

CARLISLE CITY COUNCIL

Report to:- CARLISLE CITY COUNCIL

Date of Meeting:- 17 JULY 2012

Agenda Item No:-

Public

Title:- APPOINTMENT OF COMMITTEES AND PANELS -
2012/2013

Report of:- DIRECTOR OF GOVERNANCE

Report reference:- GD.39/12

Summary:-

The Report informs Members of the allocation of seats on Committees and Panels for the Municipal Year 2012/13 and the nominations of the political groups to those seats. The allocations have changed from the consideration of this matter at the May 2012 Council meeting due to the recent Harraby by-election and the creation of the new Standards Committee which has seven seats.

Recommendation:-

That the report of the Director of Governance – Appointment of Committees and Panels 2012/13 – be received and approved, and that the allocation of seats on and the appointment of Members to the various Committees and Panels of the Council as set out in the Report and Schedules attached be approved.

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APPOINTMENT OF COMMITTEES AND PANELS 2012/2013

SUMMARY OF REPORT

1. It is necessary for the Council to review the allocation of the seats on Council Committees and Panels so that they reflect pro-rata the strengths of the political groups on the Council and comply with the provisions of the Local Government and Housing Act 1989. On the 21st June 2012 a by-election was held in the Harraby Ward following the death of Councillor Weedall and at its Special Meeting on 25 June 2012, the Council agreed to create a new Standards Committee with seven seats. Both of these factors require a recalculation of seats available to the respective political parties for the remainder of the Municipal Year 2012/13.
2. Accordingly, the seats to be allocated to the political Groups have been calculated and the Group Leaders informed. The method of allocation is set out in Appendix 1. Schedules showing the Groups' nominations for appointments to Committees/Panels for the Municipal year 2012/2013 in respect of the seats allocated to them will be circulated shortly.
3. The Committees and Panels were appointed by the full Council at the Annual Meeting in May but it was noted at that time that this would have to be done again due to the pending, aforementioned, election. Chairs of the Overview & Scrutiny Panels and the Licensing Committee for the current Municipal Year were appointed at the Council's Annual General Meeting in May, pursuant to Minute C.104/09, and these appointments remain valid for the remainder of this Municipal Year.
4. It is RECOMMENDED that the Report of the Director of Governance – Appointment of Committees and Panels 2012/2013 (GD39.12) – be received and approved, and that the allocation of seats on and the appointment of Members to the various Committees and Panels as set out in the Report and Schedules attached be approved.

Appendix 1

1. METHOD OF ALLOCATION OF SEATS

- 1.1 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 and regulations made thereunder. The Executive is exempt from the application of those rules and does not have to be politically balanced. The Licensing Committee is also exempt from the rules on political balance, although the Department of Culture, Media & Sport do recommend that it should be balanced as far as possible and the Council therefore decided (Minute C.246/04(b)) that it should be comprised of the same members as form the Regulatory Panel. The political balance rules strictly therefore only apply to the Committees and Panels shown in the Appendix attached.

The rules governing the allocation are relatively complex and 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 above principles must be applied in the sequential order set out above. For example, the principle in paragraph (iii) above of ensuring that the Groups are allocated their total aggregate entitlement must be complied with before the number of seats on each Committee is balanced in accordance with principle (iv).

- 1.2 The duty is to apply the above principles so far as reasonably practicable. This is met by rounding down fractional entitlements of less than a half and rounding up entitlements of a half or more. If there are competing fractions then the higher fraction will “win”. If this leads to a bigger entitlement than there are seats available

on a Committee then fractions have to be rounded down to make entitlements fit available seats.

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

- 2.1 There are in total 77 seats to be allocated by the Council on the Regulatory Panel, the Development Control Committee, the Overview and Scrutiny Committees, the Employment Panel, the Audit Committee, the Standards Committee and the Appeals Panels. The Conservative Group has 20 Members, Labour 28, the Liberal Democrats 2 and the Independent Group have 2 Members. As can be seen from the calculations in the Appendix attached, when working out the total aggregate allocation to each Political Group relative to their strengths on the Council, the Conservatives should receive 30 seats, Labour 41 seats, the Liberal Democrats and Independent Group get 3 seats each.
- 2.2 When the seats are allocated on each Committee on a straight allocation following the rounding up/rounding down principles set out above, none of the political Group numbers need any further adjustment to bring each group to its aggregate entitlement.
- 2.3 The calculations have been undertaken on the basis of the current membership of the Council, i.e. 52 Members.

APPENDIX 1

CALCULATION OF AGGREGATE ENTITLEMENT TO SEATS

1. The political balance on the full Council is:-

20 Conservatives; 28 Labour; 2 Liberal Democrats and 2 Independent Members

2. There are 77 seats in total on those Committees and Panels which are subject to the proportionality rules giving aggregate entitlements to the groups as follows:

Conservative	$\frac{20}{52} \times 77 = 29.62$	30 rounded up
Labour	$\frac{28}{52} \times 77 = 41.46$	41 rounded down
Liberal Democrat	$\frac{2}{52} \times 77 = 2.96$	3 rounded up
Independent	$\frac{2}{52} \times 77 = 2.96$	3 rounded up

ALLOCATION OF SEATS ON COMMITTEES AND PANELS

	CONSERVATIVES	LABOUR	LIBERAL DEMOCRATS	INDEPENDENT
Regulatory Panel (12)	(4.62) 5	(6.46) 6	(0.46) 1	(0.46) 0
Development Control (12)	(4.62) 5	(6.46) 6	(0.46) 0	(0.46) 1
Community Overview and Scrutiny Panel (8)	(3.08) 3	(4.31) 4	(0.31) 1	(0.31) 0
Resources Overview and Scrutiny Panel (8)	(3.08) 3	(4.31) 4	(0.31) 0	(0.31) 1
Environment and Infrastructure Overview and Scrutiny Panel (8)	(3.08) 3	(4.31) 4	(0.31) 0	(0.31) 1
Employment Panel (6)	(2.31) 2	(3.23) 4	(0.23) 0	(0.23) 0
Audit Committee (7)	(2.69) 3	(3.77) 4	(0.27) 0	(0.27) 0
Standards Committee (7)	(2.69) 3	(3.77) 4	(0.27) 0	(0.27) 0
Appeals Panel 1 (3)	(1.15) 1	(1.62) 2	(0.12) 0	(0.12) 0
Appeals Panel 2 (3)	(1.15) 1	(1.62) 2	(0.12) 0	(0.12) 0
Appeals Panel 3 (3)	(1.15) 1	(1.62) 1	(0.12) 1	(0.12) 0
TOTAL	<u>30</u>	<u>41</u>	<u>3</u>	<u>3</u>
(77 seats in all)				

COMMITTEES AND PANELS (TO BE APPOINTED BY COUNCIL)

COMMITTEES AND PANELS (TO BE APPOINTED BY COUNCIL) 2012/13

	CONSERVATIVE	LABOUR	LIBERAL DEMOCRAT	INDEPENDENT GROUP
Regulatory Panel (12)	1 Craig 2 Layden 3 Morton 4 Parsons 5 Vasey	1 Bell 2 Cape 3 Franklin 4 Scarborough 5 Stevenson 6 Warwick	1 Allison	

Sub: Bowman S
Sub: Collier
Sub: Nedved

Sub: Gallagher
Sub: Stothard
Sub: Whalen

Sub: Luckley

	CONSERVATIVE	LABOUR	LIBERAL DEMOCRAT	INDEPENDENT GROUP
Licensing Committee (12)	1 Craig 2 Layden 3 Morton 4 Parsons 5 Vasey	1 Bell 2 Cape 3 Franklin 4 Scarborough 5 Stevenson 6 Warwick	1 Allison	

Sub: Bowman S
Sub: Collier
Sub: Nedved

Sub: Gallagher
Sub: Stothard
Sub: Whalen

Sub: Luckley

The Council on 15 December 2004 under Minute C.246/04(b) resolved to establish a Licensing Committee to undertake the Licensing functions referred to in the Licensing Act 2003 with the same Members and substitutes as the Regulatory Panel.

	CONSERVATIVE	LABOUR	LIBERAL DEMOCRAT	INDEPENDENT GROUP
Development Control Committee (12)	1 Bloxham 2 Craig 3 Earp 4 Parsons 5 Prest	1 Cape 2 McDevitt 3 Riddle 4 Scarborough 5 Warwick 6 Whalen		1 Graham
	Sub: Bowman S Sub: Layden Sub: Nedved	Sub: Boaden Sub: Franklin Sub: Sherriff		Sub: Betton

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	INDEPENDENT GROUP
Community Overview and Scrutiny Panel (8)	1 Collier 2 Prest 3 Vasey	1 Bradley 2 Scarborough 3 Sherriff 4 Stevenson	1 Luckley	
	Sub: Bainbridge Sub: Lishman Sub: Mallinson E	Sub: McDevitt Sub: Watson Sub: Whalen	Sub: Allison	

	CONSERVATIVE	LABOUR	LIBERAL DEMOCRAT	INDEPENDENT GROUP
Resources Overview and Scrutiny Panel (8)	1 Bowman S 2 Craig 3 Parsons	1 Bowditch 2 McDevitt 3 Watson 4 Whalen		1 Betton
	Sub: Clarke Sub: Layden Sub: Prest	Sub: Bradley Sub: Franklin Sub: Patrick		Sub: Graham

	CONSERVATIVE	LABOUR	LIBERAL DEMOCRAT	INDEPENDENT GROUP
Environment & Economy Overview and Scrutiny Panel (8)	1 Bainbridge 2 Layden 3 Nedved	1 Bowditch 2 McDevitt 3 Watson 4 Whalen		1 Graham
	Sub: Lishman Sub: Mallinson E Sub: Vasey	Sub: Franklin Sub: Gallagher Sub: Scarborough		Sub: Betton

Executive Members cannot be members of Overview and Scrutiny Panels

	CONSERVATIVE	LABOUR	LIBERAL DEMOCRAT	INDEPENDENT GROUP
Employment Panel (6)	1 Mallinson J 2 Mitchelson	1 Atkinson 2 Glover 3 Hendry 4 Weber		
	Sub: Bloxham Sub: Geddes	Sub: Bradley Sub: Stevenson Sub: Stothard		

One Executive Member must be a member of the Employment Panel

	CONSERVATIVE	LABOUR	LIBERAL DEMOCRAT	INDEPENDENT GROUP
Audit Committee (7)	1 Bowman M 2 Mallinson E 3 Nedved	1 Bowditch 2 Franklin 3 Patrick 4 Sherriff		
	Sub: Bowman S Sub: Craig Sub: Parsons	Sub: Boaden Sub: Stothard Sub: Whalen		

**No member of the Executive and no Chair of Overview and Scrutiny
Panels will be eligible to be a Member of the Audit Committee**

	CONSERVATIVE	LABOUR	LIBERAL DEMOCRAT	INDEPENDENT GROUP
Appeals Panel No 1 (3)	1 Geddes Sub: Vasey	1 Patrick 2 Stothard Sub: Gallagher Sub: Sherriff		
Appeals Panel No 2 (3)	1 Bloxham Sub: Ellis	1 Bell 2 Harid Sub: Stevenson Sub: Weber		
Appeals Panel No 3 (3)	1 Collier Sub: Mitchelson	1 Boaden Sub: Whalen	1 Luckley Sub: Allison	

	CONSERVATIVE	LABOUR	LIBERAL DEMOCRAT	INDEPENDENT GROUP
Standards Committee (7)	1 Bowman M 2 Craig 3 Parsons	1 Boaden 2 Bradley 3 Harid 4 Weber		
	Sub: Geddes Sub: Mallinson J Sub: Nedved	Sub: McDevitt Sub: Riddle Sub: Stothard		

COMMITTEES / GROUPS NOT APPOINTED BY COUNCIL

The following Sub-Committees are appointed by the Licensing Committee:

It is suggested that each Member of the Licensing Committee is appointed as a Member and a substitute on one of the Licensing Sub-Committees. These groupings will enable all Members of the Licensing Committee to have a role as both a Member and a substitute on one of the Licensing Sub-Committees.

	CONSERVATIVE	LABOUR	LIBERAL DEMOCRAT	INDEPENDENT GROUP
Licensing Sub-Committee 1 (3)	1 Morton Sub: Layden	1 Bell Sub: Cape Sub: Franklin	1 Allison	
Licensing Sub-Committee 2 (3)	1 Layden 2 Vasey Sub: Morton Sub: Craig	1 Franklin Sub: Warwick		
Licensing Sub-Committee 3 (3)	1 Parsons Sub: Vasey	1 Cape 2 Stevenson Sub: Scarborough		Sub: Allison

	CONSERVATIVE	LABOUR	LIBERAL DEMOCRAT	INDEPENDENT GROUP
Licensing Sub-Committee 4 (3)	1 Craig	1 Scarborough 2 Warwick		
	Sub: Parsons	Sub: Bell Sub: Stevenson		

**COMMITTEES / GROUPS NOT APPOINTED BY COUNCIL – APPOINTMENTS MADE
BY THE LEADER OR BY OTHER COMMITTEES/GROUPS**

	CONSERVATIVE	LABOUR	LIBERAL DEMOCRAT	INDEPENDENT GROUP
Executive		1 Hendry 2 Glover 3 Martlew 4 Quilter 5 Riddle 6 Tickner		

Appointments made by the Leader

	CONSERVATIVE	LABOUR	LIBERAL DEMOCRAT	INDEPENDENT GROUP
Joint Consultative Group				

Appointments made by the Leader (1)

	CONSERVATIVE	LABOUR	LIBERAL DEMOCRAT	INDEPENDENT GROUP
Market Management Group		Glover Martlew Tickner		

Appointments made by the Leader (3)