

Full Council

22 May 2018



Report of: Shahzia Daya, Director – Legal and Democratic Services

Title: Establishment of committees 2018-19

Ward: Citywide

Officer presenting report: Not applicable

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NOTE – SOME OF THE PROPOSALS IN THIS REPORT ARE SUBJECT TO DECISIONS TO BE TAKEN EARLIER AT THIS MEETING ON CONSTITUTION CHANGES

Recommendation

To approve the composition of committees for the 2018-19 municipal year.
(the full recommendations are set out in detail at the end of the report).

Summary

As per above recommendation.

The significant issues in the report are:

As set out in the main report.



Policy

1. The Full Council must appoint at least one overview and scrutiny committee and such other committees as it considers appropriate to deal with the matters which are neither reserved to the Full Council nor are executive functions.

Consultation

2. **Internal**
Party group whips
3. **External**
Not applicable

Context

4. See 1. above.

Proposal: Establishment of committees

a. Arrangements for Overview and Scrutiny:

5. Following the recent review and assessment of the new scrutiny arrangements piloted in 2017-18, the following overview and scrutiny bodies are proposed for establishment by Full Council in 2018-19:
 - Overview and Scrutiny Management Board
 - Adult, Children and Education Scrutiny Commission
 - Growth and Regeneration Scrutiny Commission
 - Communities Scrutiny Commission
 - Resources Scrutiny Commission

As the Overview and Scrutiny Management Board (the Board) oversees the scrutiny work programme, its membership includes the chairs of the commissions.

6. Joint scrutiny: In addition to the scrutiny bodies described above, the Full Council is asked to note that the following joint scrutiny bodies (meetings of which also involve representatives of other relevant authorities) will be continuing/being established:
 - Joint Health Scrutiny Committee (meets as and when required).
 - Joint Health Overview and Scrutiny Committee for the purpose of jointly scrutinising the Bristol, North Somerset and South Gloucestershire Sustainability and Transformation Plans (STP)
 - West of England Combined Authority Overview and Scrutiny Committee (“The WECA Overview and Scrutiny Committee”).
 - Joint Overview and Scrutiny Arrangement comprising of the Constituent Councils of the West of England Combined Authority, the Mayor and North Somerset Council (“The Joint Overview and Scrutiny Arrangement”).

b. Regulatory committees:

7. The Full Council is recommended to establish 4 regulatory committees as follows:
- Development Control Committee A
 - Development Control Committee B
 - Public Safety and Protection Committee
 - Public Rights of Way and Greens Committee

c. Appeals committee

8. The Full Council is asked to establish an Appeals Committee.

d. Other non-executive committees:

9. The Full Council is asked to consider the appointment of other non-executive committees.
10. It is proposed that the Full Council should approve the establishment of the following committees:
- Audit Committee
 - Human Resources Committee*
 - Selection Committee*
 - Health and Safety Committee **

* Note – depending on the decisions taken earlier at this meeting on the constitution report, these committees may be merged into an Employment and Remuneration Committee.

** Subject to the decision taken earlier at this meeting on establishing this body.

e. Performance Management Panel

11. On 14 March 2017, the Full Council approved the establishment of a Performance Management Panel, to appraise the performance of the Head of Paid Service and to determine, what, if any level of performance related pay should be awarded to the post holder. The Full Council is therefore asked to re-establish the panel for 2018-19 as per the original 14 March 2017 decision.

f. Statutory committees

12. The **Licensing Committee** is established as a standing committee and does not have to be re-appointed. Any vacancies must be filled by the Full Council – this task is non-delegable, i.e. only Full Council can decide who will serve on the committee. Members continue to serve on the committee until they either resign or are removed by the Full Council. The appointment of members is a licensing function and as such equalities law applies to it, and the Full Council should fill vacancies having due regard to equalities tests. At agenda item 12, the Full Council will be asked to fill any current vacancies on the Licensing Committee.

- 13.** The **Health and Wellbeing Board** is a statutory function under Section 194 of the Health and Social Care Act 2012. This committee is continuing and therefore the annual re-establishment is not required.

Other Options Considered

Not applicable.

Risk Assessment

Not applicable.

Public Sector Equality Duties

Not applicable.

Legal and Resource Implications

Legal

As per paragraph 1. above, the Full Council must appoint at least one overview and scrutiny committee and such other committees as it considers appropriate to deal with the matters which are neither reserved to the Full Council nor are executive functions.

(Legal advice provided by Shahzia Daya, Director – Legal and Democratic Services)

Financial

(a) Revenue

Not applicable

(b) Capital

Not applicable

Land

Not applicable

Human Resources

Not applicable

RECOMMENDATIONS:

1. That the following committees be established (these recommendations are, in part, subject to constitutional changes being approved earlier at this meeting):

a. Overview and Scrutiny bodies:

- **Overview and Scrutiny Management Board**
- **Adult, Children and Education Scrutiny Commission**
- **Growth and Regeneration Scrutiny Commission**
- **Communities Scrutiny Commission**
- **Resources Scrutiny Commission**

Joint scrutiny bodies:

- **Joint Health Scrutiny Committee**
- **Joint Health Overview and Scrutiny Committee for the purpose of jointly scrutinising the Bristol, North Somerset and South Gloucestershire Sustainability and Transformation Plans (STP)**
- **West of England Combined Authority Overview and Scrutiny Committee (“The WECA Overview and Scrutiny Committee”)**
- **Joint Overview and Scrutiny Arrangement comprising of the Constituent Councils of the West of England Combined Authority, the Mayor and North Somerset Council (“The Joint Overview and Scrutiny Arrangement”)**

b. Regulatory committees:

- **Development Control Committee A**
- **Development Control Committee B**
- **Public Safety and Protection Committee**
- **Public Rights of Way and Greens Committee**

c. Appeals Committee

d. Other (non-executive) committees:

- **Audit Committee**
- **Human Resources Committee**
- **Selection Committee**
- **Health and Safety Committee**

e. Performance Management Panel

f. Statutory committees:

- **To note the position in relation to the Licensing Committee.**
- **To note that the Health and Wellbeing Board does not need to be formally re-established as it remains extant.**

2. That the terms of reference of committees as set out in the revised constitution be approved.

Appendices:

None.

LOCAL GOVERNMENT (ACCESS TO INFORMATION) ACT 1985

Background Papers: None