

MIDDLESBROUGH COUNCIL	
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Report of:	Director of Legal and Governance Services
Relevant Executive Member:	Executive Member for Finance and Governance
Submitted to:	Council
Date:	17 July 2024
Title:	Vacancies on Committees and Outside Bodies 2024/2025
Report for:	Decision
Status:	Public
Council Plan priority:	Delivering Best Value
Key decision:	No
Why:	Not applicable
Subject to call in?:	No
Why:	Not Applicable

Proposed decision(s)
That the Council, subject to receipt of nominations to the vacancies listed at paragraph 2.1 of the report, approves the places allocated in accordance with the wishes of the political groups and other Councillors and fills the vacancies.

Executive summary
To seek Members' approval for nominations of appointment to vacant positions on committees and scrutiny panels due to vacancies that were not filled at the Annual Council meeting and resignations from Committees.

1. Purpose

- 1.1 To seek Members' approval for nominations of appointment to vacant positions on committees/scrutiny panels/outside bodies, following resignations and vacancies that remain, following the Annual Council meeting.

2. Recommendations

2.1 That the Council

subject to receipt of nominations to the following vacancies, approves the places allocated in accordance with the wishes of the political groups and other councillors and fills the following vacancies:

Committee Vacancies:

People Scrutiny Panel

1 vacancy

Place Scrutiny Panel

1 vacancy

Staff Appeals Committee

Chair

Standards Committee

Chair

Corporate Health and Safety Steering Group

3 vacancies

You Matter to Us – Corporate Parenting Board

2 vacancies

Outside Bodies Vacancies:

Durham Darlington Teesside Hambleton Richmondshire and Whitby STP Joint Committee

1 vacancy

Hartlepool Power Station Local Liaison Committee

1 vacancy

North East Regional Joint Health Scrutiny Committee

1 vacancy

Standing Advisory Council on Religious Education (SACRE)

1 vacancy

Tees Heritage Trust Ltd (was Cleveland Building Preservation Trust)

1 vacancy

2.2 Live Well South Tees Board

The Live Well South Tees Board was established and the terms of reference were approved by Council on 22 May 2024 as follows:

5 Elected Members:

Mayor or Deputy Mayor and Executive Member for Education and Culture (Chair), plus statutory council officers and representatives from health.

Membership/Restrictions:

In a departure from the Council's Procedure Rules the following will apply to meetings of the committee:

- Quorum: At least 50% of the members are present. This should include the Chair or Vice Chair, at least one CCG representative and an officer of the Local Authority.
- Substitution: In order to ensure consistency and ability for senior decision-making, ad-hoc substitutions will not be allowed. Each member of the group to nominate one appropriate deputy.
- Voting: Decisions will be reached through a majority vote. The Chair to hold a casting vote.

Voting Members

Elected Members: Councillors Cooke and P Storey

Council Officers:

J Tynan	Executive Director of Children's Services
M Adams	Director of Public Health
P Rice	Director Adult Social Care Redcar & Cleveland Council
E Scollay	Director Adult Social Care and Health Integration

Non Voting Members

Supporting Officers

Chief Executive, Middlesbrough Council
Managing Director, Redcar and Cleveland Council

2.3 5 Elected Members from Redcar and Cleveland were selected as follows:

Leader of the Council
Portfolio holder for Children's
Portfolio holder for Adults
Portfolio holder for Health, Welfare and Housing
1 other member chosen by the Leader

As the portfolios are different to Middlesbrough's Executive Members' portfolios, and the Mayor is both Leader of the Council and Executive Member for Adult Social Care and Health, Councillors Gavigan, Ryles and Uddin have been nominated to fill the 3 vacant Middlesbrough places.

3. Rationale for the recommended decision(s)

- 3.1 Council is required to appoint to any vacant places on Committees or Outside Bodies to ensure that all meetings will be quorate.

4. Background and relevant information

- 4.1 Following resignations from Committees and places on Committees and Outside Bodies that were not taken up at the Annual Council meeting, several vacancies exist. Council is required to consider and approve nominations for appointment to the vacancies.

5. Other potential alternative(s) and why these have not been recommended

- 5.1 Do Nothing: This option could result in meetings becoming inquorate and could result in the decision-making process being delayed.

Impact(s) of the recommended decision(s)

5.1 *Financial (including procurement and Social Value)*

There are no financial implications arising from the content of this report.

5.2 *Legal*

The Local Government and Housing Act 1989 requires that the Council periodically reviews the political composition of the Council, and how this is applied to appointments to committees and sub-committees of the Council.

The rules for securing political balance on committees and sub-committees appointed by local authorities are contained in sections 15 and 16 of the Act and the Local Government (Committees and Political Groups) Regulations 1990.

The Council is under a duty to:

(a) Ensure that the membership of those committees and sub-committees covered by the rules reflect the political composition of the Council, as far as practicable.

(b) Review the allocation of seats to political groups at or as soon as practical after the Annual Council meeting and at certain other specified times for example, as a result of changes in political balance or an increase in the number of committees established.

5.3 Risk

Failure to adhere to Local Code of Corporate Governance and deliver governance improvements outlined in the Annual Governance Statement. By ensuring that meetings are quorate then the Council is ensuring that good governance is in place and in line with the requirements of the Council's constitution so this would have a positive impact on this risk.

If the Council doesn't respond effectively and efficiently to legislative changes it could be in breach of statutory duties in relation to service delivery and fail to make the most of opportunities. The Council has a duty to ensure that the membership of the committees and sub committees are covered and is required to appoint to any vacant places to ensure that all meetings remain quorate. This will have a positive impact on this risk as the Council is fulfilling its duties.

5.4 Human Rights, Public Sector Equality Duty and Community Cohesion

No protected groups are affected by the decision.

5.4 Climate Change / Environmental

Not applicable.

5.5 Children and Young People Cared for by the Authority and Care Leavers

Not applicable.

5.6 Data Protection

Not applicable.

Actions to be taken to implement the recommended decision(s)

Action	Responsible Officer	Deadline
Update Memberships of Committees/Outside Bodies	Democratic Services Officers	31 July 2024

Appendices

1	
2	
3	

Background papers

Body	Report title	Date

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