

Representation on an Outside Body and Confirmation of Committee Membership

Head of Service/Contact: Amardip Healy, Chief Legal Officer
Annexes/Appendices (attached): None
Other available papers (not attached): None

Report summary

To approve appointments vacancies on Council Committees and appoint to a vacancy on an Outside Body.

Recommendation (s)

- (1) To appoint to the vacancy on the Epsom and Walton Down's Training Management Board;**
 - (2) To approve the appointment of nominated members to**
 - (a) Planning, Licensing & Planning Policy**
 - (b) Strategy and Resources Committee and the**
 - (c) appointment of Councillor David Reeve as Vice Chairman of the Licensing & Planning Policy Sub-Committee**
- as set out in this report.**

1 Implications for the Council's Key Priorities, Service Plans and Sustainable Community Strategy

- 1.1 Good Corporate Governance underpins delivering the Council's Key Priorities

2 Background

- 2.1 At its Annual Meeting, the Council constitutes its main committees in accordance with the principles set out in Section 15 of the Local Government & Housing Act 1989 and, in accordance with the said Act and the Council's Rules of Procedure, gives effect to the wishes of the relevant Groups as to their membership.

Council

11 December 2018

- 2.2 At the same meeting, the Council appoints and/or nominates representatives to sit on external bodies.

3 Representation on Epsom and Walton Downs Training Management Board

- 3.1 Councillor Lucie Dallen has indicated a wish to step down as the Council's representative on the Epsom and Walton Downs Training Management Board.
- 3.2 The Constitution states that where there are any appointments to be made to outside bodies by the Council and the number of persons nominated exceeds the number of vacancies, a secret ballot shall be held. Each member shall be entitled to vote for as many individuals as there are vacancies. The nominee (s) with the most votes shall be taken to be appointed. The Chief Executive shall announce the voting figures and shall identify the successful candidate (s) to the meeting, which shall be asked to give its consent to the appointments.

4 Confirmation of Committee Appointments

- 4.1 Following the Nonsuch Ward By-election on 20 September 2018, the wishes of the relevant Group as to Committee membership were as follows:
- 4.1.1 to appoint Councillor Mike Teasdale to the Planning Committee
- 4.1.2 to appoint Councillor Robert Foote to the Licensing and Planning Policy Committee
- 4.1.3 to appoint Councillor David Reeve as the Vice Chairman of Licensing & Planning Policy Committee
- 4.2 To appoint Councillor Colin Keane to the Strategy and Resources Committee to replace Councillor Liz Frost.
- 4.3 The Council is asked to formally endorse the wishes of the relevant group in this regard.

5 Financial and Manpower Implications

- 5.1 **Chief Finance Officer's comments:** *None for the purposes of this report*

6 Legal Implications (including implications for matters relating to equality)

- 6.1 Section 15 and 16 of the Local Government and Housing Act 1989 ("the 1989 Act") sets out how committees must be constituted when the Council is divided into one or more political groups. It is the duty of the Council to make appointments to Committees in accordance with the wishes expressed by political groups following determination under section 15, namely the allocation of seats to political groups.

Council

11 December 2018

6.2 Whenever, during the course of the year, an appointment of a member or substitute member of a committee or sub-committee falls to be made in accordance with the wishes of a political group to whom the seat has been allocated or whenever such an appointment falls to be terminated in accordance with such wishes, the Chief Legal Officer shall make or terminate such appointments in accordance with the wishes of that political group. The wishes of a political group are taken to be those expressed to the Chief Legal Officer in writing by the leader of the political group. The appointments are then taken to the next meeting of Council for approval.

6.3 **Monitoring Officer's comments:** *None arising out of the contents of this report.*

7 Sustainability Policy and Community Safety Implications

7.1 There are no implications arising from the contents of this report.

8 Partnerships

8.1 This is important to appoint Members to places for Members on outside bodies.

9 Risk Assessment

9.1 The appointment to vacancies that arise is an important step in mitigating the risk to decision making.

10 Conclusion and Recommendations

10.1 It is important to ensure all Council Committees and outside bodies maintain the required levels of member representation. It is therefore recommended the Council confirms the appointments being made.

Ward(s) Affected: (All Wards);