



Report of the Chief Democratic Services Officer

North East Inner Area Committee

Date: 7 September 2009

Subject: Local Authority Appointments to Outside Bodies

Electoral Wards Affected:

Ward Members consulted
(referred to in report)

Specific Implications For:

Equality and Diversity

Community Cohesion

Narrowing the Gap

Council Function

Delegated Executive Function available for Call In

Delegated Executive Function not available for Call In Details set out in the report

Executive Summary

This report outlines the procedures for Council appointments to outside bodies, and the Committee are requested to consider and appoint to Moor Allerton Elderly Care as referred to in Paragraph 4 of the report.

1.0 Purpose of this Report

1.1 This report outlines the Area Committee's role in relation to Elected Member Appointments to Outside Bodies and asks the Committee to agree a nomination to make an appointment to Moor Allerton Elderly Care.

2.0 Background

2.1 In April 2004 Full Council agreed that in future Elected Member appointments to Outside Bodies should be undertaken by a constituted body of Elected Members and that appointments to all outside bodies should, where appropriate, be made with due regard to proportionality within the law.

2.2 Attached at Appendix 1 is the agreed Appointment to Outside Bodies Procedure Rules¹ that have been adopted by Full Council. The procedure addresses previous concerns raised by Elected Members relating to proportionality; introduces

¹ This Procedure is now incorporated into the Council's Constitution

appointment categories; and places responsibility for appointment clearly with Elected Members both through this Committee and the Member Management Committee.

2.3 The **Member Management Committee** has responsibilities for Council Appointments to Outside Bodies and for exercising decision making in the following areas:

- Considering requests from all Outside Organisations seeking Elected Member representation
- Determining the category of appointment which will govern which Committee will make the appointments
- Making Elected Member appointments to Outside Bodies within the Strategic and Key Partnership category.

2.4 Full Council has agreed that due to the large number of organisations seeking Council representation, appointments within the Community and Local Engagement Category will be considered and approved by Elected Members serving on the relevant **Area Management Committee**.

3.0 The Appointment Procedure - Community and Local Engagement Category

3.1 The Area Committee must first consider whether it is appropriate for an appointment to be of a specific office holder² either by reference, if this is available, to the constitution of the outside body concerned or in the light of any other circumstances as determined by the Area Committee. Such appointments will then be offered on this basis.

3.2 Nominations will then be sought for the remaining places, having regard to trying to secure an overall allocation of places which reflects the proportion of Members from each Political Group on the Area as a whole.

3.3 All appointments are subject to annual change unless otherwise stated in the constitution of the external organisation. Each appointment (including in-year replacements) runs for the municipal year, ending at the next Annual Council Meeting.

3.4 Elected Members³ will fill all available appointments but it is recognised that Party Groups may not wish to take up vacancies which are made available to them. In such circumstances vacancies will be notified to the Area Committee and agreement sought as to whether the vacancy will be filled.

² For example it may be considered necessary or otherwise appropriate to appoint a specific Ward Member

³ Section 249 Local Government Act 1972 states that Aldermen and Honorary Freemen may attend and take part in civic ceremonies but do not have the right to attend Council/committee meetings or receive any allowances or payments under a Members Allowance Scheme. This establishes the principle that such persons should not to be treated as Councillors, and therefore cannot be appointed to outside bodies in place of a Councillor if the request from an organisation is for a Councillor

- 3.5 A vacancy occurring during the municipal year will normally be referred to the Area Committee for an appointment to be made, having regard to the principles as described above.
- 3.6 Area Management Committees may review the list of organisations to which they are asked to make appointments at any time and make recommendations to the Member Management Committee.

4.0 Appointments 2009/10

4.1 Moor Allerton Elderly Care

Moor Allerton Elderly Care (MAECare) is a Registered Charity, reg. no. 1100645. It was established by, and at all times is answerable to, Churches Together in Moor Allerton and Shadwell (CTMAS). Its aims are :-

- to improve the quality of life of local older people, regardless of religion or belief, race, disability, gender or sexual orientation;
- Accepts and values each individual member, volunteer and employee;
- Acts as a link to existing services and seeks to address unmet demand.

The Management Committee shall consist of not more than 20 people, residing in, or members of churches in, the community of Moor Allerton and Shadwell, and is appointed annually by CTMAS at its AGM. Trustees do not have to be City Councillors, but the Council's appointee does tend to be a Local Member.

This is an annual appointment, and the Council's appointed representative for 2008/09 was **Councillor Harrand**, who replaced Councillor Mrs Feldman last year. However, Councillor Harrand recently resigned from the MAECare Management Committee, and therefore the Area Committee is being asked to approve a replacement for 2009/10.

The position has historically been filled by a Member of the Alwoodley Ward, however in consultation with Alwoodley Members and due to the fact that MAECare covers an area of the Moortown Ward, it has been proposed that an appointment be sought from the Moortown Ward Members for the 2009/10 Municipal Year.

5.0 RECOMMENDATIONS

The Area Committee is asked to confirm the a nominee to work with the Moor Allerton Elderly Care, having regard to the Appointment to Outside Bodies Procedure Rules outlined in this report and detailed at Appendix 1.

BACKGROUND PAPERS

Appointment to Outside Bodies Procedure Rules (Attached)