

**Bolsover District Council**

**Meeting of the Annual Council on 24<sup>th</sup> May 2023**

**Establishment of Committees and Proportionality 2023/24**

**Report of the Solicitor to the Council and Monitoring Officer**

<b>Classification</b>	This report is Public
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**PURPOSE/SUMMARY OF REPORT**

To establish the Council's Committees and Advisory Groups for the 2023/24 Municipal Year.

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**REPORT DETAILS**

**1. Background**

1.1 In line with the provisions within legislation and the Council's Constitution, the Annual Meeting of Council is required to:

- Appoint at least one Scrutiny Committee and other such committees as the Council considers appropriate to deal with matters which are neither reserved to the Council Meeting nor are Executive Functions;
- Decide the size and terms of reference for those committees;
- Decide the allocation of seats to political groups in accordance with the Political Balance rules.

**2. Details of Proposal or Information**

2.1 The size and terms of reference for each Committee is set out in Appendix 1.

2.2 Changes to the current establishment are detailed in paragraph 2.6, 2.7, 2.8 and 2.9 of this report.

- 2.3 Appendix 3 sets out the allocation of committee seats which best meets the requirements of Section 15 of the Local Government and Housing Act 1989 as far as is reasonably practicable.
- 2.4 The Committees are subject to the political balance requirements of the Local Government and Housing Act 1989. The Advisory Groups are not subject to the political balance requirements.
- 2.5 Nominations to committees are detailed in a separate report.

### **CHANGES TO ESTABLISHMENT**

- 2.6 It is proposed that the Joint Employment and Appeals Committee be disestablished .This is a committee set up to deal with all appointments of the Strategic Alliance Management Team (SAMT). As SAMT no longer exists this committee is now redundant.
- 2.7 It is proposed that the membership of the Planning Committee is increased to 10 and the Local Plan Implementation Action Group is also increased to 10 to match.
- 2.8 It is also proposed that the membership of the Climate Change and Communities Scrutiny Committee is increased from 7 to 8. This would take the total seats on scrutiny committees to 29, which would allow all non-executive Councillors a seat on a scrutiny committee.
- 2.9 The Audit and Corporate Overview Scrutiny Committee be disestablished and be replaced by a separate Audit Committee and a Finance & Corporate Overview Committee. The terms of reference of these new committees is set out in Appendix 2.

### **3. Reasons for Recommendation**

- 3.1 The report recommends that the allocation of Committee seats detailed best meets the requirements of Section 15 of the Local Government and Housing Act a far as reasonable practicable.

### **4 Alternative Options and Reasons for Rejection**

- 4.1 The Council is required within legislation and by the provisions within its constitution to establish committees at the annual meeting therefore no alternatives are suggested.

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### **RECOMMENDATION(S)**

1. That the Council's committees, their terms of reference and size as set out in Appendix 1 and Appendix 2 be established for the 2023/24 municipal year in accordance with Council Procedure Rule 1.1(k);

2. That the Joint Employment and Appeals Committee and Audit and Corporate Overview Scrutiny Committee be disestablished;
3. That the Council agrees the allocation of seats on committees as set out in Appendix 3, in accordance with the political balance rules,
4. That authority be delegated to the Monitoring Officer in consultation with the Leader of the Council and relevant Committee Chair (when appointed) to make amendments to the terms of reference for committees arising within the 2023/24 municipal year.

**IMPLICATIONS:**

**Finance and Risk:**            Yes             No

**Details:**

There are no financial or risk implications arising from this report.

On behalf of the Section 151 Officer

**Legal (including Data Protection):**            Yes             No

**Details:**

The Council is required to appoint at least one Scrutiny Committee and other such committees as the Council considers appropriate to deal with matters which are neither reserved to the Council Meeting nor are Executive Functions; decide the size and terms of reference for those committees; and decide the allocation of seats to political groups in accordance with the Political Balance rules

On behalf of the Solicitor to the Council

**Environment:**            Yes             No

Please identify (if applicable) how this proposal/report will help the Authority meet its carbon neutral target or enhance the environment. Please speak to the Climate Change lead officer for further advice.

**Details:**

There are no environmental implications arising from this report.

**Staffing:**            Yes             No

**Details:**

There are no human resource issues implications arising from this report.

On behalf of the Head of Paid Service

## DECISION INFORMATION

<p><b>Is the decision a Key Decision?</b>  A Key Decision is an executive decision which has a significant impact on two or more District wards or which results in income or expenditure to the Council above the following thresholds:</p> <p><b>Revenue - £75,000</b> <input type="checkbox"/> <b>Capital - £150,000</b> <input type="checkbox"/>  <input checked="" type="checkbox"/> <i>Please indicate which threshold applies</i></p>	No
<p><b>Is the decision subject to Call-In?</b>  <i>(Only Key Decisions are subject to Call-In)</i></p>	No

<b>District Wards Significantly Affected</b>	None directly
<p><b>Consultation:</b>  <b>Leader / Deputy Leader</b> <input checked="" type="checkbox"/> <b>Executive</b> <input type="checkbox"/>  <b>SLT</b> <input type="checkbox"/> <b>Relevant Service Manager</b> <input type="checkbox"/>  <b>Members</b> <input type="checkbox"/> <b>Public</b> <input type="checkbox"/> <b>Other</b> <input type="checkbox"/></p>	<p>Details:   Group Leaders</p>

<b>Links to Council Ambition: Customers, Economy and Environment.</b>

<b>DOCUMENT INFORMATION</b>	
<b>Appendix No</b>	<b>Title</b>
1	Establishment of Committees and Terms of Reference
2	Terms of Reference of new Committees
3	Proportionality on Committees

<b>Background Papers</b>
<i>(These are unpublished works which have been relied on to a material extent when preparing the report. They must be listed in the section below. If the report is going to Executive you must provide copies of the background papers).</i>
None