

**CANNOCK CHASE COUNCIL**  
**ANNUAL COUNCIL**  
**20 MAY 2009**  
**REPORT OF THE CHIEF EXECUTIVE**  
**ATTENANCE AT COUNCIL MEETINGS – Cllr Meaden**  
**KEY DECISION – NO**

**1. Purpose of Report**

- 1.1 This report seeks Council's approval to accept the reason for Councillor Meaden non-attendance at Council meetings.

**2. Recommendation(s)**

<p>2.1 Council is asked to consider whether it is prepared to accept the reason for Councillor Meaden's non-attendance at Council meetings (for the purposes of section 85 Local Government Act 1972) is due to his ill-health and that until such time he is deemed capable of attending Council meetings his attendance be excused.</p>
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**3. Conclusions and Reason(s) for the Recommendation(s)**

- 3.1 The Local Government Act 1972 (as amended), section 85 provides that when a Council Member fails to attend any meeting for six consecutive months from the date of his last attendance, he ceases to be a member of the authority unless the Council accepts a reason for the failure to attend (prior to the expiry of that six month period).
- 3.2 Attendance as a Member at a meeting of any Committee or Sub-Committee of the Authority or at a meeting of any Joint Committee, Joint Board or other body by whom for the time being any of the functions of the Authority are being discharged, or who were appointed to advise the Authority on any matter relating to the discharge of their functions, and attendance as a representative of the Authority at a meeting of any body is deemed to be attendance at a meeting of the Authority.
- 3.3 The Council can only consider a reason before the end of the six month period, namely 20 July 2009. Councillor Meaden last attended a Council meeting, namely Council, on 21 January 2009.
- 3.4 If a Member once loses his office through failure to attend for the six months period, the disqualification cannot be overcome by his subsequently resuming attendance. However, the office only becomes vacant when the Council declares it to be vacant, which the Council must do, when a casual vacancy arises (LGA 1972 s.87).

**4. Key Issues**

- 4.1 In view of the ill-health of Councillor Meaden, Council is asked to consider whether it is prepared accept this reason for his non-attendance at Council meetings so as to avoid his potential disqualification, as the elected Ward Councillor for Western Springs, under s.85 of the Local Government Act 1972 (as amended).

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**Section 1**

**Background**

**1. Background information**

1.1 Please see paragraphs 3 & 4 of the summary pages of the report.

**Section 2**

**2. Details of Matters to be Considered**

2.1 Council is asked to consider whether to agree to Councillor Meaden, the Ward Councillor for Western Springs, being excused from attending any further Council meetings on the grounds of ill-health until such time he is capable of attending such meetings.

**Section 3**

**3. Contribution to CHASE**

3.1 There are no CHASE contributions arising from this report.

**Section 4**

**4. Financial Implications**

4.1 There are no financial implications arising from this report.

**Section 5**

**5. Human Resource Implications**

5.1 There are no identified human resource implications arising from this report.

**Section 6**

**6. Legal Implications**

6.1 The legal implications are set out throughout this report.

**Section 7**

**7. Section 17 (Crime Prevention)**

7.1 There are no section 17 implications arising from this report.

**Section 8**

**8. Human Rights Act Implications**

8.1 There are no identified Human Rights Act implications arising from this report.

**Section 9**

**9. Data Protection Act Implications**

9.1 There are no identified Data Protection Act implications arising from this report.

**Section 10**

**10. Risk Management Implications**

10. There are no identified risk management implications arising from this report.

**Section 11**

**11. Equality and Diversity Implications**

11.1 There are no identified equality and diversity implications arising from this report.

**Section 12**

**12. Other Options Considered**

12.1 None

**Section 13**

**List of Background Papers**

None

**Annexes**

None