr. McCann	Cllr. Gannon
8.	Cllr. Murphy	Cllr. McKinley
9.	Cllr. Michael O'Brien	Cllr. Carragher
10.	Cllr. John Sayers	Cllr. Tweed
11.	Cllr. Webster	Cllr. Carr
12.	Cllr. Marianne Welsh	Cllr. Samantha Marshall

PUBLIC ENGAGEMENT AND CONSULTATION PANEL (4)

(Lab 3 /Lib Dem 1 /Con 0)

	<u>Member</u>	Substitute
1.	Cabinet Member – Regulatory, Compliance and Corporate Services – Cllr. Lappin	Cllr. John Kelly
2.	Cllr. Byrom	Cllr. Roscoe
3.	Cllr. Doyle	Cllr. Blackburne
4.	Cllr. Lynne Thompson	Cllr. Dawson

(D) MAJOR SERVICE GOVERNANCE BODY

FINANCE AND INFORMATION SERVICES OPERATIONAL BOARD (1)

Cabinet Member – Regulatory, Compliance and Corporate Services (Councillor Lappin).

ADJOURNED ANNUAL COUNCIL - 17 MAY 2018

<u>APPOINTMENT OF REPRESENTATIVES ON THE MERSEYSIDE JOINT AUTHORITY BODIES 2018/19</u>

MOTION

RESOLVED:

That the following Members be appointed to serve on the following Joint Authority Bodies in 2018/19:

Joint Authority	<u>Representatives</u>
Liverpool City Region (LCR) Combined Authority	Leader of the Council (Councillor Maher) Substitute Member – Deputy Leader of the Council (Councillor Fairclough)
Transport Committee (LCR Combined Authority Transport Committee)	Councillors Carr (Lab), Dodd (LD), Friel (Lab) and McKinley (Lab)
Liverpool City Region Combined Authority Scrutiny Committee (20 Member Committee; 4 opposition seats are allocated. 2 seats are filled from the Knowsley and Wirral Council allocation and 2 opposition councillors are appointed regionally from x2 largest opposition group)	Councillors Murphy (Lab) (Scrutiny Link) Marshall (Lab) and Thomas (Lab)
Merseyside Fire and Rescue Authority	Councillors Byrom (Lab), Grace (Lab), Tweed (Lab) and Lynne Thompson (LD)
Merseyside Waste Disposal Authority	Councillors Yvonne Sayers (Lab) and Roscoe (Lab)
Merseyside Police and Crime Panel (Nominations only – The appointments are agreed on a Pan-Merseyside basis)	Councillors Shaw (LD) and Thomas (Lab)

