

CANNOCK CHASE COUNCIL

COUNCIL

20 MAY 2009

REPORT OF THE CHIEF EXECUTIVE

REPRESENTATIVES ON OUTSIDE BODIES 2009/10

1. Purpose of Report

- 1.1 To consider the appointment of representatives to outside bodies for 2009-10 as set out in the schedule to be circulated at the Annual Council Meeting.
- 1.2 To confirm the Chief Executive's authority to make appointments to any other outside bodies throughout the municipal year, in accordance with the arrangements as set out in paragraph 4 of this report.

2. Recommendations

- 2.1 That Council determine the appointment of representatives to outside bodies for 2009/10.
- 2.2 That the Chief Executive, in consultation with the Political Group Leaders, makes additional appointments to any outside bodies, as necessary, throughout the municipal year.
- 2.3 That, in the event of the Political Group Leaders failing to agree on a nomination(s) to an outside body (as referred to in paragraph 2.2 above) the appointment will be a matter for determination by the Council.
- 2.4 That, subject to paragraph 2.2 above, the Chief Executive when appointing representatives to outside bodies, be authorised to determine which of the appointments should be classed as an 'approved duty' for the purposes of claiming travelling and subsistence expenses.

3. Background

- 3.1 Each year the Council appoints representatives to a number of outside bodies. A schedule of those bodies to which the Council appoints representatives together with nominations is usually circulated at the Annual Meeting of the Council.
- 3.2 In September 2008, the Council amended as part of the Constitution the procedure for the receipt of nominations for outside bodies by the Political Group Leaders. In doing so, Group Leaders are required to submit their nominations to the Chief Executive at least 48 hours prior to the commencement of the Annual General Meeting. Following

receipt of the nominations, no amendments shall be permitted. Therefore, a copy of the schedule, detailing the nominations received, will be circulated at the Annual General Meeting.

4. Details of Matters to be Considered

- 4.1 Council is requested to consider the appointment of representatives to outside bodies for 2009-10 as set out in the schedule to be circulated at the Annual Council Meeting.
- 4.2 Council is also requested to consider delegating authority to the Chief Executive to make appointments to any additional outside bodies, as necessary, throughout the municipal year, on receiving nominations from the Political Group Leaders.
- 4.3 In the event that the Political Group Leaders fail to agree on a nomination, the appointment of representative(s) to that body will be a matter for the full Council to determine.
- 4.4 Should Council agree to delegating authority to the Chief Executive to appoint representatives to outside bodies, then further delegated authority is sought for the Chief Executive to determine those appointments that are to be classed as an 'approved duty' for the purposes of the nominated representative claiming travelling and subsistence expenses.

5. Contribution to CHASE

- 5.1 The Council, through its democratic process, contributes to the each of the Council's strategic objectives, represented by the acronym CHASE.

6. Section 17 Implications

- 6.1 There are no identifiable implications in respect of Section 17 (Crime Prevention) arising from this report.

7. Human Rights Act Implications

- 7.1 There are no identifiable implications in respect of Human Rights Act arising from this report.

8. Data Protection Act Implications

- 8.1 There are no identifiable implications in respect of Data Protection Act arising from this report.

9. Risk Management Implications

- 9.1 There are no identifiable implications in respect of Risk Management arising from this report.

10. Legal Implications

- 10.1 Unless otherwise specified by statute, Section 101 of the Local Government Act 1972 empowers the Council to arrange for the discharge of any of its functions by an officer of the Council
- 10.2 The Local Government Act 1972, Section 101(1) provides that:
- subject to any express provision contained in this act or any act passed after this Act, a local authority may arrange for the discharge of any of their functions -
- (a) by a committee, a sub-committee or an officer of the authority..."
- 10.2 Council can therefore delegate the appointment of representatives on outside bodies to the Chief Executive.
- 10.3 Should the appointment relate to executive functions, then the power to delegate the making of such appointments to the Chief Executive rests with Cabinet in accordance with Section 15 of the Local Government Act 2000.

11. Financial Implications

- 11.1 There are no direct financial implications arising from this report. Any costs which arise from the appointments being determined an approved duty and thereby subject to travel and subsistence claims will have to be met from existing Members' budgets.

12. Human Resource Implications

- 12.1 There are no identifiable Human Resource implications arising from this report.

Background Papers

- Schedule of outside bodies.
- Correspondence received from various organisations concerning the appointment of representatives.