

# CARLISLE CITY COUNCIL

Report to:- **THE MAYOR AND MEMBERS OF THE CITY COUNCIL**

Date of Meeting:- 11 SEPTEMBER 2001

Agenda Item No:-

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<b>Public</b>	<b>Operational</b>	<b>Delegated Yes</b>
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<b>Accompanying Comments and Statements</b>	<b>Required</b>	<b>Included</b>
Environmental Impact Statement:	No	No
Corporate Management Team Comments:	No	No
City Treasurers Comments:	No	No
City Solicitor & Secretary Comments:	Yes	Yes
Head of Personnel Services Comments:	No	No

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Title:- **APPOINTMENT OF COMMITTEES 2001/2002**

Report of:- **THE CITY SOLICITOR AND SECRETARY**

Report reference:- **TC.195/01**

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## Summary:-

The Report informs Members of the allocation of seats on Committees to operate under the Council's executive arrangements.

## Recommendation:-

That the Report of the City Solicitor and Secretary - Appointment of Committees 2001/2002 - be received and approved, and that the allocation of seats on and the appointment of Members to the various Committees as set out in the Report and Schedules attached be approved.

**Note: in compliance with section 100d of the Local Government (Access to Information) Act 1985 the report has been prepared in part from the following papers: None**

1. As a result of the Council adopting the new Constitution and executive arrangements to operate as from 11 September 2001 it is necessary for the City Council to review the allocation of seats on Council Committees and Sub-Committees so that they reflect pro rata the strengths of political groups on the Council and comply with the provisions of the Local Government and Housing Act 1989.
2. I have calculated the seats to be allocated to the political groups and have informed them accordingly. The method of allocation is set out in Appendix 1. Attached are Schedules showing the Groups' nominations for appointments to Committees/Panels for the remainder of the Municipal Year 2001/02 in respect of the seats to be allocated to them.
3. The Committees will be appointed by the meeting of the full Council on 11 September and the Council at that meeting will also in accordance with the Overview and Scrutiny Procedure Rules appoint the Chair of the Overview and Scrutiny Management Committee. I have not circulated any advance information on proposals which may be made in respect of the Chairmen and Vice-Chairmen of any of the other Committees as this will be a matter for the Committees themselves to decide. It should be noted that special meetings of the Overview and Scrutiny Committee Community, Overview and Scrutiny Committee Corporate Resources and Overview and Scrutiny Committee Infrastructure have been arranged and will be held immediately following the meeting of the City Council on 11 September.

#### Recommended

That the Report of the City Solicitor and Secretary - Appointment of Committees 2001/2002 - be received and approved and that the allocation of seats on and the appointment of Members to the various Committees as set out in the Report and Schedules attached be approved.

## 1. METHOD OF ALLOCATION

1. The rules governing the allocation of seats on Committees and Panels to Political Groups are set out in the Local Government and Housing Act 1989. The Executive is exempt from the application of those rules and does not have to be politically balanced. Similarly, the Standards Committee is not to be regarded as a body to which the rules apply and the Council can allocate the seats on that Committee as it thinks fit. The political balance rules therefore only apply to the Committees and Panels shown in the Appendix.

The rules governing the allocation are:

- (i) That not all the seats are allocated to the same Political Group.
- (ii) That the majority of the seats on each Committee go to the Political Group with the majority on the full Council.
- (iii) Subject to the above two principles, that the total number of the Committee seats allocated to each Group bears the same proportion to the proportion of the Group on the full Council.
- (iv) Subject to the above three principles, the number of seats on each Committee allocated to each Political Group bears the same proportion to the proportion of the Group on the full Council.

It is important to note in understanding the allocations shown in the Appendix that the principles must be applied in the order set out above. In other words, the principle in paragraph 1. (ii) of giving the largest Political Group on the Council the majority of seats on each Committee must be complied with first even if this means that that Group exceeds their total allocation of seats on the full Council referred to in paragraph (iii).

## 2. CALCULATION OF THE GROUPS ENTITLEMENT ON COMMITTEES AND PANELS

There are in total 67 seats to be allocated by the Council. When working out the total aggregate allocation to each Political Group relative to their strengths on the

Council, the Conservatives would receive 37 seats, Labour 21 seats, the Liberal Democrats/Independent Group 8 seats with the 1 remaining seat left being allocated to the independent Member. However, when the seats are allocated on each individual Committee and the principle of giving the Conservative Group a majority on each is complied with, it can be seen that this brings the total allocation to the Conservative Group to 42 seats, with Labour receiving 19 and the Liberal Democrats/Independent Group 6 seats in total and with no seat remaining for the independent Member. This is a consequence of the duty in the legislation to ensure that the majority Group has a majority on each Committee and that the principles referred to above are applied in their statutory order of priority.

As mentioned above, it is a matter for the City Council to determine how it allocates the 5 seats on the Standards Committee as between Council Members and there is no requirement for this Committee to be politically balanced.

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JOHN EGAN  
CITY SOLICITOR AND SECRETARY

**NEW STRUCTURE  
CALCULATION OF ALLOCATION OF SEATS**

29 Conservatives; 16 Labour; 6 Liberal Democrat/Independent;  
1 Independent

67 seats in total to allocate as follows:

Conservatives	$\frac{29}{52} \times 67 = 37.36$	37 rounded down
Labour	$\frac{16}{52} \times 67 = 20.61$	21 rounded up
Liberal Democrat/Independent	$\frac{6}{52} \times 67 = 7.73$	8 rounded up
Independent	Remaining 1 seat	

## APPENDIX

	CONSERVATIVES	LABOUR	LIBERAL DEMOCRAT/ INDEPENDENT	INDEPENDENT
Licensing (8)	5 (4.46)	2 (2.46)	1 (0.92)	-
Development Control (12)	7 (6.69)	4 (3.69)	1 (1.38)	-
Overview Management (8)	5 (4.46)	2 (2.46)	1 (0.92)	-
Overview Community (8)	5 (4.46)	2 (2.46)	1 (0.92)	-
Overview Resources (8)	5 (4.46)	2 (2.46)	1 (0.92)	-
Overview Infrastructure (8)	5 (4.46)	2 (2.46)	1 (0.92)	-
Employment Panel (6)	4 (3.34)	2 (1.84)	- (0.69)	-
Appeals 1 (3)	2 (1.67)	1 (0.92)	- (0.34)	-
Appeals 2 (3)	2 (1.67)	1 (0.92)	- (0.34)	-
Appeals 3 (3)	2 (1.67)	1 (0.92)	- (0.34)	-
<b>T O T A L</b>	<b>42 (37)</b>	<b>19 (21)</b>	<b>6 (8)</b>	<b>- (1)</b>

**NOTE:** The Standards Committee comprising of 5 City Councillors, 1 Parish Councillor and 2 Independent Members does not need to be politically balanced. The Conservatives have to be given a majority of seats on all Committees because they have a majority on the full Council.

NEW ARRANGEMENT  
Item 3

COMMITTEES AND PANELS (TO BE APPOINTED BY COUNCIL)

	CONSERVATIVE	LABOUR	LIBERAL DEMOCRAT AND INDEPENDENT	INDEPENDENT
Licensing and Regulatory Panel (8)	1 MORTON 2 BLACKADDER 3 PREST G 4 PARSONS 5 JOSCELYNE	1 ATKINSON 2 WILSON	1 ALDERSEY	
	Sub: COLLIER Sub: BOWMAN Sub: FISHER S	Sub: McDEVITT Sub: RUTHERFORD K	Sub: FARMER	

	CONSERVATIVE	LABOUR	LIBERAL DEMOCRAT AND INDEPENDENT	INDEPENDENT
Development Control Committee (12)	1 COLLIER 2 JEFFERSON 3 PREST G 4 FISHER L 5 MORTON 6 JOSCELYNE 7 HODGSON B	1 BRADLEY 2 McDEVITT 3 MARTLEW 4 RUTHERFORD K	1 GUEST	
	Sub: PARSONS Sub: TOOLE Sub: KNAPTON	Sub: RUTHERFORD C Sub: SOUTHWARD Sub: WATSON C	Sub: FARMER	

**Government Guidance suggests that the Executive Member with responsibility for the Local Plan should be on the Development Control Committee although he/she should not normally be the Chairman**

	CONSERVATIVE	LABOUR	LIBERAL DEMOCRAT AND INDEPENDENT	INDEPENDENT
Overview and Scrutiny Management Committee (8)	1 JEFFERSON 2 ELLIS 3 PREST J 4 MALLINSON E 5 KNAPTON	1 BRADLEY 2 RUTHERFORD C	1 GUEST	
	Sub: DODD Sub: BOWMAN Sub: FISHER S	Sub: WEBER Sub: BOADEN	Sub: HODGSON T G	

**Executive Members cannot be members of Overview and Scrutiny Committees. If it is the intention that the Chairmen of the three Overview and Scrutiny Committees are also to be on the Overview and Scrutiny Management Committee, then the Groups need to know beforehand which group is to be allowed to Chair which of the Overview and Scrutiny Committees so they can make sure the relevant Members are on both the main Committee and the Management Committee. The Chairman of the Management Committee is appointed by the full Council but the Overview and Scrutiny Committees appoint their own.**

	CONSERVATIVE	LABOUR	LIBERAL DEMOCRAT AND INDEPENDENT	INDEPENDENT
Community Overview and Scrutiny Committee (8)	1 KNAPTON 2 ELLIS 3 TOOLE 4 MALLINSON J 5 FISHER S	1 WEBER 2 BOADEN	1 McMILLAN	
	Sub: PREST J Sub: CROOKDAKE Sub: COLLIER	Sub: FURNEAUX Sub: SOUTHWARD	Sub: ALDERSEY	

**Executive Members cannot be members of Overview and Scrutiny Committees**

	CONSERVATIVE	LABOUR	LIBERAL DEMOCRAT AND INDEPENDENT	INDEPENDENT
Corporate Resources Overview and Scrutiny Committee (8)	1 PREST J 2 JEFFERSON 3 PARSONS 4 BAIN 5 BLACKADDER	1 BRADLEY 2 STYTH	1 GUEST	
	Sub: MORTON Sub: JOSCELYNE Sub: TOOLE	Sub: BOWDITCH Sub: WATSON	Sub: HODGSON T G	

**Executive Members cannot be members of Overview and Scrutiny Committees**

	CONSERVATIVE	LABOUR	LIBERAL DEMOCRAT AND INDEPENDENT	INDEPENDENT
Infrastructure Overview and Scrutiny Committee (8)	1 MALLINSON E 2 DODD 3 HODGSON B 4 BOWMAN 5 CROOKDAKE	1 RUTHERFORD C 2 WEEDALL	1 HODGSON T G	
	Sub: TOOLE Sub: MALLINSON J Sub: BAIN	Sub: GLOVER Sub: MARTLEW	Sub: GUEST	

**Executive Members cannot be members of Overview and Scrutiny Committees**

	CONSERVATIVE	LABOUR	LIBERAL DEMOCRAT AND INDEPENDENT	INDEPENDENT
Employment Panel (6)	1 MITCHELSON 2 FIRTH 3 STEVENSON 4 PREST J	1 FURNEAUX 2 GLOVER		
	Sub: BLOXHAM Sub: GEDDES Sub: KNAPTON	Sub: WEBER Sub: BOWDITCH		

**One Executive Member must be a member of the Employment Panel**



	CONSERVATIVE	LABOUR	LIBERAL DEMOCRAT AND INDEPENDENT	INDEPENDENT
Appeals Panel No 1 (3)	1 MORTON 2 CROOKDAKE	1 FURNEAUX		
	Sub: TOOLE Sub: CARTNER	Sub: MARTLEW		

	CONSERVATIVE	LABOUR	LIBERAL DEMOCRAT AND INDEPENDENT	INDEPENDENT
Appeals Panel No 2 (3)	1 DODD 2 FISHER S	1 BOWDITCH		
	Sub: ELLIS Sub: BLACKADDER	Sub: SOUTHWARD		

	CONSERVATIVE	LABOUR	LIBERAL DEMOCRAT AND INDEPENDENT	INDEPENDENT
Appeals Panel No 3 (3)	1 KNAPTON 2 BOWMAN	1 WATSON C		
	Sub: HODGSON B Sub: PARSONS	Sub: WILSON		

	CONSERVATIVE	LABOUR	LIBERAL DEMOCRAT AND INDEPENDENT	INDEPENDENT
Standards Committee (5)	1 DODD 2 MALLINSON J 3 STEVENSON	1. STYTH	1. FARMER	
	Sub: KNAPTON Sub: PREST J	Sub:	Sub: KING	

+ Parish Councillor: 1 Councillor J Wilkinson  
(Sub: Councillor J Holland)

Other Independent Members: 1 Mr Burnett (28.08.03) 2 Mr Frazer (12.09.04)

**The Standards Committee does not have to be politically balanced and should not include the Leader. An Executive Member cannot be Chairman of the Standards Committee. No more than one Member of the Executive can serve on the Standards Committee.**

