

REPORT OF THE GOVERNANCE COMMITTEE

The Governance Committee met on 10 May 2013. Attendances:

Councillor Glazier (Chairman)

Councillors Birch, Elkin, Simmons and Tutt

1. Appointment of Members to Committees, Sub-Committees, Panels and other bodies

1.1 In appointing Members to committees, sub-committees, most panels and some outside bodies the Council must comply with section 15 of the Local Government Act 1989 and subsequent Regulations. These provide that places on committees must be allocated to political groups in proportion to the number of seats on the Council held by each group, unless there is agreement, without dissent, that the provisions of the Act should not be applied.

1.2 The allocation of places to party groups must, so far as reasonably practicable, give effect to the following principles:

- (a) not all of the seats on the body can be allocated to the same political group;
- (b) where more than half the Members of the Council belong to one political group, that group shall have a majority on all committees, sub-committees, etc;
- (c) subject to (a) and (b) above, the total number of seats on the ordinary committees (including sub-committees) allocated to a political group reflects that group's proportion of the Members of the Council;
- (d) subject to (a), (b) and (c) above, the number of seats on each body allocated to a political group reflects the proportion of the seats on the Council held by the group.

1.3 The rules require seats to be allocated on a proportional basis "so far as practicable" and inevitably there must be some rounding up and rounding down. It is open to the Council to review the size and number of committees and sub-committees at any time.

1.4 Members of the Cabinet may not serve on the Scrutiny Committees or the Regulatory Committee and the Leader and Deputy Leader of the Council may not serve on the Standards Committee.

1.5 The Leader of the Council appoints the Cabinet and allocates portfolios to those Cabinet Members. Political balance provisions do not apply to the Cabinet

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1.6 The Group Leaders and Independent Members have been asked to let the Assistant

Director, Legal and Democratic Services have nominations to fill the places on committees, sub-committees, panels and other bodies covered in this report provisionally allocated to their group. The final list of nominations received will be circulated to Members of the

County Council on the day of the Annual Council meeting, for approval by the Council.

1.7 The tables below set out the number of Members belonging to each political group following the elections; their proportional entitlement to Committee and Sub-Committee places and the proposed allocations of Chairmen and Vice-Chairmen :

Group	Number of Councillors	%	Number of seats
Conservative	20	41	30
Liberal Democrat	10	21	15
Labour	7	14	11
UKIP	7	14	11
Independent Democrat Group	2	4	3
Independent	3	6	4
Total	49	100%	74

COMMITTEE	Conservative	Liberal Democrat	Labour	UKIP	Independent Democrat Group	Independent Group
Number of Councillors	20	10	7	7	2	3
Regulatory (18)	7.35 (7)	3.67 (3)	2.57 (3)	2.57 (3)	0.73 (1)	1.10 (1)
Planning (7)	2.86 (3)	1.43 (2)	1.00 (1)	1.00 (1)	0.29 (0)	0.43 (0)
Governance (5)	2.04 (2)	1.02 (1)	0.71 (1)	0.71 (1)	0.20 (0)	0.31 (0)
Standards Committee (7)	2.86 (2)	1.43 (1)	1.00 (1)	1.00 (1)	0.29 (1)	0.43 (1)
Scrutiny Committees:						
Audit, Best Value and Community Services(7)	2.86 (3)	1.43 (2)	1.00 (1)	1.00 (1)	0.29 (0)	0.43 (0)

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Children's Services (9)	3.67 (4)	1.84 (2)	1.29 (1)	1.29 (1)	0.37 (1)	0.55 (0)
Health Overview & Scrutiny (7)	2.86 (3)	1.43 (1)	1.00 (1)	1.00 (1)	0.29 (0)	0.43 (1)
Adult Social Care & Community Safety (7)	2.86 (3)	1.43 (1)	1.00 (1)	1.00 (1)	0.29 (0)	0.43 (1)
Economy, Transport and Environment (7)	2.86 (3)	1.43 (2)	1.00 (1)	1.00 (1)	0.29 (0)	0.43 (0)
TOTALS (74)	30	15	11	11	3	4

Committee	Chairman	Vice-Chairman
Regulatory	Conservative	
Adult Social Care and Community Safety Scrutiny Committee	Conservative	Labour
Audit, Best Value and Community Services Scrutiny Committee	Liberal Democrat	Conservative
Children's Services Scrutiny Committee	Liberal Democrat	Independent Democrat
Health Overview and Scrutiny Committee	Conservative	Independent Group
Economy, Transport and Environment Scrutiny Committee	Conservative	UKIP
Governance Committee	Conservative	
Planning Committee	Labour	Conservative
Pension Fund Investment Panel	Conservative	
Standards Committee	Conservative	

1.8 The following table sets out the recommended allocation of seats for Committees and Panels of between 3 and 12 seats:

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Committee size	Conservative	Liberal Democrat	Labour	UKIP	Independent Democratic Group	Independents
3	1.22 (1)	0.61 (1)	0.43 (1)*	0.43 (1)*	0.12 (0)	0.18 (0)
4	1.63 (2)	0.82 (1)	0.57 (1)*	0.57 (1)*	0.16 (0)	0.24 (0)
5	2.04 (2)	1.02 (1)	0.71 (1)	0.71 (1)	0.20 (0)	0.31 (0)
6	2.45 (3)	1.22 (1)	0.86 (1)	0.86 (1)	0.24 (0)	0.37 (0)
7	2.86 (3)	1.43 (1)	1.00 (1)	1.00 (1)	0.29 (0)	0.43 (1)
8	3.27 (3)	1.63 (2)	1.14 (1)	1.14 (1)	0.33 (0)	0.49 (1)
9	3.67 (4)	1.84 (2)	1.29 (1)	1.29 (1)	0.37 (0)	0.55 (1)
10	4.08 (4)	2.04 (2)	1.43 (1)	1.43 (1)	0.41 (1)	0.61 (1)
11	4.49 (4)	2.24 (2)	1.57 (2)	1.57 (2)	0.45 (0)	0.67 (1)
12	4.90 (5)	2.45 (2)	1.71 (2)	1.71 (2)	0.49 (0)	0.73 (1)

*Seat to be allocated to either the Labour Group or UKIP

This allocation relates to the following Committees and Panels

(a) East Sussex Music Service Management Committee (5 Members of the County Council)

(b) County Joint Consultative Committee (5 Members of the County Council)

(c) Pension Fund Investment Panel (3 Members of the County Council) - Agreed that the 3 Members of the County Council be nominated by the Leaders of the Conservative, Liberal Democrat and UKIP Groups;

(d) Governors Panel (7 Members of the County Council)

(e) Education Standards Panel (5 Members of the County Council; 3 from the appropriate Scrutiny Committee, the Lead Member with responsibility for Learning and School Effectiveness and one other Member)

(f) County Consultative Committee Governors (5 Members of the County Council, one of whom should be the Lead Cabinet Member for Learning and School Effectiveness who chairs the Committee).

(g) Joint Advisory Committee (Schools) (5 Members of the County Council of whom one should be the Lead Cabinet Member for Learning and School Effectiveness, and another should be a member of the Cabinet.

(h) Corporate Parenting Panel (7 Members of the County Council)

(i) Standing Advisory Council for Religious Education (5 Members of the County Council)

(j) Transport and Student Support Panel (3 Members of the County Council). The County Council has a custom of agreeing to waive the political balance provisions in relation to this Panel. Agreed that the three Members be nominated by the Leaders of the Conservative, Liberal Democrat and Labour Groups.

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East Sussex Fire Authority

1.9 Responsibility for the Fire Service in East Sussex rests with the East Sussex Fire

Authority which comprises 12 Members of the County Council and 6 Members of Brighton & Hove City Council. The political balance provisions apply to appointments to the Authority and the entitlement of each group is set out below:

Conservative – 5

Liberal Democrat – 2

Labour – 2

UKIP -2

Independent Group - 1

1.10 The Committee **recommends** the County Council to

(1) Allocate to the political groups the places on, and membership of, main Committees as set out in the table in paragraph 1.7;

(2) Appoint Chairmen and Vice-Chairmen to the main Committees as set out in the table in paragraph 1.7;

(3) Allocate places on the Committees and Panels of between 3 and 12 seats to Political Groups in accordance with the table in paragraph 1.8; and

(4) Allocate places on the East Sussex Fire Authority to Political Groups in accordance with the figures in paragraph 1.9 and appoint 12 Members to serve on the East Sussex Fire Authority.

2. Appointments to Outside Bodies

2.1 The Committee has considered appointments to various outside bodies. The County Council is invited to appoint members (in some cases non-County Councillors are eligible) to serve on a wide range of outside bodies. Appointments are normally made for the lifetime of the County Council. In the case of appointments being made now the term will be to the date of the Annual Council meeting in the next County Council full election year unless otherwise indicated, although in most cases it is open to the County Council to change its representation at any time by resolution.

2.2 Most of the appointments to outside organisations will be dealt with by the Governance Committee at its meeting on the 11 June, but those bodies where appointments cannot wait until then are set out below.

2.3 The Committee **recommends** the County Council to appoint the following Members to serve on the bodies listed below:

Local Government Association's General Assembly	Two Conservative Members One Labour Member One Liberal Democrat Member (All to be nominated by Group Leaders)
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County Councils Network	Councillor Glazier
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Urban and Rural Commissions	Two Conservative Members (to be nominated by the Group Leader) Councillor O’Keeffe (Independent) (non-voting representative)
Coastal Issues Special Interest Group	Conservative Member (to be nominated by the Group Leader))
Sussex Inshore Fisheries and Conservation Authority	One Conservative Member (to be nominated by the Group Leader)) Councillor Ungar (Liberal Democrat) Councillor Hodges (Labour)
South Downs National Park Authority	Councillor Sheppard (Conservative)
Conservators of Ashdown Forest	Four Conservative Members (to be nominated by the Group Leader)) Councillor St. Pierre (Liberal Democrat) Mr M Cooper One UKIP Member (to be nominated) One Independent Member (to be nominated by the Group Leader)
Regional Flood Defence Committee	One Conservative Member (to be nominated by the Group Leader))
Joint Waste Committee	Councillor Maynard (Conservative) Substitute Member to be nominated by the Group Leader (Conservative)
Sussex Police and Crime Panel	One Conservative Member (substantive appointment – to be Nominated by the Group Leader) Councillor St. Pierre (Liberal Democrat – second representative)

Councillor Glazier
Chairman

10 May 2013