

TRAFFORD COUNCIL

Report to: Annual Meeting of the Council
Date: 25 May 2016
Report for: Decision
Report of: Director of Legal and Democratic Services

Report Title

APPOINTMENT OF LEADER AND MEMBERSHIP OF THE EXECUTIVE

Summary

To elect the Leader of the Council and note that the Leader will appoint the Deputy Leader, decide the composition of the Executive Cabinet and appoint the Membership of the Executive Cabinet.

Recommendation(s)

Council is requested to:

1. Elect a Leader of the Council and note the term of office and
 - note that the Leader proposes that the Executive shall comprise the Leader of the Council plus 6 councillors
 - note that the Leader proposes to appoint the membership of the Executive, including the appointment of a Deputy Leader as set out in the Appendix to the report.
 - note that the Leader proposes to appoint Deputies to the Executive Members as detailed in the report and as set out in the appendix to the report.
2. Authorise the Director of Legal and Democratic Services to make the necessary amendments to the Constitution arising as a result of these proposed arrangements.
3. Note that the Independent Remuneration Panel (IRP) will be requested to consider the level of Special Responsibility Allowances (SRA) which should apply in the event that these arrangements are confirmed.

Contact person for access to background papers and further information:

Name: Ian Cockill
Extension: 1387
Background Papers: None

1.0 Background

- 1.1 At its meeting on 2 December 2009, the Council approved a new style 'strong' Leader and Cabinet model of executive leadership, in accordance with the Local Government and Health Act 2007. The Act required changes to the leadership of Councils giving only two options, both of which place all executive powers in the hands of one individual, who, in the normal course of events, will serve an uninterrupted 4 year term. The Council's new Executive Arrangements came into operation on 6 May 2010.

2.0 New Style Leader and Cabinet

- 2.1 Under this model the Council appoints the Leader for a fixed term of office of 4 years. The Leader then appoints a Cabinet but also determines the size of the Cabinet (within the statutory minimum and maximum of 3 and 10). Under these executive arrangements provision must be made for the appointment of a Deputy Leader with power to act in the Leader's absence. Again the Deputy Leader is appointed (and may also be removed) by the Leader.
- 2.2 The term of office of the Leader is from the date of election as Leader to the first annual meeting after their normal day of retirement as a councillor i.e. up to 4 years. Thus, a Leader needing to seek re-election as a councillor before the end of the maximum 4 year term will be elected for a shorter term.
- 2.3 The Council includes provisions in its Constitution whereby the Council may remove the Leader from office at any time (if the Council did not include such provision for the mid term removal of the Leader, the Leader would remain in office for their full term). The Council's Constitution states that the Leader shall hold office until:
- (a) (s)he resigns from the office; or
 - (b) (s)he is disqualified from being a councillor; or
 - (c) (s)he is no longer a councillor; or
 - (d) the first Annual Meeting after their normal day of retirement as a councillor save that the Council may by resolution remove the Leader from office at an earlier date.
- 2.4 The Leader will be vested with all the authority's executive functions, initially holding all the Council's executive functions under their personal control. It is then for him/her to choose whether to exercise some or all of these functions personally or to make arrangements for their discharge by the executive, a committee of the executive, by an individual member of the executive, or by officers and these will be notified at the Annual Meeting of the Council.
- 2.5 Councillor Sean Anstee's term of office ended in May this year and he was re-elected. Council is therefore required to elect a Leader of the Council and to note the term of office.

- 2.6 Subject to his reappointment as Leader, Councillor Anstee proposes to appoint an Executive Member as Deputy Leader with power to act in the Leader's absence. Details of the proposed deputy are as set out in the Appendix
- 2.7 He is also proposing to appoint 6 Executive Members and these are set out in the Appendix. Executive Members appointed by the Leader of the Council (including the Executive Member appointed as Deputy Leader) shall hold office until:
- (a) they resign from office; or
 - (b) (s)he is disqualified from being a councillor; or
 - (c) they are no longer councillors; or
 - (d) the Annual General Meeting following the meeting at which they are appointed to the Executive save that the Leader of the Council may remove them from office either individually or collectively at an earlier date.

3.0 Deputy Executive Members

- 3.1 It is proposed that the Leader will appoint an additional 6 Members to act as Deputies for the Executive Members. These members will support the work of the Executive Members and will provide an important link between members and the Executive but will not be members of the Executive nor serve on the Scrutiny Committees. Lead Member roles for Safeguarding, Sports, Culture and Leisure and Integration of Health and Social Care will be discontinued.
- 3.2 The Deputy Executive Members will support the Executive Members in their role and will be able to attend Executive meetings. They will be able to speak at Executive meetings in the absence of the Executive Member, however, they will not have any decision making powers.
- 3.2 The Independent Remuneration Panel will be convened to determine the Special Responsibility Allowances which should apply in the event that these arrangements are implemented and will be asked to report back by the summer. The panel will also be asked to consider any Special Responsibility Allowances for Opposition arrangements to reflect these changes. It is intended that the overall cost of Members' Allowances will be broadly neutral.

MEMBERSHIP OF THE EXECUTIVE 2016/17

<u>Councillor</u>	<u>PORTFOLIO</u>
Sean Anstee (Leader)	Reshaping Trafford
Alex Williams (Deputy Leader)	Adult Social Services and Community Wellbeing
John Reilly	Economic Growth, Environment and Infrastructure
Michael Hyman	Children's Services
John Lamb	Communities and Partnerships
Patrick Myers	Finance
Mrs. Laura Evans	Transformation and Resources

Deputy Executive Members

Stephen Anstee	Adult Social Services and Community Wellbeing
Brian Shaw	Economic Growth, Environment and Infrastructure
Linda Blackburn	Children's Services
Michael Cornes	Communities and Partnerships
Dylan Butt	Finance
Robert Chilton	Transformation and Resources