

Item No. 3.	Classification: Open	Date: May 23 2007	Meeting Name: Council Assembly
Report title:		Appointment of Leader and Executive, Establishment of Committees and Other Constitutional Issues - 2007/08 Municipal Year	
Ward(s) or groups affected:		All	
From:		Strategic Director of Legal and Democratic Services	

RECOMMENDATIONS

1. That council assembly consider the following constitutional issues for the coming municipal year 2007/08:
 - Appointment of leader and the executive
 - Proportionality/size and composition of committees
 - Appointment of chairs and vice chairs
 - Appointment of councillor members on standards committee
 - Appointment of councillor members on licensing committee
 - Establishing the voluntary bodies appointment panel
 - Establishing the constitutional steering panel
 - Agreeing dates of council assembly meetings for 2007/08
 - Appointments to local government association general assembly
2. That council assembly notes the appointment of political group leaders, deputies and whips, as set out in Appendix A.

Appointment of Leader of the Council and the Executive

3. That council assembly elects a leader of the council.

Notes:

 1. *Following the appointment of the leader, council assembly will receive a report by the leader on nominations for appointment to the executive. The leader can nominate between 2 and 9 members to form an executive. The leader can also report on any further delegations as set out in paragraph 26, subject to the approval of council assembly.*
 2. *The leader will report on the establishment of the Major Projects Board as an executive committee for the municipal year 2007/08. The revised matters reserved to the board are attached as an appendix to the constitutional review report.*
4. That council assembly appoints the executive.

Proportionality/Size and Composition of Council Committees

5. That the corporate parenting panel be reconstituted as an ordinary committee. Its terms of reference to include reviewing and monitoring the council's role as a corporate parent and making recommendations to the executive on action deemed necessary.

Note: The corporate parenting panel is comprised of 7 places, allocated on a politically proportionate basis of 3 Labour, 3 Liberal Democrat and 1 Conservative, including the executive member with responsibility for children's services. As an ordinary committee, allocation of places would be determined by political proportionality relative to other ordinary committees.

6. That the size and composition of the council's regulatory and other committees be established and appointed as follows:

The new figures are shown in bold. The 2006/07 figures are shown in brackets.

Committee	Total	Liberal Democrats	Labour	Conservative
Committee 1 (in 2006/07 - Appointments Committee)	7 (7)	3 (3)	3 (3)	1 (1)
Committee 2 (in 2006/07 - Planning Committee)	7 (7)	3 (3)	3 (3)	1 (1)
Committee 3 (in 2006/07 – Disciplinary Appeals Committee)	9 (8)	4 (4)	5 (4)	0 (0)
Committee 4 Audit Committee	5 (5)	2 (2)	2 (2)	1 (1)
Committee 5 Corporate Parenting Panel	7	3	3	1
Total	35	16	16	4

*Notes: 1. The size and composition of the council's regulatory and other committees known as "ordinary committees" is set out above. This is based on a total number of **35** seats and includes the committees established in the 2006/07 municipal year and the corporate parenting committee. The proportionality is based on the total number of seats compared to the overall allocation of seats each political group has on the council (see Appendix E).*

The proposed allocation is based on the assumption that the disciplinary appeals committee contains an additional place for the Labour Group. However members should note that this is only one

option and other variations are possible.

2. *It is for council assembly to agree the total number of seats and allocate the appointments, planning, disciplinary appeals, audit and corporate parenting committees to committees numbered 1 to 5 in the table above.*
3. *At least one member of the executive shall serve on the appointments committee.*
4. *Only one member of the executive and only one member of the overview and scrutiny committee shall serve on the audit committee.*
5. *It is proposed that the corporate parenting panel to be chaired by the executive member with responsibility for children's services, who would be nominated by his/her political group.*
6. *No more than one member of the executive may be a member of the audit committee and no executive member may chair the committee. No more than one member of the overview and scrutiny committee may be a member of the audit committee and no member of the overview and scrutiny committee may chair the committee.*

Community Councils

7. That the size and composition of community councils as set out in Appendix B be noted.

Overview and Scrutiny Committee

8. That the size and composition of the overview and scrutiny committee, as set out below, be approved:

Committee	Total	Liberal Democrats	Labour	Conservative
Overview & Scrutiny Committee	9 (9)	4 (4)	4 (4)	1 (1)

- Notes:*
1. *The overview and scrutiny procedure rules provide that the overview and scrutiny committee will consist of the chair, vice chair and the chairs of the scrutiny sub committees provided that the proportionality rules are not compromised. Each political group is permitted to nominate one non-executive member should this be necessary to maintain proportionality, for example, where there are fewer chairs of scrutiny sub committees than places on the overview and scrutiny committee.*
 2. *The overview and scrutiny committee and any sub committee which scrutinises the council's education functions will contain in its membership four voting co-opted members comprising one Church of England, one Roman Catholic Church and two*

parent governor representatives.

3. *No member of the executive shall serve on a scrutiny committee.*
4. *In 2006/07 the overview and scrutiny committee comprised 9 members. The political composition of the committee was Liberal Democrats 4; Labour 4; and Conservative 1.*

Scrutiny Sub committees

9. That in accordance with overview and scrutiny procedure rules, the themed scrutiny sub committees be appointed by overview and scrutiny committee.

Note: The overview and scrutiny committee shall meet at the rise of council assembly.

Appointment of Chairs and Vice chairs

10. That council assembly appoints the chair and vice chair of the overview and scrutiny committee.
11. That council assembly considers whether it wishes to appoint chairs and vice chairs for the following committees:

- (i) Planning committee
- (ii) Licensing committee
- (iii) Appointments committee
- (iv) Disciplinary appeal committee
- (v) Audit committee
- (vi) Corporate parenting panel

Note: The executive member for children's services and education will chair this committee. Council assembly is asked to formally approve this appointment.

- (vii) Community councils
 - Borough and Bankside
 - Bermondsey
 - Rotherhithe
 - Walworth
 - Peckham
 - Camberwell
 - Nunhead and Peckham
 - Dulwich

Note: All outstanding appointments will be referred to the first meeting of the respective committee or community council in the 2007/08 municipal year.

Standards Committee

12. That council assembly appoints five councillors to serve on the standards committee. Officers recommend allocating members places on the basis of 2 Liberal Democrat, 2 Labour, and 1 Conservative as the lowest number of councillors at which the committee would be proportionate and on which all political groups are represented (as defined by the Local Government and Housing Act 1989 and Regulation 8 of the Local Government (Committees and Political Groups) Regulations 1990)

Note: In 2006/07 the allocation of seats was 2 Liberal Democrat, 2 Labour and 1 Conservative. This was proportionate and ensured all political groups were represented. Independent members must make up 25% of the membership.

13. That council assembly notes the serving independent members (appointed in accordance with the Relevant Authorities (Standards Committee) Regulations 2001) and their date of retirement from office:
 - (i) Wendy Golding – (until constitutional council May 2007)
 - (ii) Jean Sackur (until constitutional council May 2008)
 - (iii) Bola Ogun (until constitutional council May 2009)
 - (iv) Mark Roelofsen (until constitutional council May 2009)
14. That in accordance with article 9(f) of the constitution, the election of chair and vice chair takes place at the first meeting of the standards committee in the 2007/08 municipal year.

Licensing Committee

15. That council assembly appoints 15 councillors to serve on the licensing committee with the following allocation of seats: 7 Liberal Democrat, 7 Labour and 1 Conservative.

Notes:

1. *In 2006/07 council assembly agreed to establish the committee on a proportionate basis.*
2. *For 2007/08 the proportionate allocation would remain the same. The allocation is a matter for council assembly to decide and need not be proportionate.*

Licensing Sub Committee

16. That council assembly appoints a licensing sub committee with delegated authority to hear all license applications including personal and premises licenses, reviews of licenses and temporary event notices. The sub committee to include all members of the licensing committee with a quorum of three members.

Urgency Committee

17. That council assembly agree to reconstitute the urgency committee to function during an interim period between a municipal election and council assembly with the following terms of reference and membership:

- Terms of Reference - delegated power to exercise all the functions of the council, that are not reserved to council for decision in cases where, in the opinion of the chief executive it is necessary to act urgently in order to secure the efficient and expeditious conduct of the council's business.
- Membership - the membership of the committee to comprise the leaders (or nominee) of the two largest political groups of the council (1 reserve member each – deputy leaders (or nominee)).

Establishment of Voluntary Bodies Appointment Panel

18. That council assembly establishes and determines the composition of the voluntary bodies appointment panel which will be responsible for making recommendations on appointments to Southwark charities and making appointments to school governing bodies.

Note: It is proposed that there be six members of the panel, including one independent member. In 2006/07 the panel, which was appointed by the standards committee, comprised 2 Liberal Democrat, 2 Labour and 1 Conservative member.

Constitutional Steering Panel

19. That council assembly agrees to establish a constitutional steering panel comprised of the whips of each political group represented on the council and in accordance with the terms of reference set out in paragraphs 52 and 53.

Calendar

20. That council assembly agrees to the following dates for meetings of council assembly and that these dates be fixed in the council calendar for the municipal year 2007/08:

- (i) May 16 2007 (Mayor making)
- (ii) May 23 2007 (Constitutional)
- (iii) June 27 2007 (Ordinary and Statement of Accounts)
- (iv) September 12 2007
- (v) November 21 2007
- (vi) January 23 2008
- (vii) February 20 2008 (Budget setting)
- (viii) April 16 2008
- (ix) May 14 2008 (Mayor making)
- (x) May 21 2008 (Constitutional)

Note: The draft calendar of meetings, based on a six-week cycle, is attached as Appendix C

Appointments to Local Government Association General Assembly

21. That council assembly makes appointments to the LGA General Assembly (see Appendix D).

Other Appointments to Joint Committees/Outside Bodies

22. That council assembly notes the executive and standards committee will make appointments to all other outside committees and bodies for the municipal year 2007/08, as required by part 3N of the constitution.

BACKGROUND INFORMATION

23. The constitution is updated annually and the recommendations in this report are based on the current constitution.
24. The proposal to reconstitute the corporate parenting committee as an ordinary committee of the council received cross party support at the meeting of the constitutional steering panel held on Tuesday May 1 2007.

KEY ISSUES FOR CONSIDERATION

Appointment of Leader of the Council and Appointment to the Executive

25. The council is required to appoint a leader of the council. The leader will present a report on how the executive functions of the council will be exercised, subject to the approval of council assembly. The elected leader must then proceed to nominate his/her executive for appointment by council assembly. In accordance with the constitution this can consist of a minimum of 2 and up to a maximum of 9 nominated members, whose portfolios are determined and allocated by the leader. In 2006/07 the leader appointed nine executive members and allocated the following portfolios:
- Leader (including responsibility for setting strategic direction and key priorities, overseeing the development of financial strategies, customer relationships policy, and representing the council in the community)
 - Deputy Leader (responsible for housing policy and the executive's relationship with the scrutiny committee)
 - Community Safety
 - Health And Adult Care
 - Environment
 - Children's Services and Education
 - Citizenship, Equalities and Communities
 - Resources
 - Culture, Leisure and Sport
 - Regeneration
26. The leader can report on any further delegations including:
- The extent of any authority delegated to executive members individually, including details of the limitation on their authority;
 - The terms of reference and constitution of executive committees, such as the major projects board;
 - The nature and extent of any delegation of executive functions to community councils, any other authority or joint arrangement; and
 - The nature and extent of any delegation to officers with details of any limitation on that delegation.
27. Any such delegations are then put to council assembly for approval.

Proportionality – The Legal Position

28. The Local Government and Housing Act 1989 covers the allocation of seats to political groups, it makes no provision for single independent members so they do not form part of the proportionality considerations.
29. Seats on committees and sub committees must be allocated in accordance with the four principles of proportionality contained in sections 15, 16 and 17 of the Local Government and Housing Act 1989. There is a duty to give effect to the following principles, as far as is reasonably practicable:
- (i) That not all the seats on a committee or sub committee are allocated to the same political group;
 - (ii) That the majority group must have the majority of seats on each committee or sub committee;
- Note: As no one group has an overall majority on the council, this principle is not relevant.*
- (iii) Subject to (1) and (2) above, it must be ensured that the proportion of each political group's seats of the total number of seats on "ordinary committees" reflects, as closely as possible, their proportion of seats on full council; and,
 - Notes: 1. The ordinary committees are appointments, planning and disciplinary appeals. The total number of seats on these 3 committees must be allocated as proportionately as is reasonably practicable.*
 - 2. The licensing committee is appointed under the Licensing Act 2003 and the overview and scrutiny committee is appointed under section 21 of the Local Government Act 2000. Neither committee is an ordinary committee.*
 - (iv) Subject to (i) to (iii) above, the proportion of each political group's seats on each committee and sub committee reflects as closely as possible their proportion of seats on full council.
- Note: This rule applies to all committees, sub committees and joint committees, except for licensing committee, standards committee and community councils.*

Regulatory and Other Committees.

30. The regulatory and other committees are the "ordinary committees" of the council which in 2006/07 were:
- Appointments committee
 - Planning committee
 - Disciplinary appeals committee
 - Audit committee
31. As noted in paragraphs 5 and 6, it was recommended by the constitutional steering panel that the corporate parenting panel be reconstituted as an ordinary

committee of the council. If council assembly approves the recommendation, this will bring the number of ordinary committees of the council up to five.

32. The licensing committee and the standards committee are constituted under the Licensing Act 2003 and Local Government Act 2000 respectively and are dealt with separately.
33. The total number of seats on the four ordinary committees is allocated and then divided between the four committees to give each committee as proportionate an allocation as is possible within the overall limit.

Overview and Scrutiny Committee

34. The overview and scrutiny committee and its sub committees are not “ordinary” committees and each is considered for the purposes of proportionality.

Overview and Scrutiny Sub committees

35. In accordance with the overview and scrutiny procedure rules, the overview and scrutiny committee appoints themed scrutiny sub committees. The constitution specifies that the appointment and composition of themed scrutiny committees/sub committees be considered at the first meeting of the overview and scrutiny committee.
36. In previous years the overview and scrutiny committee has agreed to vary the size and numbers on each sub committee to provide for greater cross-party representation (otherwise there would have been no Conservative members on any scrutiny sub committees). Overall this produced a disproportionate result.
37. In addition, consideration should be given to individual members who do not form a political group on the council. There is one such member now sitting on council. Although not included in proportionality rules, the overview and scrutiny committee may wish to consider allocating a place on a scrutiny sub committee to enable the member concerned to play a part in the scrutiny functions in their capacity as non-executive members.
38. The allocation of seats in 2006/07 on scrutiny sub committees was as follows:

Scrutiny sub committee	Lib Dem	Labour	Cons.	Total	Chair/ Vice chair 2006/07
Environment and Community Support	3	3	1	7	Lab / LD
Children’s Services and Education	4	3	0	7	Lab / LD
Regeneration and Resources	3	3	1	7	Con / LD
Health and Adult Care	3	3	1	7	LD / Lab
Housing	3	3	0	6	LD /Lab

39. Sub committees are not “ordinary” committees and, as such, are considered individually for the purposes of proportionality. So far as it is reasonably practicable, the allocation of seats on each sub committee should accord with the proportional allocation of seats on the parent committee.
40. The most proportionate allocation of seats will depend on the size of the committee. The table below shows the most proportionate arrangements for individual committees.

Committee Size	Liberal Democrat	Labour	Conservative
Nine Members	4	4	1
Seven	3	3	1
Six	3	3	0
Five	2	2	1
Four	2	2	0

41. Members can agree an allocation that is disproportionate, provided no member votes against this.

Appointments to Seats

42. Section 16(1) of the Local Government and Housing Act 1989 provides that it is the duty of an authority or committee to exercise its power to make appointments in such a way as to give effect “to such wishes about who is to be appointed to the seats on that body which are allocated to a particular political group as are expressed by that group”.
43. There is no requirement that a seat allocated to a particular group can only be filled by a member of that group. Therefore, groups have a discretion to allocate seats as they wish, including to a member of another group, or an individual councillor or councillors sitting on the council.

Appointment of Chairs and Vice chairs

44. With the exception of the standards committee, chairs and vice chairs may be appointed directly by council assembly, or the appointments may be delegated to the first meeting of the relevant committee.
45. In the case of the corporate parenting committee, it is proposed that the executive member with responsibility for children’s services be appointed chair.

Standards Committee

46. It is recommended that the standards committee comprise five councillors, including at least one member from each political group as defined by the Local Government and Housing Act 1989. Section 53(10) of the Local Government Act 2000 provides that the duty to allocate seats to political groups does not apply to a standards committee. The power to appoint members of the committee vests in council assembly and, in practice, council assembly has appointed members on the basis of the number of seats allocated to each

political group. Not more than one executive member may serve on the standards committee.

47. At least 25% of the committee's membership must be independent. Council assembly has previously agreed that the term of office for independent members be three years, with one independent member retiring each year. Independent members serve a maximum of two terms.
48. The following independent members will continue to serve on the standards committee after constitutional council:
 - Jean Sackur - until Constitutional council May 2008
 - Bola Ogun (until constitutional council May 2009)
 - Mark Roelofsen (until constitutional council May 2009)
49. There is one vacancy for an independent member and the independent selection panel will be asked to make a recommendation to council assembly on the appointment of an independent member.
50. The chair and vice chair are appointed at the first meeting of the committee in the new municipal year. The chair is elected from the independent members of the committee.

Licensing Committee

51. Section 6 of the Licensing Act 2003 requires a licensing committee of 10 to 15 members. Council agreed in December 2004 that the licensing committee should comprise 15 members in order to achieve maximum flexibility. The power to appoint the committee vests in council assembly.
52. There is no requirement in the Licensing Act 2003 that the licensing committee should be proportionate. Council assembly agreed in December 2004 to establish the current committee on a proportionate basis. Council assembly, in 2006/07, agreed the following allocation of seats: 7 Liberal Democrat, 7 Labour and 1 Conservative. This remains the most proportionate allocation.
53. The Licensing Act 2003 makes no provision to appoint reserve members.

Reserve Members

54. Council procedure rule 2.6(2) and overview and scrutiny procedure rule 1(1.3) make provision, respectively, for the appointment of reserve members to council committees and to overview and scrutiny sub committees. There is no provision for reserves on the licensing committee.
55. Each political group can appoint reserve members. The number of reserve members a group can appoint is, with the exception of the overview and scrutiny committee, one less than the number of seats the group holds on the committee or sub committee.
56. If a political group holds only one seat on a committee or sub committee, that group may appoint a reserve member.

57. The number of reserve member seats on the overview and scrutiny committee that each political group can nominate is equal to the number of seats each group holds on the committee.

Establishment of Voluntary Bodies Appointment Panel

58. Council assembly will consider the establishment and composition of the voluntary bodies appointment panel, which will be responsible for making recommendations on appointments to Southwark charities and for making appointments to school governing bodies.

Constitutional Steering Panel

59. The constitutional steering panel is responsible for reviewing and recommending amendments to the constitution. It is also responsible for making recommendations to council assembly for the award of the Honorary Freedom of the Borough and Honorary Aldermen.
60. Membership of the panel comprises the group whips of each political party represented on the council.

Council Calendar

61. A calendar of council meetings for the 2007/08 municipal year has been prepared and is shown at appendix C.
62. The calendar is based on a 6-week cycle. The allocation of dates necessarily includes a number of deviations from the 6-week cycle to allow for school holidays, party conference and other committed dates. There are two executive meetings scheduled in each cycle and scrutiny sub committees are indicated by a number in the draft calendar, pending their establishment by the overview and scrutiny committee.
63. Dates of meetings of the audit committee, the corporate parenting committee and the major projects board are still to be added to the council calendar and this will be done when the dates are confirmed.
64. In respect of meetings other than council assembly, this calendar is subject to amendments, additions and cancellations. Revised details of meetings will be sent to members regularly. The dates proposed for council assembly meetings are included in the calendar and council assembly is asked formally to agree these, in accordance with the relevant statutory provision.

Appointments to Local Government Association General Assembly

65. Council assembly is asked to appoint four representatives to the Local Government Association (LGA) General Assembly and allocate 5 votes amongst the representatives. The LGA encourages local authorities with 3 or 4 representatives to allocate at least one position and vote to a minority group leader.

Appointments to Outside Bodies & Joint Committees

66. Government guidance states that appointments to outside bodies and joint committees are "local choice" functions. As such, the executive should make

appointments that correspond to functions for which the executive has responsibility (e.g. housing, education, social services, regeneration, etc.). Council assembly agreed in 2003 that appointments to outside bodies, where they are not a function of the executive, should be the responsibility of standards committee.

67. The nomination of representatives to serve on the various London Councils committees and fora is normally the responsibility of the executive, as a local choice function. However, as the deadline for nominations is June 1 2007, council assembly is asked to agree the nominations for the year 2007/08 (see separate report).

Establishment and Appointment of Working Parties, Panels and Boards

68. The executive will consider the establishment and appointment of working parties, panels and boards where the function falls within the responsibility of the executive (e.g. housing, education, social services, regeneration, etc.).

BACKGROUND DOCUMENTS

Background Papers	Held At	Contact
Constitutional issues 2006/07 Council assembly May 2005 report	Town Hall Peckham Road London SE5 8UB.	Cameron MacLean 020 7525 7236

APPENDICES

List of Appendices
Appendix A - Appointments of Political Group Leaders, Deputies and Whips
Appendix B - Appointments of Regulatory and Other Committees
Appendix C - Draft Calendar 2007/08
Appendix D - LGA General Assembly Appointment
Appendix E – Committee Proportionality

AUDIT TRAIL

Lead Officer	Deborah Collins, Director of Legal and Democratic Services	
Report Author	Ian Millichap, Constitutional Team Manager Cameron MacLean, Constitutional Officer	
Version	Final	
Dated	11.05.07	
Key Decision?	No	
CONSULTATION WITH OTHER OFFICERS / DIRECTORATES / EXECUTIVE MEMBER		
Officer Title	Comments Sought	Comments Included
Director of Legal and Democratic Services	Yes	Yes
Executive Member	N/A	
Date final report sent to Constitutional Support Services	11.05.07	

PARTY GROUP LEADERS, DEPUTIES AND WHIPS 2006/2007

1. LIBERAL DEMOCRAT GROUP

Leader	Councillor Nick Stanton
Deputy Leader	Councillor Caroline Pidgeon
Chief Whip	Councillor David Hubber

2. LABOUR GROUP

Leader	Councillor Peter John
Deputy Leader	Councillor Fiona Colley
Chief Whip	Councillor Paul Bates

3. CONSERVATIVE GROUP

Leader	Councillor Kim Humphries
Deputy Leader	Councillor Toby Eckersley
Chief Whip	Councillor Lewis Robinson

May 2007

REGULATORY AND OTHER COMMITTEE APPOINTMENTS 2007/08

APPOINTMENTS COMMITTEE

Summary of Functions	Status	Membership	How often it Meets	Politically Proportionate
To determine appointments to posts of chief officers, chief finance officer and borough solicitor. To constitute the disciplinary appeals sub committee.	Committee	8 Councillors	Ad hoc	Yes (Statutory)

Allocation 2006/07 (No. of Reserves in brackets)	Proposed Allocation 2007/08 (No. of Reserves in brackets)	Appointments to Committees	Nominations Received 2007/08
Liberal Democrats: 4 (3) Labour: 3 (2) Conservatives: 1 (1)		Chair Vice chair	

PLANNING COMMITTEE

Summary of Functions	Status	Membership	How often it Meets	Politically Proportionate
<ul style="list-style-type: none"> • To determine planning applications (including listed building consent, conservation area consent and advertising consent) where the development proposed involves the creation of 50 or more housing units or more than 3,500 m² of commercial floor space or a mixed use development with more than 3,500 m² of floor space, including applications for change of use, or the application is clearly linked to another application which is to be considered by the planning committee. • Expenditure of funds over £100,000 secured through legal agreements under section 106 of the Town and Country Planning Act 1990. • The designation of conservation areas and the consideration of and adoption for development control purposes of planning briefs to guide the development of particular sites. • To consider and determine all planning applications of strategic importance in the borough and determine all planning applications where the development will have a material impact on the area of one or more neighbouring community councils. • To consider any application reserved to community councils in the event that the relevant community council meeting was 	Regulatory committee (Article 8)	8 Councillors	Monthly	Yes (Statutory)

<p>inquate or the personal interests or decided views of a large number of members would be likely to render the meeting inquorate.</p> <ul style="list-style-type: none"> To comment on the successive drafts of the UDP and draft supplementary planning guidance and make recommendations to the executive, as appropriate. 				
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Allocation 2006/07 (No. of Reserves in brackets)	Proposed Allocation 2007/08 (No. of Reserves in brackets)	Appointments to Committees	Nominations Received 2007/08
Liberal Democrats: 3 (2) Labour: 3 (3) Conservatives: 1 (1)		Chair Vice chair	

AUDIT COMMITTEE

Summary of Functions	Status	Membership	How often it Meets	Politically Proportionate
<ul style="list-style-type: none"> • To provide independent assurance of the adequacy of the council's governance arrangements. • To provide independent scrutiny of the council's financial and non-financial performance. • To provide an oversight of the financial reporting process. 	Committee	5 Councillors	Quarterly	Yes (Local Agreement)

Allocation 2006/07 (No. of Reserves in brackets)	Proposed Allocation 2007/08 (No. of Reserves in brackets)	Appointments to Committees	Nominations Received 2007/08
Liberal Democrats: 2 Labour: 2 Conservatives: 1	2 (2) 2 (2) 1 (1)	Chair Vice chair	

CORPORATE PARENTING COMMITTEE

Summary of Functions	Status	Membership	How often it Meets	Politically Proportionate
To review and monitor the council's role as a corporate parent.	Committee	5 Councillors	5 to 6 daytime meetings	Yes (Local Agreement)

Allocation 2006/07	Proposed Allocation 2007/08 (No. of Reserves in brackets)	Appointments to Committees	Nominations Received 2007/08
Liberal Democrats: 3 Labour: 3 Conservatives: 0	3 (2) 3. (2) 1 (1)	Chair: executive member for children's services Vice chair	

OVERVIEW & SCRUTINY

OVERVIEW & SCRUTINY COMMITTEE

Summary of Functions	Status	Membership	How often it Meets	Politically Proportionate
<p>Overview and scrutiny committee (OSC) is the main coordinating scrutiny body and appoints five themed scrutiny sub committees to carry out scrutiny inquiries in Southwark. It has the power to "call-in" decisions taken by the executive (i.e. may consider whether decisions are appropriate and can recommend that decisions are reconsidered). OSC also:</p> <ul style="list-style-type: none"> • Approves the annual overview and scrutiny work programme, including the programme of the sub committees, to ensure that there is efficient use of the sub committees' time, and that the potential for duplication of effort is minimised; • Manages scrutiny of the council's budget and policy framework; • Where matters fall within the remit of more than one sub committee, to determine which of them will assume responsibility for any particular issue, and to resolve any issues of dispute between sub committees; • To receive requests from the executive and/or council assembly and community councils for reports from sub committees 	<p>Scrutiny committee</p>	<p>8 Councillors (a chair and vice- chair appointed by council assembly. The chairs of the five themed scrutiny committees provided that the proportionality rules are not compromised and provided that each political group is permitted to nominate one non-executive member should this be necessary to maintain proportionality; and education representatives as set out at paragraph 7.1 of the overview and scrutiny procedure rules).</p> <p>4 voting co-opted members.</p>	<p>Monthly</p>	<p>Yes (Local Agreement)</p>

<p>and to allocate them if appropriate to one or more sub committees;</p> <ul style="list-style-type: none"> • To comment on scrutiny reports that propose policy change or that have resource implications (as opposed to reports that comment on performance); • To put in place and maintain a system to ensure that referrals from scrutiny to the executive, either by way of report or for reconsideration, are managed efficiently; • To periodically review overview and scrutiny procedures to ensure that the function is operating effectively; • To report annually to council assembly on the previous year's scrutiny activity; • To monitor the budget for additional scrutiny research, and to determine funding requests from sub committees in respect of particular reviews; • To scrutinise matters in respect of human resources and the council's role as an employer and corporate practice generally; • To scrutinise matters relating to customer access issues including: e-government, information technology and communications. 				
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Allocation 2005/06 (No. of Reserves in brackets)	Proposed Allocation 2007/08 (No. of Reserves in brackets)	Appointments to Committee	Nominations Received 2006/07
Liberal Democrats: 4 (4) Labour: 3 (3) Conservatives: 1 (1)	4 (4) 3 (3) 1 (1)	Chair Vice chair	

SCRUTINY SUB COMMITTEE No. 1 – HOUSING

Summary of Functions	Status	Membership	How often it Meets	Politically Proportionate
<p>Housing scrutiny sub committee scrutinises the housing functions of Southwark council, including [but not limited to]:</p> <ul style="list-style-type: none"> • Management of the council's housing stock; • Development of partnerships with external organisations to meet housing need and regenerate unsatisfactory housing; • Improvement of private sector housing; • Relationships with the Housing Corporation, registered social landlords and stakeholder groups in the borough; • Grants and loans to owner occupiers, tenants, landlords and/or developers; • Homelessness and re-housing; • Special needs housing; and • Budget and performance matters relating to the housing department. 	Scrutiny committee	6 Councillors 3 co-opted members	6 weekly	Yes (Local Agreement)

Allocation 2006/07 (No. of Reserves in brackets)	Proposed Allocation 2007/08 (No. of Reserves in brackets)	Appointments to Committee	Nominations Received 2007/08
Liberal Democrats: 3 (3) Labour: 3 (3)	3 (3) 3 (3)	Chair Vice chair	

SCRUTINY SUB COMMITTEE No. 2 – ENVIRONMENT AND COMMUNITY SUPPORT

Summary of Functions	Status	Membership	How often it Meets	Politically Proportionate
<p>Environment and community support scrutiny sub committee scrutinises the environmental and community support and safety functions, including (but not limited to):</p> <ul style="list-style-type: none"> • Parks and open spaces; • Environmental management; • Energy conservation; • Recycling; • Waste management; • Development and review of the council's Air Quality Management Action Plan, Recycling Plan, Waste Minimisation Strategy; • Provision and management of museums, art galleries, theatres, archives, local history activities, libraries, leisure centers, swimming pools, allotments and other like facilities; • Development of the council's position statement on libraries; • The council's transport and parking policies; • Development and review of the council's local transport plan and the highway maintenance plan; and • Budget and performance matters relating to the environment and leisure department. 	Scrutiny committee	7 Councillors	6 weekly	Yes (Local Agreement)

Allocation 2006/07 (No. of Reserves in brackets)	Proposed Allocation 2007/08 (No. of Reserves in brackets)	Appointments to Committees	Nominations Received 2007/08
Liberal Democrats: 3 (3) Labour: 3 (3) Conservatives: 1 (1)	3 (3) 3 (3) 1 (1)	Chair Vice chair	

SCRUTINY SUB COMMITTEE No. 3 – CHILDREN’S SERVICES AND EDUCATION

Summary of Functions	Status	Membership	How often it Meets	Politically Proportionate
<p>Education and youth scrutiny sub committee scrutinises (but not limited to):</p> <ul style="list-style-type: none"> • All functions of the council as an Education authority under the Education Acts, School Standards and Framework Act 1998 and other relevant legislation in force from time to time; • All functions as they relate to the provision of opportunities for education, training and learning outside the school environment including pre-school, adult and community learning; • The impact of other council functions on education in the borough, including council sponsored initiatives in the areas of regeneration, housing and social services; and the policies and initiatives of other statutory and voluntary organisations; • Development of the council’s education development plan, the early years and childcare strategic development plan and the adult learning plan; • Review of the contractor’s annual plan, including revised delivery targets for the following year; • Budget and performance matters relating to the education department. 	<p>Scrutiny committee</p>	<p>5 Councillors (4 co-opted places)</p>	<p>6 weekly</p>	<p>Yes (Local Agreement)</p>

Allocation 2006/07 (No. of Reserves in brackets)	Proposed Allocation 2007/08 (No. of Reserves in brackets)	Appointments to Committees	Nominations Received 2007/08
Liberal Democrats: 4 (4) Labour: 3 (3) Conservatives: 0 (n/a)	4 (4) 3 (3) 0	Chair Vice chair	

SCRUTINY SUB COMMITTEE No.4 – REGENERATION & RESOURCES

Summary of Functions	Status	Membership	How often it Meets	Politically Proportionate
<p>Regeneration and transport scrutiny sub committee scrutinises</p> <ul style="list-style-type: none"> • regeneration of communities in the area; • major regeneration programmes; • development and review of the Southwark Plan (the UDP) • matters relating to the economic development of the borough and its constituent areas • overview of the best value process • issues relating to performance and service delivery generally and specifically in the regeneration department • matters relating to budget, finance and asset management generally and specifically in the Regeneration department • the development of community councils. 	Scrutiny committee	7 Councillors	6 weekly	Yes (Local Agreement)

Allocation 2006/07 (No. of Reserves in brackets)	Proposed Allocation 2007/08 (No. of Reserves in brackets)	Appointments to Committees	Nominations Received 2007/08
Liberal Democrats: 3 (3) Labour: 3 (3) Conservatives: 1 (1)	3 (3) 3 (3) 1 (1)	Chair Vice chair	

SCRUTINY SUB COMMITTEE No. 5 – HEALTH AND ADULT CARE

Summary of Functions	Status	Membership	How often it Meets	Politically Proportionate
<p>Health and social care scrutiny sub committee has responsibility for scrutinising health and social care functions of the authority, including:</p> <ul style="list-style-type: none"> • Residential and day care, family placements, domiciliary care, respite care • Social work for children, young persons, elderly people, people with physical disabilities, people with mental health problems and learning difficulties and children with special needs • Home care service, staffing and emergency response for elderly persons in sheltered housing, hospital social workers • Fostering and adoption, family support service • Funerals under the provision of the National Assistance Act 1948 • Transport service for client groups • Youth offending services • Meals production and distribution service • Registration and inspection; • Assisting in the development of the community strategy as it relates to health, • Reviewing the health improvement plan [HImP], • Collaborative working with health agencies in the area, 	Scrutiny committee	6 Councillors	6 weekly	Yes (Local Agreement)

<ul style="list-style-type: none"> • Reviewing health reconfigurations • Assessing the impact of the council's and other agencies services on the health of borough residents • Reviewing the integration of social services and health • Budget and performance matter relating to the social services department. 				
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Allocation 2006/07 (No. of Reserves in brackets)	Proposed Allocation 2007/08 (No. of Reserves in brackets)	Appointments to Committees	Nominations Received 2007/08
Liberal Democrats: 3 (3) Labour: 3 (3) Conservatives: 1 (1)	3 (3) 3 (3) 1 (1)	Chair Vice chair	

STANDARDS COMMITTEE

Summary of Functions	Status	Membership	How often it Meets	Politically Proportionate
To ensure the promotion and maintenance of high standards of conduct by councillors, co-opted members and church representatives in order to observe the members' code of conduct. Overview of whistleblowing, complaints, policy and reviewing consultations.	Statutory committee	6 Councillors (Including at least one member of each political group, 4 Independent voting members).	6 weekly	Yes

Allocation 2006/07 (No. of Reserves in brackets)	Proposed Allocation 2007/08 (No. of Reserves in brackets)	Appointments to Committees	Nominations Received 2007/08
Liberal Democrats: 2 (1) Labour: 2 (1) Conservatives: 1 (1) Independent (voting) members: 4	2 (1) 2 (1) 1 (1)	Chair (independent member) and Vice Chair appointed at first meeting.	

LICENSING COMMITTEE

Summary of Functions	Status	Membership	How often it Meets	Politically Proportionate
To determine and consider licensing applications for the grant, renewal, or transfer of licenses and registration of premises in accordance with the division of responsibilities agreed by council assembly in December 2004.	Regulatory committee (Article 8)	15 Councillors	Weekly	Yes (Local Agreement)

Allocation 2006/07(No. of Reserves in brackets)	Proposed Allocation 2007/08 (No. of Reserves in brackets)	Appointments to Committee	Nominations Received 2007/08
Liberal Democrats: 7 Labour: 7 Conservatives: 1	7 7 1 Note: There are no reserve members on this committee.	Chair Vice chair	

COMMUNITY COUNCIL No.1 - BOROUGH & BANKSIDE

Summary of Functions	Status	Membership	How often it Meets	Politically Proportionate
To bring decision making nearer to local people. To increase public participation in shaping service delivery and policy choices and deliver democratic renewal and provide a forum where the views of all its constituents, partners and stakeholders can be heard.	Committee (Exercises some executive and regulatory functions)	Councillors	6 weekly	No

Allocation 2006/07 (No. of Reserves in brackets)	Proposed Allocation 2007/08 (No. of Reserves in brackets)	Appointments to Committees	Nominations Received 2007/08
All councillors from Cathedrals and Chaucer Wards:	Unchanged	Chair Vice chair	

COMMUNITY COUNCIL No.2 - BERMONDSEY

Summary of Functions	Status	Membership	How often it Meets	Politically Proportionate
To bring decision making nearer to local people. To increase public participation in shaping service delivery and policy choices and deliver democratic renewal and provide a forum where the views of all its constituents, partners and stakeholders can be heard.	Committee (Exercises some executive and regulatory functions)	Councillors	6 weekly	No

Allocation 2006/07 (No. of Reserves in brackets)	Proposed Allocation 2007/08 (No. of Reserves in brackets)	Appointments to Committees	Nominations Received 2007/08
All councillors from Grange, Riverside and South Bermondsey Wards	Unchanged	Chair Vice chair	

COMMUNITY COUNCIL No.3 - ROTHERHITHE

Summary of Functions	Status	Membership	How often it Meets	Politically Proportionate
To bring decision making nearer to local people. To increase public participation in shaping service delivery and policy choices and deliver democratic renewal and provide a forum where the views of all its constituents, partners and stakeholders can be heard.	Committee (Exercises some executive and regulatory functions)	Councillors	6 weekly	No

Allocation 2006/07 (No. of Reserves in brackets)	Proposed Allocation 2007/08 (No. of Reserves in brackets)	Appointments to Committees	Nominations Received 2007/08
All councillors from Rotherhithe and Surrey Docks Wards (voting) and Livesey Ward (non voting, except for planning matters)	Unchanged	Chair Vice chair	

COMMUNITY COUNCIL No.4 - WALWORTH

Summary of Functions	Status	Membership	How often it Meets	Politically Proportionate
To bring decision making nearer to local people. To increase public participation in shaping service delivery and policy choices and deliver democratic renewal and provide a forum where the views of all its constituents, partners and stakeholders can be heard.	Committee (Exercises some executive and regulatory functions)	Councillors	6 weekly	No

Allocation 2006/07 (No. of Reserves in brackets)	Proposed Allocation 2007/08 (No. of Reserves in brackets)	Appointments to Committees	Nominations Received 2007/08
All councillors from Faraday, East Walworth and Newington Wards	Unchanged	Chair Vice chair	

COMMUNITY COUNCIL No.5 - PECKHAM

Summary of Functions	Status	Membership	How often it Meets	Politically Proportionate
To bring decision making nearer to local people. To increase public participation in shaping service delivery and policy choices and deliver democratic renewal and provide a forum where the views of all its constituents, partners and stakeholders can be heard.	Committee (Exercises some executive and regulatory functions)	Councillors	6 weekly	No

Allocation 2006/07 (No. of Reserves in brackets)	Proposed Allocation 2007/08 (No. of Reserves in brackets)	Appointments to Committees	Nominations Received 2007/08
All councillors from Peckham and Livesey Wards	Unchanged	Chair Vice chair	

COMMUNITY COUNCIL No.6 - CAMBERWELL

Summary of Functions	Status	Membership	How often it Meets	Politically Proportionate
To bring decision making nearer to local people. To increase public participation in shaping service delivery and policy choices and deliver democratic renewal and provide a forum where the views of all its constituents, partners and stakeholders can be heard.	Committee (Exercises some executive and regulatory functions)	Councillors	6 weekly	No

Allocation 2006/07 (No. of Reserves in brackets)	Proposed Allocation 2007/08 (No. of Reserves in brackets)	Appointments to Committees	Nominations Received 2007/08
All councillors from Brunswick Park, Camberwell Green and South Camberwell Wards	Unchanged	Chair Vice chair	

COMMUNITY COUNCIL No.7 - NUNHEAD AND PECKHAM RYE

Summary of Functions	Status	Membership	How often it Meets	Politically Proportionate
To bring decision making nearer to local people. To increase public participation in shaping service delivery and policy choices and deliver democratic renewal and provide a forum where the views of all its constituents, partners and stakeholders can be heard.	Committee (Exercises some executive and regulatory functions)	Councillors	6 weekly	No

Allocation 2006/07 (No. of Reserves in brackets)	Proposed Allocation 2007/08 (No. of Reserves in brackets)	Appointments to Committees	Nominations Received 2007/08
All councillors from Nunhead, Peckham Rye and The Lane Wards	Unchanged	Chair Vice chair	

COMMUNITY COUNCIL No.8 - DULWICH

Summary of Functions	Status	Membership	How often it Meets	Politically Proportionate
To bring decision making nearer to local people. To increase public participation in shaping service delivery and policy choices and deliver democratic renewal and provide a forum where the views of all its constituents, partners and stakeholders can be heard.	Committee (Exercises some executive and regulatory functions)	Councillors	6 weekly	No

Allocation 2006/07 (No. of Reserves in brackets)	Proposed Allocation 2007/08 (No. of Reserves in brackets)	Appointments to Committees	Nominations Received 2007/08
All councillors from College, East Dulwich and Village Wards:	Unchanged	Chair Vice chair	

APPOINTMENT TO LGA GENERAL ASSEMBLY

Name	Purpose	Member Status	How often it Meets	Time of Meeting	No. of Places to be filled	Notes
LGA General Assembly	To consider strategic policy of national significance to local government	Council representative	Twice a year	July and December	4 representatives with an allocation of 5 votes. (2006/07 representatives: - Councillors Nick Stanton (2 votes) Peter John (1 vote) Fiona Colley (1 vote) and Toby Eckersley (1 vote).	<p>The Local Government Association advises that votes can be allocated amongst the representatives as the local authority sees fit.</p> <p>The Local Government Association encourages local authorities with 3 or 4 representatives on the General Assembly to allocate one of the positions to minority group leaders.</p> <p>Council assembly can agree any combination of representatives and votes.</p>

PROPORTIONALITY - ORDINARY COMMITTEES – 2007/08

Proportionality

	<i>No. of Seats</i>	<i>%</i>
Lib Dem	27	42.86
Lab	29	46.03
Cons	6	9.52
Green	1	1.59
Ind	0	0.00
	63	100

Ideal Number of Ordinary Committee Places

Total Places	Lib Dem	Lab	Cons	Green	Ind
35	15.00	16.11	3.33	0.56	0.00

Proposed allocation of seats based on 2006/07 committees (and inclusion of new corporate parenting committee)

	Lib Dem	Lab	Cons	Total	Total Discrepancy
Committee 1 (Appointments Cttee)	3	3	1		
Committee 2 (Planning Cttee)	3	3	1		
Committee 3 (DA Cttee)	4	5	0		
Committee 4 (Audit Cttee)	2	2	1		
Committee 5 (Corp Parent Cttee)	3	3	1		
Total no. of seats	15	16	4	35	
Discrepancy	0.00	0.11	-0.67		0.78

Notes

1. In 2006/07 the Labour Group had 4 places on the disciplinary appeals committee. The inclusion of a further committee and increased number of places means the proportionality calculation allocates an additional place.
2. Corporate Parenting Panel is a new committee.