

Council

25 March 2021



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| | Programme Board/Development Sub-Committee |
| Purpose of the report | To make a decision |
| Report Author | Victoria Statham Group Head of Corporate Governance |
| Recommendations | To extend the membership of the current Programme Board Cabinet Sub-Committee to include additional Councillors. To resolve to adopt the terms of reference for a Development Sub-Committee from the Annual Council Meeting as set out in this report. |
| Reason for Recommendation | To put into effect the Council motion and to ensure the arrangements are in place for the adoption of the Committee System |

1. Background

- 1.1 At the Extraordinary Council meeting of the 21 January 2021 it was resolved by the Council that the development projects would be included in the Capital Programme (and were subsequently reflected in the Capital Programme approved by Council in February) and that the progress of these schemes will be reviewed by a properly constituted sub-committee of the Corporate Policy and Resources Committee and a cross-party entity agreed in the interim by the full Council.
- 1.2 Subsequently, on 24 February 2021 Cabinet resolved to appoint a sub-committee, the Assets Programme Board (Investments and Development) with the Terms of Reference as set out in Appendix A. There is a desire to move forward the motion of the 21 January 2021 to make this Cabinet sub-committee cross-party for the interim period prior to the move to a Committee System.
- 1.3 At this Council meeting the Council will make the decision on whether to move from a Leader and Cabinet governance model to a Committee system. The terms of reference of the proposed committees form part of the recommendation from the Member's Code of Conduct Committee. The terms of reference for the Development Sub-Committee did not form part of the report to the Member's Code of Conduct Meeting due to time constraints and therefore forms part of this report to Council for approval.

2. Programme Board – Cabinet Sub-Committee

- 2.1 Under Section 101 of the Local Government Act 1972 the Council has the power to appoint Councillors to a sub-committee of the authority.

- 2.2 In order to fulfil the requirements of the motion of the Council of the 21 January 2021 it is proposed that the membership of the Cabinet Sub-Committee be extended and that the following additional Councillors be appointed to that sub-committee: Cllr R Smith-Ainsley, Cllr L Nichols and Cllr I Beardsmore. This sub-committee will cease upon the move to the Committee system with the new Development Sub-Committee taking effect.

3. Terms of reference for a Development Sub-Committee

- 3.1 Council and a committee can appoint a sub-committee. The proposed constitution sets out the proposed position on the appointment of sub-committees:
- (a) All Committees will recommend to the Council the appointment of one or more Sub-Committees with decision-making powers to execute any of the functions delegated by the Council to that Committee.
 - (b) Membership of sub-committees does not need to be restricted to Members of the relevant parent Committee.
 - (c) At the Annual Council Meeting the Council will decide which committees and sub-committees to establish for the municipal year.
- 3.2 There are no restrictions in the Local Government Acts which restricts the membership of a sub-committee to members of the 'parent' committee, in this case the Corporate Policy & Resources Committee.
- 3.3 In order to prepare for a move to a Committee System (if resolved), amendments to the relevant parts of the Constitution have been considered by the Member's Code of Conduct Committee and a recommendation has been put forward by that committee. The terms of reference for the other committees were presented to that committee however the terms of reference for this sub-committee could not be included as the terms were to be finalised.
- 3.4 It is proposed that this sub-committee be called the Development Sub-Committee to reflect the terms of reference.
- 3.5 The proposed terms of reference for a Development Sub-Committee are at Appendix B. The wording used in these proposed terms of reference have been amended from those of the current Cabinet Sub-Committee to fit with the committee system of governance and to ensure they are clear. These are recommended for adoption.

4. Timetable for implementation

- 4.1 Following the resolution, the Local Government Act 2000 provides that the earliest date by which a change in governance form may be implemented is following the Annual Council Meeting. The new Development Sub-Committee will take effect at this time. Until that time the cross-party Cabinet Sub-Committee have the remit as set out in the current terms of reference.

Background papers: There are none

Appendices:

Appendix A – Terms of reference of Cabinet Sub-Committee (Assets Programme Board (Investments and Development))

Appendix B – Proposed Terms of Reference of Development Sub-Committee