

ESTABLISH COMMITTEES AND SUB-COMMITTEES AND COMMISSIONS AND APPOINT MEMBERS

AND

NOMINATE THE APPOINTMENTS OF CHAIRS AND VICE CHAIRS

COUNCIL MEETING DATE

22 May 2019 (AGM)

CLASSIFICATION:

Open

Appendix 1 – Establish Committees and Sub-Committees and Commissions and Appoint Members and Nominate the Appointments of Chairs and Vice Chairs

WARD(S) AFFECTED

All Wards

GROUP DIRECTOR

Tim Shields, Chief Executive

1. INTRODUCTION

- 1.1 This report requests the Council to establish its Committees and Over View and Scrutiny Commissions and as set out in paragraph 3 for the municipal year 2019/2020. All the terms of reference are set out in Part 3 of the Council's Constitution.
- 1.2 This report also requests Council to approve the membership of these Committees and Commissions and recommends the Chairs, Vice-Chairs and Sub-Committees in accordance with the details set out in paragraph 3 below.

2. RECOMMENDATION

- 2.1 It is recommended that Full Council:
- i) Approves the establishment of the Committees and Overview and Scrutiny Commissions as set out in paragraph 3 of this report; and
 - ii) Approves and appoints to the membership of the Committees and Overview and Scrutiny Commissions as set out in appendix 1 attached to this report and tabled at the meeting and
 - iii) Approves the nominations for the Chairs and Vice Chairs of these Committees and Overview and Scrutiny Commissions as set out in appendix 1 and tabled at the meeting. These appointments shall be ratified at the first meeting of each individual Committee meeting following the AGM

3. BACKGROUND

- 3.1 The Council must allocate in accordance with the political balance rules. The allocation of seats on appropriate Council Committees to achieve a political balance where required by law will be based on the following formula:

Labour	52	91%
Conservative	5	9%

- 3.2 Those Council Committees to which the political balance rules apply are as follows with the total number of seats available on those Committees, excluding co-optees, being in brackets:

- Audit Committee [7]
- Appointments Committee [5]
- Corporate Committee [16]
 - Planning Sub [9]
- Licensing Committee [15]
 - Licensing Subs [3]
- Pensions Committee [7]
- Standards Committee [9]

Children and Young People Scrutiny Commission [12]
 Working in Hackney Scrutiny Commission [7]
 Health in Hackney Scrutiny Commission [8]
 Living in Hackney Scrutiny Commission [7]

3.3 Applying the formula provides the following allocation

Committee/Commission	Total Number	Lab	Con
Audit Committee	7	6	1
Children and Young People Scrutiny Commission	12	11	1
Working in Hackney Scrutiny Commission	7	6	1
Health in Hackney Scrutiny Commission	8	7	1
Living in Hackney Scrutiny Commission	7	6	1
Scrutiny Panel – drawn from the Chairs and Vice Chairs of the Commissions plus 1 minority group member and 1 majority group member who is not on the Executive or the Commissions	10	9	1
Appointments Committee	5	5	
Corporate Committee	16	15	1
<ul style="list-style-type: none"> • Planning Sub Committee [to be drawn from the membership of the Corporate Committee] 	9	8	1
Licensing Committee	15	14	1
<ul style="list-style-type: none"> • Five 3 Member Licensing Sub Committees will be drawn from the membership of the Licensing Committee to reflect the overall political proportionality of that Committee 			
<ul style="list-style-type: none"> • Licensing Sub A 	3		
<ul style="list-style-type: none"> • Licensing Sub B 	3		
<ul style="list-style-type: none"> • Licensing Sub C 	3		
<ul style="list-style-type: none"> • Licensing Sub D 	3		
<ul style="list-style-type: none"> • Licensing Sub E 	3		
Pensions Committee	7	6	1
Standards Committee	9	8	1

3.4 The political balance rules do not apply to the appointments in relation to the Health and Wellbeing Board which has a core membership prescribed by the Health and Social Care Act 2012.

3.5 Standards Committee shall be exempt from the political balance requirements in order to provide for a place for the Minority Group on the Standards Committee.

- 3.6 Details of the named membership of all Council Committees and Commissions are set out in appendix 1 attached to this report to this report and which will be also tabled at the meeting when details of all nominees are available.
- 3.7 Council is also asked to recommend to the Committees, Commissions and other bodies the proposed appointments of the Chairs, Vice-Chairs and Sub-committees, which will also be tabled at the meeting.
- 3.8 The relevant appointments will be made at their first meeting, an extraordinary meeting has been called for both the Corporate and Licensing Committee, to make these appointments and to establish the sub-committees in order to avoid any delay in these sub-committees being able to meet and carry out their functions.

COMMENTS OF THE GROUP DIRECTOR, FINANCE AND CORPORATE RESOURCES

- 4.1 There are no additional budgetary implications arising from the changes outlined in this report. All costs are contained within the current approved budget.

5 COMMENTS OF THE DIRECTOR, LEGAL

- 5.1 This report asks full Council to approve the arrangement of the Council's Committees and (Commissions) in order to perform statutory and other functions on behalf of Full Council.
- 5.2 The Council must allocate seats on Committees and other prescribed bodies so as to give effect to the political balance rules.
- 5.3 The rules for the allocation of seats are set out in Sections 15 and 16 of the Local Government and Housing Act 1989 (The 1989 Act) Local Government Committee and Political Group Regulations 1990.
- 5.4 Section 15 of The 1989 Act sets out how Committees must be constituted when the Council is divided into one or more political groups.
- 5.5 The Council must give effect, as far as reasonably practicable in constituting its Committees or Sub-Committees, to the following four principles set out in Section 15(4):
- (a) where there is more than one political group, all the seats must not be allocated to the same political group
 - (b) the majority of seats must be allocated to the political group with the majority on the Council

(c) the number of seats on each individual Committee or sub-committee of the Council allocated to each political group bears the same proportion on the full Council.

(d) the number of seats on the total of all the Committees or sub-committees allocated to each political group should bear the same proportion to the proportions on the full Council .

5.6 Details of the numerical allocation of seats on the Committees to the political groups, together with each group's nominations to fill those seats (and substitutes where appropriate) should be circulated to all Councillors prior to the Council meeting.

BACKGROUND PAPERS

None.

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