

HAMBLETON DISTRICT COUNCIL

Report To: Annual Council
26 May 2015

From: Chief Executive

**Subject: ALLOCATION OF SEATS AND APPOINTMENTS TO COMMITTEES AND
OUTSIDE BODIES**

1.0 SUMMARY:

- 1.1 The purpose of this report is to facilitate the appointment of Committees and Outside Bodies.

2.0 COMMITTEES FOR 2015/16:

- 2.1 In accordance with the Council's Constitution, the Council is requested to appoint Committees.
- 2.2 Council has approved the appointment of a Disciplinary Committee to deal with matters relating to the proposed dismissal of a Statutory Officer.

3.0 ALLOCATION OF SEATS:

- 3.1 Committees must be constituted on the basis of available seats being allocated in accordance with the Council's overall political proportionality (so far as is "reasonably practicable") unless some other basis of allocation has been approved without any Member voting against the proposal.
- 3.2 Normally, the allocation of seats on Committees must be in accordance with the principles set out below. In summary they provide that:-
- (i) representation on Committees must, so far as possible, be proportional to the number of Members any political Group has on the Council as a whole;
 - (ii) because seats on Committees and Sub-Committees are allocated to Groups proportionally to the Group's size, the remaining seats on Committees need to be allocated to Members who are not part of a Group.
- 3.3 The allocation of seats is a two-stage process:-
- (i) Council determines seat allocation to each Group further to the rules of proportionality. The allocation is largely self-determining and depends on the size of each Group. Final adjustment is required by Council to ensure that no Group is over represented. These adjustments are decisions of the Council, which the views of Groups may assist;
 - (ii) when the Council has determined the allocation of seats between Groups, the Council must decide which Members sit on which Committees. In carrying out this process the Council must follow the wishes expressed by Groups and can consider (but is not compelled to follow) the wishes of Members who are not part of a Group.

- 3.4 All political Groups have been notified of their proposed allocations across all Committees as described in this report which represents the best proportional fit and have been asked to express their wishes as to which Member sits on which Committees.
- 3.5 The total number of seats allocated to each particular Group on all Committees must be in the same proportion as is borne by the number of Members of that Group on the Council. If the Committees set out in Annex 'A' are appointed there will be 37 seats on Committees of the Council to which the proportionality rules would apply. This would mean seats are allocated to the political Groups on the following proportional basis:-
- | | | |
|--------------------|----------------|----------|
| Conservative Group | = 96% of seats | 36 seats |
| UKIP | = 4% of seats | 1 seat |
- 3.6 Proportionality does not apply to the appointment of the Cabinet.
- 3.7 The Council is required to have provision for crime and disorder issues to be scrutinised from time to time. It is therefore recommended that this role continues to be performed by the Scrutiny Committee.
- 3.8 The Licensing Committee comprises 10 Members. Rules on political proportionality do not apply to this Committee.
- 3.9 The Licensing and Appeals Hearings Panel is a Sub-Committee of the Licensing Committee and comprises three Members, the Chairman of the Licensing Committee and two other Members selected on a rota basis.
- 3.10 Nominations from each of the Groups based on the Committees in Annex 'A' are contained in Annex 'B' to this report.

4.0 STANDARDS HEARINGS PANEL

- 4.1 The Standards Hearings Panel comprises three elected Members drawn from a pool on a rota basis. It is recommended that the pool contains seven Members. The rules on proportionality will need to be waived by Council.
- 4.2 The Standards Hearings Panel also comprises a non-voting Independent Person. Following a recruitment exercise, three Independent Persons have been successfully selected and it is recommended that Council formally appoints the following three people as Independent Persons of the Panel and become the pool:-
- Mr B Ferguson
 - Mr R C Pennington
 - Mr D Rudd
- 4.3 The Standards Hearings Panel also comprises a non-voting parish council representative drawn from a pool of three. Following a recruitment exercise involving all Parish Councils three nominations were received. It is therefore recommended that the Council formally appoints the following three nominees as Parish Council Representatives of the Panel and become the pool:-
- Councillor Barbara Slater of Brompton Town Council
 - Councillor Greta Lidster of Smeatons with Hornby Parish Council
 - Councillor Caroline Artingstoll of Sutton-under-Whitestonecliffe Parish Council

- 4.4 The term of office for both the Independent Persons and Parish Council representatives is for a four year period in line with the term of office for District and Parish Councillors and it is recommended that this continue.

5.0 OUTSIDE BODIES:

- 5.1 The constitution of the Council sets down the main role and responsibilities of Members representing the authority on Outside Bodies.
- 5.2 A list of the Outside Bodies to which appointments are made is attached at Annex 'C'. Those requiring an appointment at this meeting are indicated with an asterisk together with a suggested appointee from the Leader of the Council.
- 5.3 The appointee(s) will serve on the Outside Body until the next election of the full Council unless the governing rules of the Outside Body determine a different period.

6.0 THE NORTH YORKSHIRE BUILDING CONTROL PARTNERSHIP

- 6.1 The North Yorkshire Building Control Partnership is a Joint Committee involving Hambleton and other North Yorkshire Councils. Hambleton has one Member on the Board. It is therefore recommended that the Cabinet Portfolio Holder for Environmental and Planning Services be appointed as the representative on the Partnership.

7.0 THE NORTH YORKSHIRE POLICE AND CRIME PANEL

- 7.1 Council has previously approved in principle its involvement in the North Yorkshire Police and Crime Panel which performs a scrutiny role in connection with the new Police Commissioner.
- 7.2 The Panel is technically a Joint Committee of the County Council, City of York Council and each District Council in the County. Each authority will nominate one Member (two from the City of York) but the total membership of the Panel must be politically proportionate across North Yorkshire. If the Deputy Leader of the Council is appointed, this (taken with other proposed appointments) will fit with political proportionality. It is therefore recommended that the Deputy Leader is appointed to the Joint Committee.

8.0 THE PARKING AND TRAFFIC REGULATION OUTSIDE LONDON ADJUDICATION JOINT COMMITTEE:

- 8.1 The Parking Adjudication Joint Committee is made up of all Councils outside London operating Civil Parking Enforcement. It oversees the operation of adjudication "appeals" against parking tickets. The Council has one Member on the Committee and this has been the Cabinet Portfolio Holder for Support Services.

9.0 RECOMMENDATIONS:

- 9.1 It is recommended that:-
- (1) the Council appoints the Committees indicated at Annex 'A';
 - (2) proportionality rules be waived in respect of the membership of the Standards Hearings Panel;
 - (3) Membership of the Committees be that shown at Annex 'B';

- (4) the Council appoints as the Council's representatives on Outside Bodies identified with an asterisk within Annex 'C' those Members indicated against those Outside Bodies;
- (5) the Council appoints Mr B Ferguson, Mr R C Pennington and Mr D Rudd as the Council's Independent Persons of the Standards Hearings Panel and Parish Councillors Ms B Slater, Ms G Lidster and Mrs C A Artingstoll as Parish Council representatives on the Standards Hearings Panel;
- (6) the Scrutiny Committee be responsible for crime and disorder issues;
- (7) the Cabinet Portfolio Holder for Environmental and Planning Services be appointed as the representative on the North Yorkshire Building Control Partnership;
- (8) the Deputy Leader of the Council be appointed as the District Council's Member of the North Yorkshire Police and Crime Panel;
- (9) the Cabinet Portfolio Holder for Support Services be appointed as the representative on The Parking and Traffic Regulation Outside London Adjudication Joint Committee.

PHILLIP MORTON

Background papers: None

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ANNEX 'A'

	Conservative Group	UKIP	TOTAL
Scrutiny Committee	10	1	11
Planning Committee	12	0	12
Audit, Governance and Standards Committee	7	0	7
Disciplinary Committee	7	0	7
			37

Committee	Conservative Group	UKIP	TOTAL
Licensing Committee	10	0	10
Standards Hearings Panel	7	0	7

Scrutiny (11)

Conservative Group (10)	UKIP (1)
M A Barningham Mrs C S Cookman S P Dickins G W Ellis A W Hall R W Hudson D Hugill Mrs I Sanderson S Watson A Wake	Ms C Palmer

Planning Committee (12)

Conservative Group (12)	UKIP (0)
P Bardon D M Blades G W Ellis S P Dickins K G Hardisty J Noone C Rooke Mrs I Sanderson A Wake Mrs J Watson S Watson D Webster	

Audit, Governance and Standards Committee (7)

Conservative Group (7)	UKIP (0)
R A Baker Mrs C S Cookman G W Dadd R W Hudson R Kirk Mrs C Patmore Mrs J Watson	

Disciplinary Committee (7)*

Conservative Group (7)	UKIP (0)
P Bardon G W Dadd J Noone Mrs C Patmore Mrs I Sanderson S Watson D Webster	

*The Disciplinary Committee comprises 7 Members plus 2 Independent Persons

Licensing Committee (10)*

Conservative Group (10)	UKIP (0)
R A Baker P Bardon M A Barningham D M Blades K G Hardisty D Hugill R Kirk J Noone Mrs C Patmore Mrs I Sanderson	

*The Licensing and Appeals Hearings Panel comprises the Chairman of the Licensing Committee plus 2 other Members selected on a rota basis.

Standards Hearings Panel Pool (7)*

Conservative Group (7)	UKIP (0)
R A Baker Mrs C S Cookman G W Dadd R W Hudson R Kirk Mrs C Patmore Mrs J Watson	

*The Standards Hearings Panel comprises 3 Elected Members, 1 Independent Person and 1 Parish Council representative, selected on a rota basis.

BODIES APPOINTED BY COUNCIL

Term of Office expires May 2016 unless stated or otherwise specified by the Outside Body

Note: only those bodies marked with an asterisk require appointment

Name of Body	No of Places	Representative or Independent	Appointee 2015/2016
Hambleton Arts	1	Representative	Portfolio Holder for Customer and Leisure Services
*Hambleton Community Safety Partnership	1	Representative	Councillor C A Les
Hambleton Over 50s Forum	1	Representative	Portfolio Holder for Customer and Leisure Services 2 Year Term expires AM 2017
*Howardian Hills AONB	1	Representative	Councillor Mrs C S Cookman Term expires AM 2019
*Internal Drainage Boards (One appointee represents all the IDB's)	1	Independent	3 Year Term expires AM 2017 Councillor R A Baker
Local Government Association	1	Representative	Leader of Council
Local Government North Yorkshire and York	1	Representative	Leader Substitute: Deputy Leader
Local Government North Yorkshire and York Housing Board	1	Representative	Portfolio Holder for Environmental and Planning Services
Local Government North Yorkshire and York Spatial Planning and Transport Member Board	1	Representative	Deputy Leader of Council
Local Government, Yorkshire and Humber Employers' Forum	1	Representative	Deputy Leader of Council
*North York Moors National Park Committee	1	Representative	Councillor D Hugill – Term expires AM 2019
*North Yorkshire County Council Hambleton Area Committee	2	Representative	Term expires AM 2019 2 Members: Councillors A Wake S Watson
North Yorkshire Local Transport Body	1	Representative	Portfolio Holder for Environmental and Planning Services
North Yorkshire Pension Fund Advisory Panel	1	Representative	Deputy Leader of Council
*North Yorkshire Scrutiny of Health Committee	1	Representative	Councillor K G Hardisty
*Stokesley and District Community Care Association (Trustee)	1	Representative	Councillor A Wake Term expires AM 2019

Name of Body	No of Places	Representative or Independent	Appointee 2015/2016
*Thirsk and Sowerby Swimming Baths Charity	5	Independent	Councillors: R A Baker P Bardon G W Dadd M S Robson Mrs J Watson Term expires AM 2019
Welcome to Yorkshire	1	Independent	Deputy Leader