

**WARDS AFFECTED: ALL**

**CABINET**

**18<sup>th</sup> June 2019**

**APPOINTMENT OF MEMBERS TO SERVE ON JOINT COMMITTEES  
EXERCISING EXECUTIVE FUNCTIONS FOR THE 2019/2020 MUNICIPAL YEAR**

**Report of the Head of Legal and Democratic Services**

**1. Purpose of Report**

- 1.1 To consider the appointment of Members to serve on the Yorkshire Purchasing Organisation Management Committee and associated bodies, and the Leeds City Region Business Rates Pool Joint Committee which are Joint Committees under Section 101(J) of the Local Government Act 1972.
- 1.2 To consider the appointment of Members to serve on the Calderdale Admissions Forum, falling under paragraph 3.2.1(iv) of the Calderdale Admissions Forum's Constitution "nomination by Calderdale's Cabinet" (a maximum of 4 members will be nominated in this way).

**2. Need for a Decision**

Following the appointment of Members to the Joint Committees in June 2012, it is necessary to consider the appointments to be made for the 2019/2020 Municipal Year. Under the Council's Constitution it falls to the Cabinet to make the appointments to the Joint Committees (which exercise executive functions). It is also necessary to appoint to the Calderdale Admissions Forum.

**3. Recommendation**

- 3.1 In relation to the Yorkshire Purchasing Organisation (YPO):
  - a) one Cabinet Member and one other Member be appointed to serve on the YPO Management Committee together with two named substitutes;
  - b) it be decided which one of the two Members appointed to serve on the Management Committee should be given the voting rights;
  - c) the voting Member and the second Member on the Management Committee appointed at (a) above be appointed as Director and Alternate Director (respectively) on YPO Holdings Ltd;
  - d) Cabinet agrees to waive the political balance rules which apply to the YPO Joint Committee in accordance with Section 17 of the Local Government and Housing Act 1989.
- 3.2 In relation to Leeds City Region Business Rates Pool Joint Committee (established from 1<sup>st</sup> April 2015):
  - a) the Leader of the Council be appointed to serve on the Leeds City Region Business Rates Pool Joint Committee

- 3.3 In relation to the Calderdale Admissions Forum for the 2019/20 Municipal Year a maximum of 4 members will be nominated;

#### **4. Background and/or details**

- 4.1 For the 2019/2020 Municipal Year, appointments were made to the Yorkshire Purchasing Organisation (YPO) Management Committee and associated bodies, as follows;

YPO Management Committee – Councillors Scullion (voting rights) and Mrs Carter. Councillor Lambert (substitute) and a remaining vacancy substitute position.

YPO Holdings Limited – Councillors Scullion (Director) and Mrs Carter (Alternate Director) (The Members appointed are required to be the same Members as those appointed to the Management Committee with the voting Member being appointed as Director).

- 4.2 Under the Council's Constitution appointments to these Joint Committees (which exercise executive functions) are made by Cabinet.
- 4.3 The Local Authorities (Arrangements for the Discharge of Functions) Regulations provide that where more than one Member of an Authority is a Member of the Joint Committee, at least one Member of the executive (the Cabinet) of the Authority shall be a Member of the Joint Committee. The political balance requirements no longer apply to these appointments.
- 4.4 Insofar as YPO appointments are concerned, YPO has indicated that it would be preferable if this Council could appoint two named substitutes to the Management Committee to cover for those occasions where the Member appointed to the Management Committee is unable to attend.

This Council has one vote at meetings of the Management Committee and Members are asked to agree which of the two representatives appointed should be given the voting rights. Previously this has been decided prior to the commencement of meetings of the Management Committee, but the YPO would prefer if Councils could make this decision at the time the appointments are made.

The Organisation also has four Sub-Committees:-

- Executive;
- Scrutiny;
- Audit; and
- JCC/Appointments

Members of the Management Committee will be asked for their preferences regarding Sub-Committee membership.

As a Joint Committee, the Local Government and Housing Act 1989 provides that rules of proportionality should apply, unless a decision is taken to disregard it. The YPO has asked that this Council passes a

resolution which agrees to waive the political balance rules which apply to the YPO Management Committee.

## **5. Financial Implications**

Councillors may claim travelling expenses in relation to their attendance at meetings.

Ian R Hughes

Head of Legal and Democratic Services

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**FOR FURTHER INFORMATION ON THIS REPORT CONTACT:**

Dianne Chapman Telephone 01422 393014