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TRAFFORD COUNCIL

10 June 2014

Trafford Town Hall
Talbot Road
Stretford
M32 0TH

Dear Councillor,

Please find enclosed reports and information in respect of the following items of business listed on the Summons for the **ANNUAL MEETING** of Council on **WEDNESDAY, 11 JUNE 2014**, at **6.00 PM** in the **COUNCIL CHAMBER, TRAFFORD TOWN HALL, TALBOT ROAD, STRETFORD**:

	Pages
6. Membership of the Executive	
To note the membership of the Executive Cabinet, including the Deputy Leader, as appointed by the Leader of the Council.	To be tabled
7. Shadow Executive	
To note the membership of the Shadow Executive.	To be tabled
8. Council Committees	
To receive a report on the Committees of the Council, their composition, membership and terms of reference for the 2014/15 Municipal Year.	1 - 34
9. Appointments to Outside and Independent Bodies	
To receive a report on Council appointments to outside and independent bodies.	35 - 40
12. Delegation of Functions and Amendments to the Constitution	
To receive a report of the Director of Legal and Democratic Services and Monitoring Officer.	41 - 42

Yours sincerely,

THERESA GRANT

Chief Executive

Membership of the Council

Councillors D. Butt (Mayor), E.H. Malik (Deputy Mayor), D. Acton, S. Adshead, S. Anstee, Dr. K. Barclay, J. Baugh, J. Bennett, Miss L. Blackburn, R. Bowker, C. Boyes, H. Boyle, Mrs. A. Bruer-Morris, J. Brophy, B Brotherton, D. Bunting, C. Candish, K. Carter, R Chilton, Mrs. L. Cooke, M. Cordingley, M. Cornes, J. Coupe, L. Dagnall, Mrs. P. Dixon, A. Duffield, Mrs. L. Evans, N. Evans, T. Fishwick, M. Freeman, P. Gratrix, J. Harding, D. Higgins, J. Holden, M. Hyman, C. Hynes, D. Jarman, P. Lally, J. Lamb, J. Lloyd, A. Mitchell, P. Myers, D. O'Sullivan, I. Platt, K. Procter, J.R. Reilly, Mrs. J. Reilly, B. Rigby, T. Ross, M. Sephton, B. Sharp, B. Shaw, J. Smith, E.W. Stennett, S. Taylor, L. Walsh, Mrs. V. Ward, A. Western, D. Western, M. Whetton, A. Williams, M. Young and Mrs. P. Young

Further Information

For help, advice and information about this meeting please contact:

Ian Cockill, Democratic Services Officer
Tel: 0161 912 1387
Email: ian.cockill@trafford.gov.uk

This Summons was issued on **Tuesday, 10 June 2014** by the Legal and Democratic Services Section, Trafford Council, Trafford Town Hall, Talbot Road, Stretford M32 0TH

Agenda Item 8

TRAFFORD COUNCIL

Report to: Annual Meeting of the Council
Date: 11 June 2014
Report for: Decision
Report of: Director of Legal and Democratic Services

Report Title

COUNCIL COMMITTEES

Summary

To agree the Committees of the Council, their size, political composition, membership and terms of reference for the 2014/15 municipal year.

Recommendation(s)

- 1) That the Standing Committees and their composition, as set out in Appendix 1 to the report, be approved.
- 2) That the Terms of Reference for each Committee, as set out in Appendix 2 to the report, be approved.
- 3) That the membership of Committees for the 2014/15 municipal year, as set out in Appendix 3 to the report, be approved.
- 4) That the appointment of Chairmen and Vice-Chairmen of the Committees, as set out in Appendix 3, be approved and the nomination of Opposition Spokespersons (where appropriate), be noted.
- 5) That the Licensing Committee be recommended to appoint the membership of the Safety at Sports Grounds Sub-Committee and as set out in Appendix 4.
- 6) That the Appointments and Appeals Panel be formally appointed, the membership for which will be drawn from all members of the Council.

[When sitting, the Panel shall comprise a smaller number of members selected for specific purposes and shall be politically balanced. When acting as an Appeals Panel, the membership shall be restricted to a pool of Members who have undertaken the necessary Members Appeals Training. Please refer to the Terms of Reference (Appendix 2) for details on the role of this Panel.]

- 7) That, until such time locality partnership arrangements are in place, the appointment of Neighbourhood Forum Chairmen, as set out in Appendix 5, be approved and the Council nomination for Chairman of Old Trafford Neighbourhood Forum be noted.
- 8) That the membership of the Joint Health Scrutiny Committee, as set out in Appendix 6, be approved.
- 9) That it be noted that the role of Topic Group Chairman are discontinued and that the Statutory Scrutiny Officer will report on the future operation of Scrutiny Committees for the meeting on the 7th July 2014.
- 10) That the Council delegate to the Chief Executive, in accordance with the written request of the relevant Group Leader, the power and authority to change the membership of committees and sub-committees as may be needed from time to time.

Contact person for access to background papers and further information:

Name: Ian Cockill
Extension: 1387

Background Papers: None.

1. COMPOSITION OF COUNCIL COMMITTEES

1.1 In accordance with the provisions of the Local Government and Housing Act 1989, the Acting Chief Executive has been informed of the following political groups on the Council:-

- Conservative Group - 33 members
- Labour Group - 27 members
- Liberal Democrat Group - 3 members.

1.2 The regulations provide for the composition of committees being in accordance with the political balance of the 63 members of the Council. The proposed Committee structure is set out in Appendix 1

1.3 The Membership of each Ordinary Committee should, subject to the need to allocate each political group a total allocation of seats in proportion to its strength on the Council, be made up of the following proportions: -

- Conservative (33/63) - 52.38%
- Labour (27/63) - 42.86%
- Liberal Democrat (3/63) - 4.76%

PROPOSED COMMITTEE ENTITLEMENTS FOR THE MUNICIPAL YEAR 2014/15

Committee	No. of Members	Ex-officio Members	Co-opted Members	Proposed Places		
				CON	LAB	L/D
<u>Ordinary Committees</u>						
Accounts and Audit	7	-	-	4	3	0
Employment	7	-	-	4	3	0
Planning Development Control	13	-	-	7	5	1
Licensing *	15	-	-	8	7	0
Standards	11		5^^	6	4	1
Scrutiny	11	1#	5^	6	4	1
Health Scrutiny	11	1#	-	6	4	1
POLITICALLY BALANCED PLACINGS (excluding other Committees)	75			41	30	4
<u>Other Committee(s)</u>						
Health and Wellbeing Board**	2		7^^^	2	1	0
OVERALL PLACINGS	79			44	30	5

- * Committees for which political balance rules may be disapplied
- ** Committee for which political balance rules do not apply
- # The Chairmen of both the Scrutiny Committee and the Health Scrutiny Committee shall be appointed as ex-officio non-voting members of the opposite scrutiny committee.
- ^ 2 Church and 3 Parent-Governor representatives
- ^^ 2 Parish representatives and 3 Independent members
- ^^^ Corporate Director of Children, Families and Wellbeing plus 11 External Partners

ACCOUNTS AND AUDIT COMMITTEE

Statement of Purpose

The purpose of the committee is to provide independent assurance of the adequacy of the risk management framework and the associated control environment, independent scrutiny of the Authority's financial and non financial performance to the extent that it affects the Authority's exposure to risk and weakens the control environment, and to oversee the financial reporting process.

Composition

Membership of the Audit and Accounts Committee shall comprise 7 Members, be politically balanced and shall not include any Members of the Executive. A non voting member, with appropriate skills and experience, may be co-opted on to the Committee with the approval of the Council.

Terms of Reference

Internal and External Audit

- a) Review and approve (but not direct) the terms of reference for Internal Audit, an Internal Audit strategy and internal audit resourcing.
- b) Review and approve (but not direct) the annual Internal Audit work programme. Consider the proposed and actual Internal Audit coverage and whether this provides adequate assurance on organisations main business risks, review the performance of Internal Audit.
- c) Receive summary internal audit reports and seek assurance on the adequacy of management response to internal audit advice, recommendations and action plans.
- d) Review arrangements made for cooperation between Internal Audit, External Audit and other review bodies and ensure that there are effective relationships which actively promote the value of the audit process.
- e) Receive the Annual Internal Audit report and opinion.
- f) Review and consider proposed and actual External Audit coverage and its adequacy and consider the reports of external audit and inspection agencies.
- g) Receive updates from External Audit on External Audit findings, opinions and seek assurance on the adequacy of management response to External Audit advice, recommendations and action plans.

Risk Management

- a) Review the adequacy of arrangements for identifying and managing the organisation's business risks, including partnerships with other organisations. This includes review of the Council's risk management policy and strategy and their implementation.
- b) Review the robustness of the strategic risk register and the adequacy of associated risk management arrangements.
- c) Receive and consider regular reports on the risk environment and associated management action.

Internal Control Arrangements, Corporate Governance and the Annual Governance Statement

- a) Review the effectiveness of corporate governance arrangements and internal control across the organisation and the adequacy of action taken to address any weaknesses or control failures.
- b) Conduct a critical review of the proposed Annual Governance Statement (AGS), which is a key assurance statement required to be completed each year in accordance with the Accounts and Audit Regulations 2011. The review includes the procedures followed in its completion and the content of the Statement to consider:
 - how meaningful the AGS is;
 - the robustness of the evidence and assurances on which the AGS is based; and
 - whether the AGS discloses adequately the organisations actions for addressing any significant internal control weaknesses disclosed within the statement.
- c) Make recommendations for amendment of the AGS and the associated procedures.

Anti - Fraud and Corruption Arrangements

- a) Review and ensure the adequacy of the organisation's Anti – Fraud & Corruption policy and strategy and the effectiveness of their application throughout the Authority.
- b) Review and ensure that adequate arrangements are established and operating to deal with situations of suspected or actual fraud and corruption.

Accounts

- a) Approve the annual Statement of Accounts, including subsequent amendments.
- b) Consider the External Auditor's report on the audit of the annual financial statements.

- c) Be responsible for any matters arising from the audit of the Council's accounts, including the auditor's opinion on the accounts, identification of any misstatements, comments on the accounting and internal control systems and qualitative aspects of accounting practices and financial reporting.

Access and Reporting

- a) To have the right of access to senior officers and all committees of the Council.
- b) To report directly to the Executive or Council, as appropriate, on matters within these terms of reference.

Delegation

In exercising the power and duties assigned to the Committee in its terms of reference, the Audit and Accounts Committee shall have delegated power to resolve and to act on behalf of and in the name of the Council.

EMPLOYMENT COMMITTEE

Terms of Reference

1. To determine collective and corporate terms and conditions of employment.
2. To consider any matter referred to the Committee by the Head of Paid Service or Corporate Director Customer and Corporate Services.
3. To consider, approve and adopt any new or significant revision to existing corporate human resources strategies and policies in so far as they relate to the appointment, terms and conditions of employment and dismissal of staff.
4. To determine any other matters relating to the appointment, terms and conditions of employment and dismissal of staff which are neither covered by policies of the Council nor delegated to Officers under the Scheme of Delegation.

Delegation

The Executive Member with responsibility for Strategic HR and the Corporate Director Transformation and Resources will notify/keep the Committee informed of all other relevant HR related issues, as required.

In exercising the above powers and responsibilities, the Committee shall have delegated power (subject to Council Procedure Rule 9 - Call-in of Decisions taken under Delegated Powers) to make decisions on behalf of the Council, except for any matter where:

- the Head of the Paid Service determines the matter should be considered by full Council, or
- the Council has resolved to determine the matter

[Note: The Committee may itself determine not to exercise its delegated powers and instead make recommendations to Council]

LICENSING COMMITTEE

Terms of Reference

1. To exercise the Council's licensing functions under the Licensing Act 2003 with the exception of any function conferred on the Council under Section 5 of the Act (statement of licensing policy).
2. In respect of each 5 year period, in consultation with the Executive, to formulate or prepare for approval by the Council its policy with respect to the exercise of its licensing functions under the Licensing Act 2003.
3. To keep the policy with respect to the exercise of its licensing functions under the Licensing Act 2003 under review and recommend any revisions to the policy to the Council.
4. To exercise the Council's licensing functions under the Gambling Act 2005 with the exception of any function conferred on the Council under Section 349 of the Act (statement of licensing policy).
5. To exercise powers in relation to the following functions as specified in Schedule 1 to the Local Authorities (Functions and Responsibilities) (England) Regulations 2000:
 - (i) all licensing and registration functions except those relating to town and country planning and the regulation of the use of the highway;
 - (ii) functions under any 'relevant statutory provision' within the meaning of Part I of the Health and Safety at Work Act 1974, to the extent that those functions are discharged otherwise than in the Council's capacity as employer; and
 - (iii) associated functions under any local Act.
6. To establish one or more Sub-Committees under Section 10(1) of the Licensing Act 2003 and Section 154 of the Gambling Act 2005 consisting of three members of the Licensing Committee for the discharge of functions exercisable by the Committee under the Licensing Act 2003 and the Gambling Act 2005. The functions to be exercised by the Sub-Committees include the functions set out at Appendix 1 and Appendix 2. Licensing Act and Gambling Act Sub-Committees shall be chaired in accordance with the protocol set out at Appendix 3.
7. To establish a Safety at Sports' Grounds Sub-Committee consisting of three Members of Council to oversee the exercise of the Council's functions in relation to safety at sports' grounds.
8. To establish a Public Protection Sub-Committee for the discharge of all other licensing, registration and regulatory functions within the terms of reference of the Licensing Committee not covered by the sub-committees in paragraphs 6 and 7 above. That in establishing a Public Protection Sub-Committee this is to be a Sub-Committee of 9 Members (5:3:1) with up to 5 substitute Members for the Sub-Committee Members being allowed (3:2:0). The substitute Members for the Sub-Committee can only be nominated from the membership of the Licensing Committee.

Delegation

In exercising the power and duties assigned to them in their terms of reference, the Licensing Committee shall have delegated power to resolve and to act on behalf of and in the name of the Council.

Appendix 1 to the Licensing Committee's Terms of Reference

Delegated Functions

Licensing Act

TABLE OF DELEGATED FUNCTIONS

Matter to be dealt with	Full Committee	Sub Committee	Officers
Application for personal licence		If a police objection is made	If no objection is made
Application for personal licence with unspent convictions		All Cases	
Application for premises licence/club premises certificate		If a relevant representation is made	If no relevant representation is made
Application for provisional statement		If a relevant representation is made	If no relevant representation is made
Application to vary premises licence/club premises certificate		If a relevant representation is made	If no relevant representation is made
Application to vary designated premises supervisor		If a police objection is made	All other cases
Request to be removed as designated premises supervisor			All cases
Application for transfer of premises licence		If a police objection is made	All other cases
Application for interim authorities		If a police objection is made	All other cases
Application to review premises licence/club premises certificate		All cases	
Decision to Serve Counter Notice to Temporary Event Notice		All cases	

Appendix 2 to the Licensing Committee's Terms of Reference

Delegated Functions

Gambling Act

TABLE OF DELEGATED FUNCTIONS

Matter to be dealt with	Full Council	Sub-Committee of Licensing Committee	Officers
Final approval of three year licensing policy	X		
Policy not to permit casinos	X		
Fee setting (when appropriate)			X
Application for premises licences		Where representations have been received and not withdrawn	Where no representations received/representations have been withdrawn
Application for a variation to a licence		Where representations have been received and not withdrawn	Where no representations received/representations have been withdrawn
Application for a transfer of a licence		Where representations have been received from the Commission	Where no representations received from the Commission
Application for a provisional statement		Where representations have been received and not withdrawn	Where no representations received/representations have been withdrawn
Review of a premises licence		X	
Application for club gaming/club machine permits		Where objections have been made (and not withdrawn)	Where no objections made/objections have been withdrawn
Cancellation of club gaming/club machine permits		X	
Application for other permits			X
Cancellation of licensed premises gaming machine permits			X
Consideration of temporary use notice			X
Decision to give a counter notice to a temporary use notice		X	

Appendix 3 to the Licensing Committee's Terms of Reference

List of proposed Chairmen

Name	Order of Priority
Chairman of Licensing Committee	1
Vice-Chairman of Licensing Committee	2
Opposition Spokesperson for Licensing Committee	3
Member of Licensing Committee	4
Member of Licensing Committee	5

Note: the order of priority is applicable when more than one chairman is a member of the same Sub-Committee.

PLANNING DEVELOPMENT CONTROL COMMITTEE

Terms of Reference

1. To exercise powers in relation to planning and development control over development proposals in the Borough in the context of Government and Council policies and guidance in order to maintain and improve the quality of life and the natural and built environment of the Borough.
2. To exercise powers in relation to the following functions as specified in schedule 1 to the Local Authorities (Functions and Responsibilities) (England) Regulations 2000:
 - (i) town and country planning and development control;
 - (ii) the registration of common land or town and village greens and to register the variation of rights of common; and
 - (iii) the exercise of powers relating to the regulation of the use of highways.

Delegation

In exercising the power and duties assigned to them in their terms of reference, the Planning Development Control Committee shall have delegated power to resolve and to act on behalf of and in the name of the Council.

STANDARDS COMMITTEE

Terms of Reference

1. To promote and maintain high standards of conduct.
2. To make recommendations to Council on the council's code of conduct and its register of interests.
3. To determine by way of its Hearing Panel whether a breach of the code has occurred; if so, whether to take any action and, if so, what action to take.
4. To determine appeals from the Monitoring Officer's decision on dispensations.

Delegation

In exercising the power and duties assigned to the Committee in its terms of reference, the Standards Committee shall have delegated power to resolve and to act on behalf of and in the name of the Council.

HEALTH AND WELLBEING BOARD

Terms of Reference

1. To provide strong leadership and direction of the health and wellbeing agenda by agreeing priority outcomes for health and wellbeing.
2. To develop a shared understanding of the needs of the local population and lead the statutory Joint Strategic Needs Assessment (JSNA).
3. To seek to meet those needs by producing a Joint Health and Wellbeing Strategy for Trafford and ensure that it drives commissioning of relevant services.
4. To drive a genuine collaborative approach to commissioning of improved health and care services which improve the health and wellbeing of local people and reduces health inequalities.
5. To promote joined-up commissioning plans across the NHS, social care and public health.
6. To have oversight of local Clinical Commissioning Group (CCG) and local authority commissioning plans.
7. To operate as a thematic partnership within the context of the Sustainable Community Strategy Trafford 2021 and align its work to the Trafford Partnership in that capacity.
8. To improve local democratic accountability and engage with the Health and Wellbeing Forum which includes Trafford residents, service providers and other key stakeholders to understand health and wellbeing needs in Trafford.
9. To monitor and review the delivery of health and wellbeing improvements and outcomes through robust performance monitoring.

SCRUTINY COMMITTEE

Terms of Reference

1. To act as the Council's Overview and Scrutiny Committee and Crime and Disorder Committee for the purposes of all relevant legislation including, but not limited to, the Local Government Act 2000 (as amended), and Police and Justice Act 2006.
2. The Committee will also be responsible for the review and scrutiny of decisions made or actions taken in connection with the provision, planning and management of education in the borough of Trafford and, in particular, all of the functions of the Council as an education authority under the Education Acts, School Standards and Framework Act 1998 and all other relevant legislation in force from time to time. Co-opted Members will be appointed to discuss education matters and will attend the Scrutiny Committee when they consider education matters.

General Role

3. Subject to statutory provision, to review and scrutinise decisions made or actions taken in connection with the discharge by the Council of its functions and by relevant partner authorities.
4. In relation to the above functions:
 - a) to make reports and/or recommendations to the full Council, Executive of the Council, any joint committee or any relevant partner authority as appropriate
 - b) to consider any matter affecting the area or its inhabitants
5. In relation to any function within the remit of this Committee:-
 - a) as set out in (b) below to exercise the power to call in, for reconsideration, executive decisions made but not yet implemented set out in Section 21(3) of the Local Government Act 2000.
 - b) The call-in of an executive decision is to be exercised as follows:-
 - i) the decision must not have been designated as urgent by the decision taker
 - ii) the request to call in a decision must be made within 5 working days of the decision being published
 - iii) any 3 members of an overview and scrutiny committee or select committee can ask the Chairman of this Committee or, in his/her absence, the Vice-Chairman to call in an executive decision
 - iv) in deciding whether or not to approve the request to call in a decision, the Chairman or Vice-chairman may consult the Vice-Chairman and the chairmen of the Select Committees as appropriate
 - v) if the Chairman, or Vice-Chairman as appropriate, approve the call in of a decision the request to call in the decision must be made to the Chief Executive within the timescale set out in (ii) above

- vi) the Chairman may decide, after consulting as appropriate, to call in a decision whether or not a request under (iii) has been received.
- 6. To put in place and maintain a system to ensure that referrals from overview and scrutiny to the Executive, either by way of report or for reconsideration, are managed efficiently and do not exceed the limits set out in the Constitution.
- 7. At the request of the Executive, to make decisions about the priority of referrals made in the event of reports to the Executive exceeding limits in the Constitution, or if the volume of such reports creates difficulty for the management of executive business or jeopardises the efficient running of Council business.
- 8. To report annually to full Council on its workings, set out their plans for future work programmes and amended working methods if appropriate.

Specific functions

- 9. Maintain a strategic overview of progress towards the achievement of the ambitions and priorities within Trafford's Sustainable Community Strategy.
- 10. Identify the Committee's strategic priorities and determine the Overview and Scrutiny work programme to facilitate constructive evidence based critical-friend challenge to policy makers and service providers within the resources available.
- 11. Assist and advise the Council in the continued development of the Overview and Scrutiny function within Trafford.
- 12. Receive, consider and action as appropriate requests:
 - a) from the Executive in relation to particular issues; and
 - b) on any matters properly referred to the Committee
- 13. Identify areas requiring in-depth review and allocate these to an appropriate Topic Group. The Committee in consultation with the leader of the relevant Topic Group will set the terms of reference, scope and time frame for the review by the Topic Group.
- 14. In relation to the terms of reference of the Committee it may:
 - a) assist the Council and the Executive in the development of its budget and policy framework by in-depth analysis of policy issues;
 - b) review and scrutinise the decisions made by and performance of the Executive and/or committees and Council officers both in relation to individual decisions and over time;
 - c) review and scrutinise the performance of the Council in relation to its policy objectives, performance targets and/or particular service areas;
 - d) review and scrutinise the performance of other public bodies in the area and invite reports from them by requesting them to address the overview and scrutiny committee and local people about their activities and performance;

- e) conduct research, community and other consultation as it deems appropriate in the analysis of policy issues and possible options;
- f) question and gather evidence from any other person with their consent.
- g) consider and implement mechanisms to encourage and enhance community participation in the development of policy options;
- h) question members of the Executive and/or committees, senior officers of the Council and representatives of relevant partner authorities on relevant issues and proposals affecting the area and about decisions and performance;
- i) liaise with other external organisations operating in the area, whether national, regional or local, to ensure that the interests of local people are enhanced by collaborative working; and
- j) undertake any other activity that assists the Committee in carrying out its functions.

Delegation

15. The Scrutiny Committee shall have all delegated power to exercise the power and duties assigned to them in their terms of reference.

HEALTH SCRUTINY COMMITTEE

Terms of Reference

1. To act as the Council's Overview and Scrutiny Committee for the purposes of all relevant legislation including, but not limited to the Health and Social Care Act 2001 and the National Health Service Act 2006.
2. All health scrutiny powers provided under the Health and Social Care Act 2001 are delegated to the Health Scrutiny Committee.
3. The Health Scrutiny Committee will have the power to refer a proposed substantial variation in service delivery to the Secretary of State. If the Committee wish to exercise this power, then this must also be agreed by the Chairman of the Scrutiny Committee who will be an ex-officio member of the Health Committee and will hold the power of veto in respect of any proposed referral of a substantial variation to the Secretary of State.

General Role

4. Subject to statutory provision, to review and scrutinise decisions made or actions taken in connection with the discharge by the Council of its functions and by relevant partner authorities in relation to health and well-being issues.
5. In relation to the above functions:
 - a) to make reports and/or recommendations to the full Council, Executive of the Council, any joint committee or any relevant partner authority as appropriate
 - b) to consider any matter affecting the area or its inhabitants
6. To put in place and maintain a system to ensure that referrals from the Health Scrutiny Committee to the Executive, either by way of report or for reconsideration, are managed efficiently and do not exceed the limits set out in the Constitution.
7. At the request of the Executive, to make decisions about the priority of referrals made in the event of reports to the Executive exceeding limits in the Constitution, or if the volume of such reports creates difficulty for the management of executive business or jeopardises the efficient running of Council business.
8. To report annually to full Council on its workings, set out their plans for future work programmes and amended working methods if appropriate.

Specific functions

9. Maintain a strategic overview of progress towards the achievement of the ambitions and priorities within Trafford's Sustainable Community Strategy in relation to health and well-being matters.
10. Identify the Committee's strategic priorities and determine the Overview and Scrutiny work programme to facilitate constructive evidence based critical-friend challenge to policy makers and service providers within the resources available.
11. Assist and advise the Council in the continued development of the Overview and Scrutiny function within Trafford.

12. Receive, consider and action as appropriate requests:
 - a) from the Executive in relation to particular issues; and
 - b) on any matters properly referred to the Committee
13. Identify areas requiring in-depth review and allocate these to an appropriate Topic Group. The Committee in consultation with the leader of the relevant Topic Group will set the terms of reference, scope and time frame for the review by the Topic Group.
14. In relation to the terms of reference of the Committee it may:
 - a) assist the Council, Executive and shadow Health and Well-being Board in the development of its budget and policy framework by in-depth analysis of policy issues;
 - b) review and scrutinise the decisions made by and performance of the Executive and/or committees and Council officers both in relation to individual decisions and over time;
 - c) review and scrutinise the performance of the Council in relation to its policy objectives, performance targets and/or particular service areas;
 - d) review and scrutinise the performance of other public bodies in the area and invite reports from them by requesting them to address the overview and scrutiny committee and local people about their activities and performance;
 - e) conduct research, community and other consultation as it deems appropriate in the analysis of policy issues and possible options;
 - f) question and gather evidence from any other person with their consent.
 - g) consider and implement mechanisms to encourage and enhance community participation in the development of policy options;
 - h) question members of the Executive and/or committees, senior officers of the Council and representatives of relevant partner authorities on relevant issues and proposals affecting the area and about decisions and performance;
 - i) liaise with other external organisations operating in the area, whether national, regional or local, to ensure that the interests of local people are enhanced by collaborative working; and
 - j) undertake any other activity that assists the Committee in carrying out its functions.

Delegation

15. The Health Scrutiny Committee shall have all delegated power to exercise the power and duties assigned to them in their terms of reference.

APPOINTMENTS AND APPEALS PANEL

To act as the Council's appeals body regarding appeals other than those for which specific arrangements have been established.

To be responsible for staff appointment and related matters regarding:

- short-listing applicants and appointments of Corporate Directors and Directors
- appeals in accordance with the disciplinary and grievance procedures
 - appeals by employees against grading

TRAFFORD COUNCILMEMBERSHIP OF COMMITTEES 2014/15

Note on Membership: In accordance with Chartered Institute of Public Finance and Accountancy (CIPFA) recommended practice the Chairman and Vice-Chairman of the Accounts and Audit Committee should not also be a Chairman or Vice-Chairman of an Overview and Scrutiny Committee / Select Committee.

COMMITTEE		NO. OF MEMBERS
ACCOUNTS AND AUDIT		7
CONSERVATIVE GROUP	LABOUR GROUP	LIBERAL DEMOCRAT GROUP
Councillors:-	Councillors:-	Councillors:-
Dylan Butt Chris Boyes Mrs. Laura Evans V-CH Michael Whetton CH	Jane Baugh Barry Brotherton OS Tom Ross	-
TOTAL	4	3
		0

TRAFFORD COUNCIL

MEMBERSHIP OF COMMITTEES 2014/15

Note on Membership: Members of the Employment Committee will also be appointed as representatives of the Council (Employer's Side) on the Joint Consultative Panel.

COMMITTEE		NO. OF MEMBERS
EMPLOYMENT		7
CONSERVATIVE GROUP	LABOUR GROUP	LIBERAL DEMOCRAT GROUP
Councillors:-	Councillors:-	Councillors:-
Mrs. Pamela Dixon V-CH Nathan Evans Brian Rigby CH Brian Shaw	Joanne Bennett Catherine Hynes OS Andrew Western	-
TOTAL	4	3
		0

TRAFFORD COUNCIL

MEMBERSHIP OF COMMITTEES 2013/14

Notes on Membership:

- (1) It is advisable that the number of members serving on both the Licensing and Planning Development Control Committees in each political group is kept to a minimum to ensure that the potential for conflicts of interest is kept to a minimum.
- (2) All Licensing Committee Members may be called upon as Members of the Licensing Sub-Committee, the meetings for which are held during the working day. Therefore, it would be preferable if Members serving on this Committee could also be available during the day time.

COMMITTEE		NO. OF MEMBERS	
LICENSING		15	
CONSERVATIVE GROUP	LABOUR GROUP	LIBERAL DEMOCRAT GROUP	
Councillors:-	Councillors:-	Councillors:-	
Dan Bunting Dylan Butt Chris Candish CH Paul Lally Alan Mitchell Matthew Sephton Bernard Sharp V-CH Brian Shaw	Anne Duffield Mike Freeman OS Philip Gratrix David Jarman John Smith Whit Stennett Sophie Taylor	-	
TOTAL	8	7	0

TRAFFORD COUNCIL

MEMBERSHIP OF COMMITTEES 2014/15

Note on Membership: It is advisable that the number of members serving on both the Planning Development Control and Licensing Committees in each political group is kept to a minimum to ensure that the potential for conflicts of interest is kept to a minimum.

COMMITTEE		NO. OF MEMBERS	
PLANNING DEVELOPMENT CONTROL		13 (plus 7 Substitutes)	
CONSERVATIVE GROUP	LABOUR GROUP	LIBERAL DEMOCRAT GROUP	
Councillors:- Dr. Karen Barclay Daniel Bunting V-CH Rob Chilton Nathan Evans Bernard Sharp Mrs. Viv Ward CH Michael Whetton	Councillors:- Philip Gratrix Dolores O'Sullivan John Smith Whit Stennett Laurence Walsh OS	Councillors:- Tony Fishwick	
TOTAL	7	5	1

Substitute Members:

Mrs. Pamela Dixon Brian Rigby Matthew Sephton Brian Shaw	Catherine Hynes Denise Western	Mrs. Jane Brophy
(4)	(2)	(1)

TRAFFORD COUNCIL

MEMBERSHIP OF COMMITTEES 2014/15

COMMITTEE	NO. OF MEMBERS		
STANDARDS	11		
	+ 2 PARISH REPRESENTATIVES + 3 INDEPENDENT MEMBERS		
	+ 2 INDEPENDENT PERSONS (of the Hearing Panel)		
CONSERVATIVE GROUP	LABOUR GROUP	LIBERAL DEMOCRAT GROUP	
Councillors:-	Councillors:-	Councillors:-	
Dr. Karen Barclay Chris Boyes Mrs. Laura Evans John Holden CH Patrick Myers Alex Williams	Mike Freeman David Jarman Kevin Procter V-CH 1 to be confirmed	Ray Bowker	
TOTAL	6	4	1

NON-VOTING CO-OPTEEES (5)

2 Parish Representatives: **Mrs. S. Royle** and **Mr. A. Rudden**

3 Independent Members: **Mr. D. Goodman**, **Mr. C. Griffiths** and **1 Vacancy**

INDEPENDENT PERSONS OF THE HEARING PANEL (2)

(under Section 28 of the Localism Act 2011): **Ms. N. Jackson** and **Mr. M. Whiting**

TRAFFORD COUNCIL

MEMBERSHIP OF COMMITTEES 2014/15

Notes on Membership:

(1) The Scrutiny Committee shall have a membership of 11, or, where this does not achieve the political balance required under the Local Government and Housing Act 1989, whatever figure is necessary to reflect the proportional representation of political groups.

(2) The Scrutiny Committee shall be chaired by a Councillor who is a member of the largest political group on the Council. The person appointed as Vice-Chairman shall not be a member of the same political group as the person appointed as Chairman.

(3) The Chairmen of both the Scrutiny Committee and the Health Scrutiny Committee shall be appointed as ex-officio Members of the opposite scrutiny committee.

(4) The Scrutiny Committee shall appoint co-opted Members when that committee considers education matters.

COMMITTEE		NO. OF MEMBERS
SCRUTINY COMMITTEE		11
		(plus the Chairman of the Health Scrutiny Committee as an ex-officio Non-Voting Member)
		+ 5 CO-OPTED MEMBERS + 3 NON-VOTING MEMBERS (when considering Education matters)
CONSERVATIVE GROUP	LABOUR GROUP	LIBERAL DEMOCRAT GROUP
Councillors:-	Councillors:-	Councillors:-
Dylan Butt Mrs. Pamela Dixon Mrs. Laura Evans John Holden Alan Mitchell CH Mrs. June Reilly	Karina Carter Mike Cordingley V-CH Louise Dagnall Denise Western	Ray Bowker
TOTAL	6	4
		1

SCRUTINY COMMITTEE CO-OPTED MEMBERS FOR EDUCATION MATTERS

Church of England (VOTING MEMBER): Vacancy

Roman Catholic (VOTING MEMBER): **Sister P. Goodstadt**

Parent-Governor Representatives

Primary (VOTING MEMBER): Vacancy

Secondary (VOTING MEMBER): **Mrs. D. Haddad**

Special (VOTING MEMBER): Vacancy

Teacher Representatives

(NON-VOTING MEMBER): **Mr. D. Kitchen**

(NON-VOTING MEMBER): Vacancy

(NON-VOTING MEMBER): Vacancy

TRAFFORD COUNCIL

MEMBERSHIP OF COMMITTEES 2014/15

Notes on Membership:

(1) The Health Scrutiny Committee shall have a membership of 11, or, where this does not achieve the political balance required under the Local Government and Housing Act 1989, whatever figure is necessary to reflect the proportional representation of political groups.

(2) The Health Scrutiny Committee shall be chaired by a Councillor who is not a member of the largest political group on the Council, unless there is no such person serving on the Committee. The person appointed as Vice-Chairman shall be a member of the largest political group on the Council.

(3) The Chairmen of both the Scrutiny Committee and the Health Scrutiny Committee shall be appointed as ex-officio Members of the opposite scrutiny committee.

COMMITTEE		NO. OF MEMBERS
HEALTH SCRUTINY COMMITTEE		11
		(plus the Chairman of the Scrutiny Committee as an ex-officio Non-Voting Member)
CONSERVATIVE GROUP	LABOUR GROUP	LIBERAL DEMOCRAT GROUP
Councillors:-	Councillors:-	Councillors:-
Dr. Karen Barclay Mrs. Angela Bruer-Morris Rob Chilton Brian Shaw Mrs. Viv Ward Mrs. Patricia Young V-CH	Joanne Harding Judith Lloyd CH Kevin Procter Sophie Taylor	Mrs. Jane Brophy
TOTAL	6	4
		1

TRAFFORD COUNCIL

MEMBERSHIP OF COMMITTEES 2014/15

Notes on Membership:

(1) The Council Membership is nominated by the Leader of the Council.

(2) The Executive Member for Community Health and Wellbeing will Chair the board and a nominated individual will serve as Vice Chair.

(3) * Denotes that this position must be represented on the HWB as per the Health and Social Care Act 2012 (Note at least one Councillor and one member of the CCG must be appointed.)

COMMITTEE		NO. OF MEMBERS
HEALTH AND WELLBEING BOARD		4
(plus the Corporate Director of Children, Families and Wellbeing* and 10 External Partners)		
CONSERVATIVE GROUP	LABOUR GROUP	LIBERAL DEMOCRAT GROUP
Councillors:-	Councillors:-	Councillors:-
Executive Member for Adult Social Services and Wellbeing CH	Executive Member for Adult Social Services and Wellbeing	-
Executive Member for Children's Services		
TOTAL	3	1
		0

Membership of the Health and Wellbeing Board shall also comprise of:

- Accountable Officer Trafford Clinical Commissioning Group
- Trafford Representative, NHS England Area Team
- Director of Public Health*
- Chair Health Watch Trafford*
- Director of Commissioning, Clinical Commissioning Group
- Representative, Central Manchester Foundation Trust
- Representative, University Hospital of South Manchester
- Representative, Pennine Community Care Foundation Trust
- Representative, Greater Manchester West Mental Health Foundation Trust
- Representative, Trafford's Third Sector
- Representative, Greater Manchester Police Trafford Division

TRAFFORD COUNCIL**MEMBERSHIP OF COMMITTEES 2014/15**

Note on Membership: Membership of the Sub-Committee should not include ward Members for the wards where the relevant stadia are situated, currently Gorse Hill, Hale Central and Longford, to minimise potential conflicts of interest.

COMMITTEE		NO. OF MEMBERS
SAFETY AT SPORTS GROUNDS SUB-COMMITTEE (to be appointed by Licensing Committee)		3
CONSERVATIVE GROUP	LABOUR GROUP	LIBERAL DEMOCRAT GROUP
Councillors:-	Councillors:-	Councillors:-
Paul Lally CH Matthew Sephton V-CH	Helen Boyle	-
TOTAL	2	1
		0

TRAFFORD BOROUGH COUNCIL

CHAIRMEN OF NEIGHBOURHOOD FORUMS

2014/15

<u>Neighbourhood Forum</u>	<u>2014/15 Nominee</u>
Altrincham North	Mrs. Laura Evans
Altrincham South	Dr. Karen Barclay
*Old Trafford	*Whit Stennett
Sale East	Mrs. Pamela Dixon
Sale West	Brian Rigby
Stretford	Laurence Walsh
Urmston	Mrs. Lisa Cooke

*Chairman appointed by the Neighbourhood Forum

TRAFFORD COUNCILMEMBERSHIP OF COMMITTEES 2014/15

COMMITTEE		NO. OF MEMBERS
JOINT HEALTH SCRUTINY COMMITTEE		5 (plus 2 Substitutes)
CONSERVATIVE GROUP	LABOUR GROUP	LIBERAL DEMOCRAT GROUP
Councillors:-	Councillors:-	Councillors:-
Mrs. Angela Bruer-Morris John Holden Mrs. Patricia Young	Judith Lloyd to be confirmed Kevin Procter to be confirmed	-
TOTAL	3	2
		0

Substitute Members:

Mrs. V. Ward	Joanne Harding to be confirmed	
(1)	(1)	(0)

Agenda Item 9

TRAFFORD COUNCIL

Report to: Annual Meeting of the Council
Date: 11 June 2014
Report for: Decision
Report of: Chief Executive

Report Title

APPOINTMENTS TO OUTSIDE AND INDEPENDENT BODIES

Summary

To agree the appointment of representatives to outside and independent bodies relating to the service areas and functions of the Council.

Additionally, there is a more extensive list of outside and independent bodies whose activities relate to Executive functions. The appointments for these bodies will be made by the Leader of the Council, independently of the Council.

Recommendation(s)

1. That approval be given to the appointment of representatives to those outside and independent bodies set out in Appendix 1 to this report.
2. That the Chief Executive, in consultation with the relevant Group Leader(s), be delegated authority to appoint members to any outside body vacancy that remains or arises after this Annual Meeting and to any other bodies to which the Council is required to make appointments (and to report back to Council on any changes or new appointments so made).
3. That the Council approves the persons named in Appendix 2 to sit on the Statutory School Appeals Committee for the 2014/15 Municipal Year and that the Director of Legal and Democratic Services be delegated authority to make changes to this list and to set up School Appeals Committees, including the appointment of Chairmen.

Contact person for access to background papers and further information:

Name: Ian Cockill
Extension: 1387

Background Papers: None.

Item 9: Appendix 1

TRAFFORD BOROUGH COUNCIL

REPRESENTATIVES ON OUTSIDE BODIES AND ORGANISATIONS

PERSONS NOMINATED – 2014/15

APPOINTMENTS MADE BY THE COUNCIL

Organisation	Number of Representatives Required		2014/15 Nominations
		CON:LAB:LD	Councillor(s)
1. Greater Manchester Combined Authority (GMCA) / Association of Greater Manchester Authorities (AGMA)			
(a) AGMA Executive Board	1	1:0:0	Sean Anstee
	(Note: Leader of the Council plus 2 named substitutes from the Executive)		Substitutes: Michael Young Michael Hyman
(b) GMCA	1 (Leader plus substitute)	1:0:0	Sean Anstee
			Substitute: Michael Young
(c) GMCA Leaders Portfolio – Lead Leader for Transport	1	1:0:0	AGMA Leaders to determine
	Leader appointed by AGMA not a Council nomination		
(d) GMCA Audit Committee	1	1:0:0	Chris Boyes
(e) GMCA / AGMA Scrutiny Pool	3	2:1:0	Mrs. Pamela Dixon Alan Mitchell Barry Brotherton
		(both sexes to be represented)	
(f) Greater Manchester Health and Wellbeing Board (Interim)	1	1:0:0	Mrs. Patricia Young
(g) Greater Manchester Health Scrutiny Committee	1 Non-Executive Member	1:0:0	Mrs. Patricia Young
	(plus Non-Executive substitute)		Substitute: Dr. Karen Barclay
(h) Greater Manchester Police and Crime Panel	1 (Leader)	1:0:0	Sean Anstee
(i) Greater Manchester Police and Crime Steering Group	1	1:0:0	John Lamb

Organisation	Number of Representatives		2014/15 Nominations
	Required	CON:LAB:LD	Councillor(s)
(j) Local Transport Body	1	1:0:0	AGMA Leaders to determine
	Leader appointed by AGMA not a Council nomination		
(k) Planning and Housing Commission	1	1:0:0	Michael Hyman
(l) Standards Committee	1	1:0:0	Combined Authority to determine
	Leader appointed by GMCA not a Council nomination		
(m) Statutory Functions Committee	1	1:0:0	Bernard Sharp Substitute: Dylan Butt
(n) Transport for Greater Manchester Committee	3	2:1:0	Rob Chilton Mrs. June Reilly Mike Cordingley
<u>GMCA / AGMA Outside Bodies</u>			
(o) Greater Manchester Pensions Fund Management Panel	1	1:0:0	Alan Mitchell
(p) Halle Board	1	1:0:0	AGMA Leaders to determine
	Chief Executive appointed by AGMA not a Council nomination		
(q) Regional Leaders Board	1	1:0:0	Combined Authority to determine
	Leader appointed by GMCA not a Council nomination		
(r) NW European Programmes Local Management Committee	1	1:0:0	Michael Hyman

Organisation	Number of Representatives Required		2014/15 Nominations
		CON:LAB:LD	Councillor(s)
2. Greater Manchester Fire and Rescue Authority	3* (Spokesperson to be nominated)	2:1:0	Brian Rigby* Michael Whetton David Acton
3. Greater Manchester Waste Disposal Authority (GMWDA)	2* (Spokesperson to be nominated)	2:0:0	Alan Mitchell Michael Young*
4. Local Government Association - General Assembly	4	3:1:0	Sean Anstee Mrs. Laura Evans Michael Young David Acton
5. Manchester Metropolitan Boroughs Pest Control Council	2	2:0:0	Paul Lally Matthew Sephton
6. Manchester Port Health Authority	1 (plus Deputy)	1:0:0	Bernard Sharp Deputy: Dr. Karen Barclay
7. National Society for Clean Air and Environmental Protection	2	2:0:0	Mrs. Lisa Cooke John Reilly
8. North West Employers	1 (plus Deputy)	1:0:0	Brian Rigby Deputy: Alex Williams
9. Statutory School Admissions Appeals Committee	(See appendix 2 attached – not council members)		

**STATUTORY SCHOOL ADMISSION APPEALS COMMITTEE –
PANEL MEMBERS FOR 2014/15**

Lay People:

Mrs. Bailey	Miss D. Jones
Mr Barber	Mrs. Malkin
Mrs Broadstock	Mr. Munday (Chair)
Mr. Christie	Mrs. Reed
Mrs. Finn (Chair)	Mrs. Siddle
Mr. Gorrie	Mrs. Smith (Chair)
Ms. Hall	Mr. Turner
Mrs. Hargreaves	Mr. Wright (Chair)
Mrs. A. Jones (Chair)	Mr. Whitehead (Chair)
Mr. Jones	

People with an Interest in Education:

Mrs. Askari	Mr. Hassan
Mrs. Clapperton	Mrs. D. Jones
Mr. Cockayne (Chair)	Mrs. Kelly
Mrs. Coulburn	Mrs. Myerson
Mrs. Dee	Mrs. Peters
Mrs. Foan (Chair)	Mrs. Quest
Mrs. Gorodkin	Mrs. Sher (Chair)
Mrs. Groves	
Mr. T. Hall (Chair)	

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Agenda Item 12

TRAFFORD COUNCIL

Report to: Annual Meeting of the Council
Date: 11 June 2014
Report for: Decision
Report of: Director of Legal and Democratic Services and Monitoring Officer

Report Title

DELEGATION OF FUNCTIONS AND AMENDMENTS TO THE CONSTITUTION

Summary

To confirm arrangements for the delegation of Council (non-Executive) and Executive functions and to obtain Council's agreement to amend the Constitution of the Council to incorporate these arrangements.

Recommendation(s)

- 1) That Council notes that Executive functions not covered by the Officers' Scheme of Delegation are delegated by the Leader of the Council as follows:
 - (a) functions are delegated to all individual Executive Members in accordance with the Scheme of Delegation set out in Appendix 1 (to be circulated);
 - (b) all other functions are delegated to the Executive.
- 2) That the Scheme of Delegation to Officers be approved.
- 3) That the Director of Legal and Democratic Services be authorised to amend the Constitution of the Council in accordance with and as a consequence of this report and other decisions made by Council at this Annual Meeting.

Contact person for access to background papers and further information:

Name: Peter Forrester
Extension: 1815

Background Papers:

Constitution of the Council

1. Background

- 1.1 It is the duty of the Council's Monitoring Officer to review the Constitution from time to time and to propose amendments to the Council. Generally amendments are proposed at the Council's Annual Meeting to reflect any changes which are proposed to the schemes of delegation for both Members and Officers, together with any further amendments which may be considered to be necessary for the efficient and effective management of the Council and Council services.

2. Executive Scheme of Delegation

- 2.1 The Leader of the Council determines how, and by whom, executive functions are carried out. The Leader has agreed a scheme of delegation of executive functions to the individual members of the Executive. This scheme is set out at Appendix 1 (to be circulated).

3. Officer Scheme of Delegation

- 3.1 Amendments to the Officer Scheme of Delegation are required to reflect the organisational change set out in item 16 on the agenda along with other minor changes highlighted in the document. A copy of the document has been placed on the Council's website for reference.