

<b>SHADOW COUNCIL</b>
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<b>26 FEBRUARY 2009</b>
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<b>SUBJECT</b>	<b>APPOINTMENT OF MEMBERS, CHAIRMEN AND STATUTORY CO-OPTees TO COMMITTEES FROM APRIL TO JUNE 2009</b>  (To receive and consider the report of the Monitoring Officer on recommendations of the Group Leaders in relation to the appointment of Members and substitutes to Committees and other forums and the appointment of the Chairmen and Vice-Chairmen of certain Committees of the Council between April and June 2009.)
<b>REPORT OF</b>	<b>Monitoring Officer</b>
<i>Contact Officer: Kathrin John Tel: 01462 611033</i>	

### IMPLICATIONS

<b>SUSTAINABILITY</b>	None
<b>FINANCIAL</b>	None
<b>LEGAL</b>	Section 15 of the Local Government and Housing Act 1989
<b>PERSONNEL/EQUAL OPPORTUNITIES</b>	None
<b>COMMUNITY DEV/SAFETY</b>	None
<b>TRADES UNION</b>	Representatives of the Trades Unions have been consulted in respect of the joint committees referred to in paragraph 14
<b>HUMAN RIGHTS</b>	None

<b>OTHER DOCUMENTS RELEVANT TO REPORT</b>
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None
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<b>RECOMMENDATION(S):</b>
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| <ol style="list-style-type: none"> <li>1. That the size of the Committees and Forums and the allocation of seats to Groups in accordance with the political proportionality rules, where applicable, as set out in Appendix A, be approved.</li> <li>2. That the appointment of Members and substitutes to Committees and other Forums, as set out in Appendix B, be approved.</li> <li>3. That the appointment of Chairmen and Vice-Chairmen of Committees for the period April to June 2009, as set out in Appendix C, be approved.</li> <li>4. That the following persons be appointed to the Scrutiny Committee as co-opted members with voting rights on education matters:           <ol style="list-style-type: none"> <li>(a) Mr Ben Sear, parent governor representative;</li> </ol> </li> </ol> |
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**(b) Mrs Frances Image, Roman Catholic Diocesan representative; and**

**(c) Mr Jon Reynolds, Church of England Diocesan representative.**

- 5. That the Monitoring Officer be authorised to appoint up to two additional parent governor representatives who have been nominated and if necessary duly elected through the statutory process.**

### **Appointments to Committees**

1. At the inaugural meeting of the Shadow Council, held on 10 April 2008, the Council agreed the appointment of Members to serve on the following Committees:-
  - Shadow Scrutiny Committee
  - General Purposes Committee
  - Appeals Committee
2. A Shadow Executive of 12 Members was also appointed in accordance with Article 16 of the Bedfordshire (Structural Changes) Order 2008, with 4 Members being nominated from each of Bedfordshire County, Mid and South Bedfordshire District Councils. The Leader and Deputy Leader of the Shadow Council were designated under Article 16 (4) of the Order.
3. The recommendations of the Constitution and Governance Working Party in respect of the governance arrangements during the interim period 1 April to the June elections are set out elsewhere on this agenda.
4. Members will note from the Working Party's report that DCLG has confirmed that it is its policy intention that the current Shadow Executive arrangements should continue until the new 66-member authority takes office following the elections in June. An amendment order is to be made imminently confirming that the Shadow Executive arrangements shall continue until after the elections. There is therefore no need to re-appoint the Shadow Executive at this meeting.
5. However, given that the Council will be exercising full local authority powers from 1 April 2009, in addition to the Committees listed in paragraph 1 above, it is now necessary to appoint members to serve upon the following additional Committees, for the period between 1 April to 7 June 2009:-
  - Development Management Committee
  - Licensing Committee
  - Regulation Committee
  - Audit Committee
  - Social Care, Health and Housing Overview & Scrutiny Committee

6. It is reported elsewhere on this agenda that a Member for the Plantation Electoral Division of the County Council has ceased to be a Member of that Council and therefore also of the Shadow Council.

7. The revised political balance of the Council (with %s in brackets) is now as follows:-

Conservative	Independent	Labour	Liberal Democrat
89 (72.36%)	4 (3.25%)	5 (4.07%)	25 (20.33%)

8. A meeting has now been held with Group Leaders to consider nominations to the various Committees and other Forums.

9. The following documents are now attached:-

Appendix A Size of the Committees and other Forums and allocation of seats to Groups in accordance with the proportionality rules (where applicable)

Appendix B Nominations of the Groups for places on Committees and other Forums

Appendix C Nominations for Chairmanships/Vice-Chairmanships of Committees

10. In the event of more than one nomination arising in respect of Chairmanship of a Committee, each nomination in respect of that office will need to be put to the vote.

11. The Chairmanship/Vice-Chairmanships of the various Joint Committees and other remaining Forums will be dealt with at the first meeting of each body.

12. The following bodies are not subject to political proportionality:-

(a) *Standards Committee*

It is proposed that a Standards Committee of 15 Members be established comprising 5 elected Councillors, 5 Independent persons and 5 Town/Parish Council persons.

(b) *Licensing Sub Committee*

It is proposed that a sub committee of the Licensing Committee be established, comprising 3 members of the Licensing Committee, with any member appointed to act as a substitute.

(c) *Town Centre Joint Management Committees*

The Group Leaders have already nominated Councillors to serve upon these Committees as indicated in Appendix B.

(d) *Luton and South Bedfordshire Joint Committee*

(i) *Section 29 Committee*

This Committee has 6 Central Bedfordshire Councillors, which must include at least 3 Executive Councillors plus no more than two non-Executive Councillors, which would normally include the Chairman of the Development Management Committee.

(ii) *Section 101 Committee*

This Committee would have 3 of the Executive Councillors appointed to the Section 29 Committee.

(e) *Constitution Advisory Group*

This Group currently comprises 4 members (3 Conservative and 1 Liberal Democrat).

(f) *Member Development Champions*

The current membership is as follows:-

- Group Leaders
- Deputy Leader of the Council
- Corporate Resources Portfolio Holder
- Cllr R Stay

13. A report is to be submitted to the meeting of the Shadow Executive to be held on 17 March 2009 regarding the establishment of the Corporate Parenting Panel and appointments to the Panel and to the Fostering, Permanence and Adoption Panels.
14. It is not anticipated that it will be necessary for the Employee Partnership Committee and the Joint Consultative and Negotiating Committee for Primary and Secondary Education to meet during the interim period April to June. The Human Resources Lead has confirmed that the representatives of the Trades Unions are content with this proposal.

15. The Group Leaders have met to consider appointments to outside bodies and these appointments are due to be approved by the Interim Chief Executive, following consultation with the Group Leaders, under her delegated powers.

### **Scrutiny Committee – Statutory Education Co-optees**

16. The Local Government Act 2000 and regulations made under it require certain representatives to be co-opted onto any overview and scrutiny committee whose functions relate wholly or partly to any education functions which are the responsibility of the authority's executive. The co-opted members have a vote on education matters only.
17. Under the full constitutional structure now recommended to Shadow Council, that committee will be the Children, Families and Learning Overview and Scrutiny Committee. Since, however, that committee is not intended to be established until after the election in June 2009, the relevant committee meanwhile will be the Scrutiny Committee.

The statutory co-optees are:

- (a) between two and five parent governor representatives who must be appointed following an election among parent governors of schools maintained by the local education authority; and under the draft constitution, Shadow Council should appoint up to three parent governors;
  - (b) two church representatives, to be nominated respectively by the Church of England Diocesan Board and the Roman Catholic Diocesan Bishop for the area.
18. Nominations for three parent governors representing lower, middle and upper schools were sought from among the parent governors of all maintained schools in the Central Bedfordshire area for a four year term beginning 1 April 2009. One middle school nomination has been received. Consideration is being given to how a further two nominations might be invited.
  19. The required nominations have been received from the Church of England and Roman Catholic Dioceses.

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**Background Papers:** None

**Location of Papers:** N/A

**File Reference:** N/A

**APPENDIX “A”**

**POLITICAL APPORTIONMENTS (APRIL TO JUNE 2009)**

**1. Standing Committees**  
(Substitute numbers shown in brackets)

<b>Body</b>	<b>Total Seats</b>	<b>C</b>	<b>Ind</b>	<b>Lab</b>	<b>LD</b>
Scrutiny <sup>1</sup>	12	9(5)	0	1(1)	2(1)
General Purposes	9	6(3)	1(1)	0	2(1)
Development Management	18	13(7)	0	1	4(2)
Licensing <sup>2</sup>	12	9(5)	1(1)	0	2(1)
Regulation <sup>2</sup>	12	9(5)	1(1)	0	2(1)
Audit <sup>3</sup>	7	5(3)	0	0	2(1)
Appeals	4	3(2)	0	0	1(1)
Social Care Health and Housing Overview & Scrutiny <sup>1</sup>	9	6 (3)	0	1(1)	2 (1)
<b>Total No of seats</b>	<b>83</b>	<b>60</b>	<b>3</b>	<b>3</b>	<b>17</b>
Percentage of seats allocated	(100%)	72.29	3.61	3.61	20.48
		72.36%	3.25%	4.07%	20.33%

Notes:

1. No member of the Executive shall serve on the Overview and Scrutiny Committees.
2. The same members shall be appointed to serve on both the Regulation and Licensing Committees.
3. No member of the Shadow Executive may sit on the Audit Committee and no more than one Member of an Overview and Scrutiny Committee shall sit on the Audit Committee. The Chairman of the Committee shall not be a member of the Scrutiny Committee.

**Appendix "B"**

**Meeting of the Council**

**26 February 2009**

**Nominations for Membership of Committees etc  
For period 1 April to 7 June 2009**

**Scrutiny Committee  
(12 Members)**

Members: Cllr P N Aldis  
Cllr R A Baker  
Cllr R G Baker BEM  
Cllr A R Bastable  
Cllr L Birt  
Cllr A Fahn  
Cllr R Goodwin  
Cllr D Hogan  
Cllr J Kane  
Cllr H J Lockey  
Cllr Mrs P Staples  
TBA – Lib Dem Group

Substitutes:  
Conservative: TBA, TBA, TBA, TBA,  
TBA  
Liberal Democrat: TBA  
Labour: Cllr M Hearty

**Regulation Committee  
(12 Members)**

Members: Cllr D Bowater  
Cllr I Dalgarno  
Cllr Mrs J R Davison  
Cllr Mrs S Gilchrist  
Cllr Ms A M W Graham  
Cllr Mrs J G Lawrence  
Cllr J H Lewis  
Cllr H J Lockey  
Cllr K Lynch  
Cllr A A J Rogers  
Cllr B J Spurr  
Cllr Mrs C Turner

Substitutes:  
Conservative: Cllr T Green, Cllr R V  
King, TBA, TBA, TBA  
Liberal Democrat: Cllr A R Baines  
Independent: Cllr J A Gurney

**Licensing Committee  
(12 Members)**

Members: Cllr D Bowater  
Cllr I Dalgarno  
Cllr Mrs J R Davison  
Cllr Mrs S Gilchrist  
Cllr Ms A M W Graham  
Cllr Mrs J G Lawrence  
Cllr J H Lewis  
Cllr H J Lockey  
Cllr K Lynch  
Cllr A A J Rogers  
Cllr B J Spurr  
Cllr Mrs C Turner

Substitutes:  
Conservative: Cllr T Green, Cllr R V  
King, TBA, TBA, TBA  
Liberal Democrat: Cllr A R Baines  
Independent: Cllr J A Gurney

**Licensing Sub Committee  
(3 Members)**

Members: Cllr D Bowater  
Cllr Mrs J R Davison  
Cllr Ms A M W Graham

Substitutes: Any member of the  
Licensing Committee



**General Purposes Committee  
(9 Members)**

Members: Cllr D Bowater  
Cllr Mrs J R Davison  
Cllr Mrs S Goodchild  
Cllr Ms A M W Graham  
Cllr T Green  
Cllr J A Gurney  
Cllr R W Johnstone  
Cllr D J Lawrence  
Cllr Mrs J G Lawrence

Substitutes:  
Conservative: TBA, TBA, TBA  
Liberal Democrat: Cllr P N Aldis  
Independent: Cllr M A Smith

**Development Management Committee  
(18 Members)**

Members: Cllr A R Bastable  
Cllr D Bowater  
Cllr Mrs C F Chapman MBE  
Cllr M Freeman  
Cllr D J Gale  
Cllr Mrs R B Gammons  
Cllr B J Golby  
Cllr R W Johnstone  
Cllr J Murray  
Cllr T Nicols  
Cllr A Northwood  
Cllr A A J Rogers  
Cllr A Shadbolt  
Cllr J Street  
Cllr G Summerfield  
Cllr Mrs C Turner  
Cllr J N Young  
Cllr B Wells

Substitutes:  
Conservative: Cllr I Dalgarno, Cllr H J Lockey, Cllr J Kane, Cllr N Warren, TBA, TBA, TBA  
Liberal Democrat: Cllr S A Mitchell, Cllr Mrs E Morgan  
Labour: Cllr M Hearty

**Audit Committee  
(7 Members)**

Members: Cllr A R Baines  
Cllr R A Baker  
Cllr Mrs A Barker  
Cllr Mrs A Guess  
Cllr Mrs K D Keen  
Cllr D J Lawrence  
Cllr J Machin

Substitutes:  
Conservative: Cllr W Forde, TBA, TBA  
Liberal Democrat: Cllr M Butler

**Appeals Committee  
(4 Members)**

Members: Cllr Mrs S Goodchild  
Cllr P Penman  
Cllr R Stay  
Cllr Mrs P E Turner MBE

Substitutes:  
Conservative: TBA, TBA  
Liberal Democrat: Cllr T Swain

**Social Care, Health and Housing  
Overview & Scrutiny Committee  
(9 Members)**

Members: Cllr R A Baker  
Cllr M J Gibson  
Cllr Mrs D B Gurney  
Cllr M Hearty  
Cllr S F Male  
Cllr Miss A Sparrow  
TBA – Cons Group  
TBA – Lib Dem Group  
TBA – Lib Dem Group

Substitutes:  
Conservative: Cllr A B Carter, TBA,  
TBA  
Liberal Democrat: TBA  
Labour: Cllr D Ross

**Standards Committee  
(5 Members)**

Members: Cllr Mrs R Bird  
Cllrs Mrs J Fairbairn  
Cllr J H Lewis  
Cllr P Rawcliffe  
Cllr A A J Rogers

**Houghton Regis Town Centre Management Committee  
(4 CBC Members)**

Members: Cllr Mrs R Bird  
Cllr N B Costin  
Cllr Mrs S Goodchild  
Cllr D Hogan

**Dunstable Town Centre Management Committee  
(5 CBC Members)**

Members: Cllr M Hearty  
Cllr P Hollick  
Cllr Miss A Sparrow  
Cllr J Kane  
Cllr J N Young

**Leighton Linlade Town Centre Management Committee  
(5 CBC Members)**

Members: Cllr D Bowater  
Cllr A Brandham  
Cllr Mrs J M Freeman  
Cllr R W Johnstone  
Cllr P Rawcliffe

**Luton and South Bedfordshire Joint Committee  
Section 29 Committee  
(6 CBC Members)**

Members: TBA ) Con Group  
TBA )  
TBA )  
TBA )  
TBA )  
Cllr T Swain

Substitutes: 1 per member - TBA

**Luton and South Bedfordshire Joint Committee  
Section 101 Committee  
(3 CBC Executive Members)**

Members: TBA  
TBA  
TBA

**Constitution Advisory Group  
(4 Members)**

Members: Cllr D Jones  
Cllr M Jones  
Cllr S F Male  
Cllr P Record  
Cllr D J Lawrence (Sub)

**Member Development Champions  
(7 Members)**

Members: Cllr P A Blaine  
Cllr J A Gurney  
Cllr M Jones  
Cllr P Penman  
Cllr D Ross  
Cllr R Stay  
Cllr Mrs P E Turner MBE

**Meeting of the Council**

**26 February 2009**

**Nominations for Chairmanship/Vice-Chairmanship  
Of Standing Committees 1 April – 7 June 2009.**

**Scrutiny Committee**

Chairman            Cllr Mrs P Staples  
Vice-Chairman    Cllr A R Bastable

**General Purposes Committee**

Chairman            Cllr Mrs J G Lawrence  
Vice-Chairman    Cllr T Green

**Development Management Committee**

Chairman            Cllr A Shadbolt  
Vice-Chairman    Cllr Mrs C F Chapman MBE

**Licensing Committee**

Chairman            Cllr B J Spurr  
Vice-Chairman    Cllr J H Lewis

**Regulation Committee**

Chairman            Cllr B J Spurr  
Vice-Chairman    Cllr J H Lewis

**Audit Committee**

Chairman            Cllr D J Lawrence  
Vice-Chairman    Cllr J Machin

**Social Care, Health and Housing Overview & Scrutiny Committee**

Chairman            Cllr S F Male  
Vice-Chairman    Cllr M J Gibson