

Report to Council

25 July 2023

Subject:	Appointment to Committees/Boards/Other Bodies and revision to Terms of Reference
Director:	Surjit Tour – Director of Law and Governance and Monitoring Officer
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1 Recommendations







- 1.1 To receive and consider revisions to appointments to committees, boards and other bodies established by the Council, as set out in Appendix A.
- 1.2 To approve the revised Terms of Reference for the General Purposes and Arbitration Committee, as set out in Appendix B.
- 1.3 That subject to 1.1 above, the nominations received be approved and appointed to those bodies with immediate effect.

2 Reasons for Recommendations

- 2.1 Appointments to positions on committee/boards/other bodies is a matter for Council to determine.



3 How does this deliver objectives of the Corporate Plan?

		The Council's decision-making structures are designed to support the delivery of Sandwell's Vision 2030.
		
		

4 Context and Key Issues

4.1 The Council's Constitution sets out the executive, scrutiny and constitutional functions and the rules and procedures for how the Council operates, it also prescribes the issues that the Council should address at its Annual Meeting in identifying the person(s) or bodies it wishes to carry out its functions as a local authority and the portfolios and terms of reference for those persons and bodies.

Health and Wellbeing Board

The Health and Care Act 2022 brought about changes to NHS structures, which has led to the loss of three GPs representing the Integrated Care Board on the Health and Wellbeing Board. These members are currently part of the Board's quorum so it has been necessary to review the membership, voting arrangements and quorum. The statutory duties of the Board have not changed, nor has the statutory membership, save for replacing "Clinical Commissioning Group" with "Integrated Care Board".

In accordance with S194 of the Health and Social Care Act the Health and Wellbeing Board has been consulted on the proposed changes and there are no objections. The revised membership, voting arrangements and quorum are set out in the attached Appendix



Terms of Reference – General Purposes and Arbitration Committee

Following approval of the Private Sector Housing Assistance Policy and the Policy on Adaptations for Disabled Tenants in Council Housing by Cabinet at its meeting on 7 June 2023, appeals in relation to adaptations have now been delegated to the Director of Housing. The terms of reference for General Purposes and Arbitration Committee have therefore been revised to remove reference to these appeals.

Co-opted Representation on Committees dealing with Educational Matters

Guidance in relation to the implementation of the Local Government Act 2000 and Localism Act 2011 advises that Church and Parent Governor representatives must be appointed to the relevant overview and scrutiny committee(s) where education matters are being discussed.

The Council's Constitution therefore provides that the Children's Services and Education Scrutiny Board shall include in its membership the following voting representatives:-

- (a) 1 Church of England diocese representative;
- (b) 1 Roman Catholic Archdiocese representative;
- (c) 2 Parent Governor representatives.

If the scrutiny board deals with matters other than education functions that are the responsibility of the executive, these representatives shall not vote on those matters, although they may stay in the meeting and speak.

5 Alternative Options

- 5.1 There is no alternative option. Appointment of elected members to committees and other/outside bodies and revisions to terms of reference of constitutional committee can only be made by full Council.



6 Implications

Resources:	There are no direct resource implications arising from this report.
Legal and Governance:	Council can determine the making of non-executive appointments to committees and other fora. Council is under a legal and constitutional obligation to make appointments to its committees, boards and other fora to ensure the effective operation of the Council's functions and other obligations, duties and responsibilities.
Risk:	A risk assessment is not required.
Equality:	An equality impact assessment is not required.
Health and Wellbeing:	The proposals have no direct implications.
Social Value	The proposals have no direct implications.
Corporate Parenting:	There are no direct implications.

7. Appendices

Appendix A – Revision to Appointments to Committees, Boards and Other Bodies

Appendix B – Revised Terms of Reference – General Purposes and Arbitration Committee.

8. Background Papers

None.



Appendix A

Committee/Board/Other Body	Revision/nomination
River Trent Regional Flood and Coastal Committee	Replace Councillor Jalil with Cabinet Member for Environment & Highways
Children's Services and Education Scrutiny Board - Co-opted Primary Parent Governor Representative	Yvonne Ologbo
Health and Wellbeing Board	See attached

