



ESTABLISHMENT AND COMPOSITION OF THE COUNCIL'S COMMITTEES AND COMMISSIONS

COUNCIL 27 April 2021	CLASSIFICATION: Open Appendix 1 - Majority Group Nominations Appendix 2 - Minority Group Nominations Appendix 3 - Children and Young People's Scrutiny Commission Co-opted Members Nominations
WARD(S) AFFECTED N/A	
Tim Shields, Chief Executive	

1. INTRODUCTION

- 1.1 This report requests the Council to establish its Committees and Overview and Scrutiny Commissions as set out in paragraph 3 for the municipal year 2021/2022.
- 1.2 The terms of reference of all Council Committees and Commissions are as set out in Part 3 of the Council's Constitution. This report also requests Council to approve the membership of these Committees and Commissions and recommends to these the Chairs, Vice-Chairs and Sub-Committees in accordance with the details set out in paragraph 3.

2. RECOMMENDATIONS

- 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.
 - ii) Approves the membership of the Committees and Overview and Scrutiny Commissions as set out in appendix 1 and appendix 2 attached to this report.

- iii) Approves the nominations for the Chairs and Vice Chairs of these Committees and Overview and Scrutiny Commissions as set out in appendix 1 to this report to enable the Committees and Commissions to consider these nominations at their first meetings.
- iv) Approves the nominations for statutory and non-statutory co-opted members for the Children and Young People's Scrutiny Commission as set out in appendix 3 attached to this report.

3. BACKGROUND

3.1 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	49	92%
Conservative	4	8%

There are 4 vacancies due to be filled at by-elections on 6 May 2021.

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 [10]
- Children and Young People Scrutiny Commission [12]
- Working in Hackney Scrutiny Commission [10]
- Health in Hackney Scrutiny Commission [10]
- Living in Hackney Scrutiny Commission [10]
- Appointments Committee [5]
- Corporate Committee [17]
- Planning Sub-Committee [10]
- Licensing Committee [15]
- Licensing Sub-Committees [3]
- Pensions Committee [10]
- Standards Committee [9]

3.3 Applying the formula provides the following allocation:

Committee/Commission	Total Number	Lab	Con
Audit Committee	10	9	1
Children and Young People Scrutiny Commission	12	11	1
Working in Hackney Scrutiny Commission	10	9	1
Health in Hackney Scrutiny Commission	10	9	1
Living in Hackney Scrutiny Commission	10	9	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	17	16	1
● Planning Sub Committee [to be drawn from the membership of the Corporate Committee]	10	9	1
Licensing Committee	15	14	1
● 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			
● Licensing Sub A	3		
● Licensing Sub B	3		
● Licensing Sub C	3		
● Licensing Sub D	3		
● Licensing Sub E	3		
Pensions Committee	10	9	1
Standards Committee	9	8	1

- 3.4 The political balance rules do not apply to the Health and Wellbeing Board which has a core membership prescribed by the Health and Social Care Act 2012. Appointments to this Board are made by the Mayor.
- 3.5 The political balance rules do not apply to the Council Joint Committee which is a joint advisory group with the trade unions and not a formal committee of the Council.
- 3.6 The political balance rules also do not apply to the Ward Forums, which are led by the elected Councillors in each ward. Forums have been established for all 21 wards in the borough to represent and promote the needs of the ward within the Council.
- 3.7 The Opposition Group does not have a seat on the Appointments Committee due to its small size. The principal function of that Committee is to agree to the establishment of any Sub Committee necessary to interview and appoint to a Group Director-level post. Custom and practise have always dictated that a representative from the Opposition Group will be invited to attend any such Sub Committee which is established for that purpose.
- 3.8 Details of the named membership of all Council Committees and Commissions will be set out in the schedule to this report, which will be tabled at the meeting when details of all nominees are available.
- 3.9 Council is 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. 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.
- 3.10 It is also requested that Council appoint both statutory and non statutory co-opted members to the Children and Young People's Scrutiny Commission

in compliance with paragraph 7 of Schedule 1A of the Local Government Act 2000) and set out in Article 7 of the Council's Constitution.

4. COMMENTS OF THE GROUP DIRECTOR, FINANCE AND CORPORATE RESOURCES

- 4.1 All costs associated with the recommendations of this are contained within the current approved budget.

5 COMMENTS OF THE DIRECTOR, LEGAL AND GOVERNANCE SERVICES

- 5.1 The Council is responsible for establishing, and all appointments to, its non-executive committees and commissions, This is set out in Part 2 - Article 4 of the Constitution. It does this as part of its Annual General Meeting, as set out in the Council procedure rules in Part 4 of the Constitution.

- 5.2 The Council is required, under the Local Government & Housing Act 1989 (ss. 15-17) and the Regulations made under that Act, to comply with political balance rules when appointing 'Ordinary' Committees (i.e. committees appointed under Sections 101 and 102 of the Local Government Act 1972).

- 5.3 The Rules provide that seats on 'Ordinary' Committees must be allocated in line with the following principles in order of precedence:

- (a) That not all seats on a body are allocated to the same political group.
- (b) That the majority of seats on the body are allocated to a political group which has a majority of the Council's membership.
- (c) That, subject to principles (a) and (b) above, the total number of seats across all the ordinary Committees shall be allocated to each political group in the proportion of their size on the Council as a whole.
- (d) That, subject to principles (a) to (c) above, seats on each individual body shall be allocated to each political group in the same proportion as to their size on the Council as a whole.

Principle (d) (but not principles (a), (b) or (c)) also applies to sub committees and advisory committees.

APPENDICES

Appendix 1 - Majority Group Nominations

Appendix 2 - Minority Group Nominations

Appendix 3 - Children and Young People's Scrutiny Commission Co-opted Members Nominations

BACKGROUND PAPERS

None.

Report Author:	Andrew Spragg, Governance Services Team Leader andrew.spragg@hackney.gov.uk 020 8356 5036
Legal Comments	Dawn Carter-McDonald, Director of Legal & Governance Services dawn.carter-mcdonald@hackney.gov.uk 020 8356 6234
Financial Comments	Ian Williams, Group Director Finance and Resources ian.williams@hackney.gov.uk 020 8356 3003