

DECISION-MAKER:	CABINET		
SUBJECT:	EXECUTIVE APPOINTMENTS 2010		
DATE OF DECISION:	7 JUNE 2010		
REPORT OF:	THE SOLICITOR TO THE COUNCIL		
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STATEMENT OF CONFIDENTIALITY

Not applicable.

SUMMARY

Under the City Council's democratic arrangements it is a requirement that appointments to all organisations and bodies which relate to executive functions are determined by the Executive.

Although the work of the bodies/organisations listed in the Appointments Register cover all aspects of city life and Council activities and therefore affect all wards the decision to appoint to them is of administrative affect only.

RECOMMENDATIONS:

- (i) That the executive appointments for the 2010/11 Municipal Year be approved as set out in the attached revised Register; and
- (ii) That all appointments be for one year save where the terms of reference and or constitution of the body or organisation concerned specify the duration of an appointment or where the decision on any nomination by the City Council to their membership is reserved to the body or organisation concerned to determine the appointment or continuation of appointments, in light of any changes in City Council Administration.

REASONS FOR REPORT RECOMMENDATIONS

1. Member appointments are required to a number of statutory and best practice bodies, as well as a number of external organisations the Council has links with.
2. Under the constitution or terms of reference in respect of some outside organisations appointments are in some cases specified as having a term of office/appointment longer than one year or are nominations, the final decision on appointment lying with the body itself. In such cases when a change of Administration occurs and the appointment term has not expired and is of significance to the incoming administration that member/appointee should be encouraged to step down in favour of a new appointee from the incoming administration but noting that the final decision in some cases lies with the organisation or outside body concerned.

CONSULTATION

3. The executive appointments set out in the appendix to this report have been the subject of consultation and agreement with all political groups represented on the City Council.

ALTERNATIVE OPTIONS CONSIDERED AND REJECTED

4. No other options are presented, it is a matter for the Cabinet to determine whether it wishes to approve the revised appointments and be represented on all the bodies set out in the attached revised Register of Appointments.

DETAIL

5. After Annual Council, numerous appointments to a variety of statutory, best practice and external organisations and bodies which require City Council Member representation need to be made by the Cabinet.
6. The following appointments were made or considered at the Annual Council on 12th May, 2010:-
 - South East Employers;
 - South East Employers (Scrutiny Network);
 - Hampshire Fire and Rescue Authority; and
 - Partnership for Urban South Hampshire – Overview and Scrutiny Committee.
7. The appointment to the Police Joint Committee (Police Authority) – was deferred to the next meeting of the Council.
8. Appointments are categorised into eight groups developed by the Solicitor to the Council as follows:-
 - a) **Statutory Partnership:** Legally defined partnership arrangements as legislated by Government such as the Children and Young People's Trust and the Safe City Partnership.
 - b) **Non-Statutory Partnership:** Arrangements which have been established by the City Council in response to local requirements such as the Economy & Enterprise Board; Health and Well-being Partnership.
 - c) **Groups where the City Council has direct control and ultimate decision making** over budgets or decision making (eg citizens panel).
 - d) **Informal groups** set up to discuss and consider specific topics (consultation groups).
 - e) **Appointments and / or financial commitments to outside bodies** where the City Council has no strategic or policy function (eg where Council provides grants and requires a place on the Board).
 - f) **Commercial Partnerships** with a view to making a profit, which are subject to the Partnership Act 1890.
 - g) **Commercial or Contractual Agreements**, even when the governance aspects are underpinned by what may be called "partnership", eg Strategic Services Partnership, Private Finance Initiative.
 - h) **Legally defined arrangements** where money is 'pooled' and governance arrangements are defined by law or joint arrangements governed by other legislation (eg Partnership for Urban South Hampshire/Transport for South Hampshire).

FINANCIAL/RESOURCE IMPLICATIONS

Capital

9. None

Revenue

10. The cost of travel and subsistence costs for Members meeting the commitment of serving as a representative on an executive appointment are met from existing budgets.

Property

11. None.

Other

12. None.

LEGAL IMPLICATIONS

Statutory power to undertake proposals in the report:

13. Appointments to Council Committee's and Sub-Committee's , together with Joint Committee's established under the Local Government Act 1972 are carried out in accordance with sections 101 and 102 Local Government Act 1972. Appointments to represent the Council on outside bodies are made in accordance with s.111 Local Government Act 1972 where the Council is satisfied that such appointments are necessary to, conducive to, or calculated to facilitate the discharge of their statutory functions.

Other Legal Implications:

14. None.

POLICY FRAMEWORK IMPLICATIONS

15. Cabinet approval of the appointments listed in the Register of Appointments appended to this report are in line with the City Council's Policy Framework.

SUPPORTING DOCUMENTATION

Non-confidential appendices are in the Members' Rooms and can be accessed on-line

Appendices

1.	Revised Register of Appointments
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Documents In Members' Rooms

1.	None.
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Background Documents

Title of Background Paper(s)
None.

Relevant Paragraph of the
Access to Information
Procedure Rules / Schedule
12A allowing document to be
Exempt/Confidential (if
applicable)

1.		
2.		

Background documents available for inspection at:

None.

KEY DECISION? No

WARDS/COMMUNITIES AFFECTED:	Al Wards
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