

**REPORT TO FULL COUNCIL**



<b>DATE</b>	<b>16<sup>th</sup> December 2010</b>
<b>PORTFOLIO</b>	<b>none</b>
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**Appointment to Committees and Outside Bodies**

**PURPOSE**

1. To apply the political balance rules for the remainder of the municipal year following a change in the size of political groups.
2. To appoint one member as a trustee to the Mid Pennine Arts Association following a change to its constitution.

**RECOMMENDATION**

3. (1) That Councillor Howard Baker replace Councillor Maureen McCaffrey on the Licensing Committee for the remainder of the municipal year.
- (2) That Councillor Tony Harrison be appointed as Trustee to the Mid Pennine Arts Association.

**REASONS FOR RECOMMENDATION**

4. The Council is required by law to ensure the allocation of seats on committees complies with the political balance rules.
5. The Council appoints three members to the Mid Pennine Arts Association, but following an amendment to its constitution to replace its Executive Committee with a Board of Trustees. only one member should be nominated to act as a trustee with voting rights at bi-monthly meetings. The others will attend the general meetings and be able to vote at these meetings.

**SUMMARY OF KEY POINTS**

6. The Council is required under the Local Government and Housing Act 1989 and the Political Balance Regulations under that Act to review the allocation of seats whenever there is change in the size of a political group represented on the council.
7. A review is required following the resignation of Councillor Arif Khan from the Liberal Democrat Group and the acceptance of him as a member of the Labour Group on 18<sup>th</sup> October 2010.

- 8. The political balance of the Council is now  
Liberal Democrats 22; Labour 15; Conservative 5; BNP 2; Independent 1
- 9. The political balance calculation has been re-applied on group proportions and has affected the composition of the Licensing Committee only. There are now 5 places allocated to the Labour Group; 7 places to the Liberal Democrat Group; 2 places to the Conservatives and 1 place to the BNP. This equates to one extra place allocated to the Labour Group and one less place to the Liberal Democrat Group. There are no other changes to Committees as a result of the calculation.
- 10. Having discussed this provision with the Group Leaders concerned the Council is recommended to make the above appointment to the Licensing Committee.
- 11. The current appointments to the Mid Pennine Arts Association are Councillors Charlie Bullas, Arif Khan and Tony Harrison. The Mid Pennine Arts Association has amended its constitution and has established a Board of Trustees which requires one of the three local authority members to be nominated as a trustee to attend and vote at bi-monthly Board meetings. The other representatives will be able to attend the general meetings and vote at them but not as trustees.
- 12. As a charity trustee nominated by the Authority a member must always register his/her interest in the charity. This is because a member is in a position of management over the charity and has an overriding legal duty to that body or organisation and not the Council. A member must always act in the best interests of that body or organisation, which may or may not coincide with the Council's.

**FINANCIAL IMPLICATIONS AND BUDGET PROVISION**

13. None

**POLICY IMPLICATIONS**

14.

**DETAILS OF CONSULTATION**

15. Group Leaders

**BACKGROUND PAPERS**

16. The Local Government and Housing Act 1989  
The Local Government (Committees and Political Groups) Regulations 1990.  
Mid Pennine Arts Association Constitution

**FURTHER INFORMATION**  
**PLEASE CONTACT:**  
**ALSO:**