

Item No.3	Classification: Open	Date: May 25 2005	Meeting Name: Council Assembly
Report title:		Constitutional Issues for 2005/06 Municipal Year	
Ward(s) or groups affected:		All	
From:		Chief Executive (Borough Solicitor)	

RECOMMENDATIONS

1. That council assembly consider the following constitutional issues for the coming municipal year 2005/06:
 - Election of leader and appointment of executive
 - Proportionality / size and composition of committees
 - Reserve members
 - Appointment of chairs and vice-chairs
 - Appointment of councillor members on standards committee
 - Appointment of councillor members on licensing committee
 - Agreeing dates of council assembly meetings for 2005/06
 - Appointments to Local Government Association General Assembly

Political Group Leaders, Deputies and Whips

2. That council assembly notes the appointment of political group leaders, deputies and whips, as set out in appendix A.

Election of Leader of the Council and appointment of Executive

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

Note: Following the election of the leader, council assembly shall receive a report from the leader on nominations for appointment to the executive. The leader can nominate between 2 and 9 members to form an executive.

4. That council assembly appoints the executive.

Proportionality / Size and composition of Council Committees

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

Committee	Total	Liberal Democrats	Labour	Conservative
Committee 1 – Appointments committee	8	4	3	1
Committee 2 – Planning committee	8	3	4	1
Total	16	7	7	2

Note: At least one member of the executive shall serve on the appointments committee.

6. That the sub-committees of the appointments committee be appointed as follows:
 - Disciplinary appeals sub-committee
 - Disciplinary appeals panel (safeguarding children and vulnerable adults)

7. That the size and composition of overview and scrutiny committee as set out below be appointed:
 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 six scrutiny sub-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.*
 2. *The overview and scrutiny committee and also any sub-committee which scrutinises the council’s education functions will contain in its membership four voting co-opted members comprising of 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. *The overview and scrutiny committee comprises 8 members. The current political composition of the committee is Liberal Democrats 4, Labour 3 and Conservative 1.*
 5. *In the event that the number of scrutiny sub-committees is reduced, then political groups would be permitted to nominate non-executive members to maintain proportionality.*

8. 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 to determine this.

9. That the size and composition of community councils as set out in appendix B be noted:

Note: The membership of community councils is in accordance with the schedule agreed by council assembly on the February 24 2003.

Reserve Members

10. That council assembly note that the issue of reserve members is discussed under the constitutional review report elsewhere on the agenda.

Appointment of Chairs and Vice-Chairs

11. That council assembly appoints the chair and vice-chair of the overview and scrutiny committee.
12. That council assembly considers whether it wishes to appoint chairs and vice-chairs for the following meetings:
 - Planning committee
 - Licensing committee
 - Appointments committee
 - 8 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 2005/06 municipal year.

Standards Committee

13. That council assembly appoint the elected councillors to serve on the standards committee:
 - Six councillors (including at least one member of each political group as defined by Local Government and Housing Act 1989 Regulation 8 Local Government (Committees and Political Groups) Regulations 1990)

Note: The current allocation of seats is 3 Liberal Democrat, 2 Labour and 1 Conservative.

14. That council assembly notes the three existing independent members (appointed in accordance with the Relevant Authorities (Standards Committee) Regulations 2001) and their date of retirement from office:
 - a. Ian Powe - (until constitutional council May 2006)

- b. Sir Keith Morris - (until constitutional council May 2006)
 - c. Wendy Golding – (until constitutional council May 2007)
15. That Council Assembly confirms the recommendation of the standards committee of May 19 2005, regarding the appointment of the fourth independent member on the standards committee. The date of retirement from office shall be constitutional council assembly in May 2008. (See closed agenda for information on the proposed independent member.)
 16. 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 2005/06 municipal year.

Licensing Committee

17. That council assembly appoint the elected councillors to serve on the licensing committee:
 - 15 councillors

- Notes:*
1. *Council assembly agreed in December 2004 to establish the current committee on a proportionate basis. The current allocation of seats is 7 Liberal Democrat, 7 Labour and 1 Conservative.*
 2. *Given the changes in the sizes of the political groups a more proportionate allocation would now be 7 Liberal Democrat, 6 Labour and 2 Conservative. The allocation is a matter for council assembly to decide and does not need to be proportionate.*

18. That in accordance with the Licensing Act 2003, the licensing committee will establish sub-committees of exactly three members of the main committee.

Urgency Committee

19. That council assembly agree to reconstitute the urgency committee, responsible for decision-making in the period between municipal elections and constitutional council (containing the leaders of the two largest parties), in the 2005/06 municipal year 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)).

Calendar

20. That council assembly agree to and fix dates for the following council assembly meetings:

- July 20 2005
- September 14 2005
- October 19 2005
- December 7 2005
- January 25 2006
- February 22 2006 (Council tax)
- April 5 2006
- May 24 2006 (Mayor-making)
- May 31 2006 (Constitutional meeting)

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 the council assembly notes the executive and standards committee will make appointments to all other outside committees and bodies for the municipal year 2005/06, as required by part 3J of the constitution.

BACKGROUND INFORMATION

23. On May 29 2002 council assembly considered a report entitled 'new constitutional arrangements' which approved the proposals for executive arrangements and a new constitution. The constitution has been subsequently amended since that date. The recommendations in this report reflect the status quo based on provisions in the current constitution.

KEY ISSUES FOR CONSIDERATION

Election of Leader and appointment of Executive

24. The council is required to elect 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 2004/05 the leader determined and allocated the following portfolios:

- Deputy leader (including responsibility for children’s services and management of the Elephant & Castle regeneration project and any other special projects as deemed necessary)
- Community safety, regeneration and economic development
- Housing management
- Health and adult care
- Environment and transport
- Education
- Equalities, culture and sport
- Resources
- Communication and performance improvement

25. 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;
- 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.

Proportionality

26. In March the proper officer of the council received notification from Councillor Dermot McInerney that he had resigned from the Labour Group with effect from March 14 2005. Councillor McInerney now sits as an independent member. The effect of this change is that the current division of seats is as follows:

Group	Total
Liberal Democrat	29
Labour	26
Conservative	6
Independents	2
Total	63

27. Officers have reviewed whether this change has any impact on the representation of different political groups. The Local Government and Housing Act 1989 covers the allocation of seats to political groups, it makes no provision for single independent members and so they do not form part of the proportionality considerations.

28. 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. When making appointments, council assembly appointing committees, and committees appointing sub-committees have a duty to give effect to the following principles, as far as is reasonably practicable.

1. That not all the seats on a committee or sub-committee are allocated to the same political group;

2. 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 to the current allocation

3. 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

- *The ordinary committees are appointments, planning, and licensing. The total number of seats on these 3 committees must be allocated as proportionately as is reasonably practicable.*
- *The overview and scrutiny committee is appointed under section 21 of the Local Government Act 2000, and is no longer an ordinary committee.*

4. Subject to (1) to (3) 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 standards committee and community councils.

Regulatory and Other Committees.

29. The regulatory and other committees are the "ordinary committees" of the council to which paragraph 28.3 applies. These meetings are now as follows:

- Appointments committee
- Planning committee

30. The licensing committee is now constituted under the Licensing Act 2003 and is dealt with in a separate section in this report [see paragraph 46].

31. The total number of seats on the two ordinary committees is allocated first. The total seats are then divided between the two committees to give each committee as proportionate an allocation as is possible within the overall limit.

32. In the existing arrangements, these are eight-member committees for which the most proportionate total arrangement for the total of 16 seats is 7 Liberal Democrat, 7 Labour, and 2 Conservative. The most proportionate allocation for the individual committees to achieve the required total is:

Committee Places		L Dem	Lab	Cons
Committee 1	8	4	3	1
Committee 2	8	3	4	1
Total	16	7	7	2

It does not matter which of the two ordinary committees has which proportion. In February 2005 council assembly agreed the following:

- Committee 1 – Appointments committee
- Committee 2 – Planning committee

Overview and Scrutiny Committee

33. Overview and scrutiny committee and its sub committees are not “ordinary” committees and are each considered individually for the purposes of proportionality. The most proportionate allocation for a overview and scrutiny committee of 8 members is:

Committee Places	Total	L Dem	Lab	Cons
Overview & Scrutiny	8	4	3	1

Other Sub-Committees

34. The constitution specifies that the appointment and composition of themed scrutiny committees / sub-committees be considered by the first meeting of the overview and scrutiny committee.
35. Sub committees are not “ordinary” committees and are each considered individually for the purposes of proportionality. So far as it is reasonably practicable to do so, the seats on each committee should bear the same proportion to the number of the seats on the committee, as is borne by the number of members of that group to the council as a whole.
36. The most proportionate allocation will depend on the number of members of the committee. A table below shows the most proportionate arrangement for individual committees:

Committee Size	Lib Dem	Labour	Cons.
Nine Members	4	4	1
Eight	4	3	1
Seven	3	3	1
Six	3	2	1
Five	2	2	1
Four	2	2	0

37. In previous years overview and scrutiny committee has agreed to vary the size and numbers on each sub-committee to provide for more cross party representation – otherwise there would have been no Conservative members on any scrutiny sub-committee. This has produced a disproportionate result overall. The current allocation of seats on scrutiny sub-committees is as follows:

Scrutiny sub-committee	Lib Dem	Labour	Cons.	Total
Environment and Community Support	3	3	1	7
Education and Youth	2	2	1	5
Regeneration and Resources	3	3	1	7
Health and Social Care	3	3	0	6
Housing	3	3	0	6

38. Members can always agree an allocation that is disproportionate, provided no member votes against. The establishment of sub committees is a matter for the overview and scrutiny committee.
39. This year there is a further issue to consider as two independent members now sit on council. Although not included in proportionality rules, overview and scrutiny committee may wish to consider allocating places on scrutiny sub committees to enable the members concerned to play a part in the scrutiny functions in their capacity as non-executive members.

Appointments to Seats

40. Section 16(1) of the Local Government and Housing Act 1989 provides that it is the duty of the authority or committee so to exercise their power to make appointments to a body 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”
41. 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 the discretion to allocate seats as they wish, including to a member of another group.

Standards Committee

42. It is recommended that standards committee should comprise six 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 to the committee vests in council assembly. Not more than one executive member may serve on the standards committee.
43. 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 and that independent members serve a maximum of two terms.
44. The following independent members will continue to serve on the standards committee after constitutional council: -
- Ian Powe - until Constitutional council May 2006
 - Sir Keith Morris - until Constitutional council May 2006
 - Wendy Golding - until Constitutional council May 2007

45. Council assembly is asked to confirm the appointment of the fourth independent member proposed by the May 2005 standards committee (see closed agenda for information on the proposed independent member). Because independent members serve on the committee, the appointment of chair and vice-chair is reserved to the first meeting of the committee.

Licensing Committee

46. 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.
47. 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. The current allocation of seats is 7 Liberal Democrat, 7 Labour and 1 Conservative. Given the changes in the sizes of the political groups a more proportionate allocation would be 7 Liberal Democrat, 6 Labour and 2 Conservative. This is however a matter for council assembly to decide.
48. There is no explicit provision to appoint reserves in the Licensing Act 2003 and the implicit expectation is that licensing functions be exercised by committee members.

Urgency Committee

49. This constitutional council needs to constitute the urgency committee to function during the interim period between the municipal election and the first meeting of the council assembly (constitutional council) May 31 2006.

Note: The terms of reference are set out in paragraph 19.

Reserve Members

50. Council procedure rule 2.6(2) applies to reserve members for the councillor members of a committee:
 - Each political group is entitled to have a number of reserves, being one fewer reserve than they have seats on the committee, subject to a minimum of one.

Appointment of Chairs and Vice-Chairs

51. With the exception of 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. (See recommendations 11 and 12).

Council Calendar

52. A calendar of council meetings for 2005/06 municipal year has been drafted and is shown at appendix C.

53. In line with last year it is based on a 6 weekly cycle. The allocation of dates includes some variations to take account of school holidays, party conference and other committed dates. There are two scheduled executive meetings in each cycle. Scrutiny sub-committees are indicated by a number only in the draft calendar.
54. In respect of all meetings apart from council assembly this calendar is subject to amendments, additions and cancellations. Revised details of meetings will be sent to members weekly. The dates proposed for council assembly meetings are included in the draft and council assembly is asked to fix these, in accordance with the relevant statutory provision.

Appointments to Local Government Association General Assembly

55. Council assembly is asked to appoint 4 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

56. Government guidance states that appointments to outside bodies and joint committees are local choice functions and the executive should make such appointments as they relate to functions which are the responsibility of the executive (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.

Establishment and appointment of Working Parties, Panels and Boards

57. 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.).

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 2004/05
Appendix D - LGA General Assembly Appointment
Appendix E - Decision-making structure

Background Papers	Held At	Contact
Constitutional issues 2004/05 Council assembly May 2004 report Standards committee May 2005 agenda	Town Hall Peckham Road London SE5 8UB.	Lesley John 020 7525 7228

AUDIT TRAIL

Lead Officer	Deborah Holmes, Borough Solicitor	
Report Author	Ian Millichap, Constitutional Team Manager Lesley John, Constitutional Officer Vicky Baynes, Constitutional Officer	
Version	Draft v3	
Dated	30.4.05	
Key Decision?	No	
CONSULTATION WITH OTHER OFFICERS / DIRECTORATES / EXECUTIVE MEMBER		
Officer Title	Comments Sought	Comments Included
Borough Solicitor	Yes	Yes
Executive Member	N/A	
Date final report sent to Constitutional Support Services		

APPENDIX A

PARTY GROUP LEADERS, DEPUTIES AND WHIPS 2005/2006

1. LIBERAL DEMOCRAT GROUP

Leader	Councillor Nick Stanton
Deputy Leader	Councillor Catherine Bowman
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	To be notified
Deputy Leader	To be notified
Chief Whip	To be notified

May 2005

APPENDIX B

REGULATORY AND OTHER COMMITTEE APPOINTMENTS 2005/06

PLANNING COMMITTEE

Summary of Functions	Status	Membership	How often it Meets	Politically Proportionate
To consider strategic planning applications, to approve planning briefs and advise on the unitary development plan in conjunction with community councils and in accordance with the division of responsibilities agreed by council assembly in February 2003.	Regulatory committee (Article 8)	8 Councillors	Monthly	Yes (Statutory)

Allocation 2004/05 (No. of Reserves in brackets)	Proposed Allocation 2005/06 (No. of Reserves in brackets)	Appointments to Committees	Nominations Received 2005/06
Liberal Democrats – 3 (2) Labour - 4 (3) Conservatives – 1 (1)	Unchanged	Chair Vice chair	

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 2004/05 (No. of Reserves in brackets)	Proposed Allocation 2005/06 (No. of Reserves in brackets)	Appointments to Committees	Nominations Received 2005/06
Liberal Democrats – 4 (3) Labour - 3 (2) Conservatives – 1 (1)	Unchanged	Chair 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 and to allocate them if appropriate to one or 	<p>Scrutiny committee</p>	<p>8 Councillors (A Chair and Vice-Chair appointed by council assembly. The chairs of the six 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>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 2004/05 (No. of Reserves in brackets)	Proposed Allocation 2005/06 (No. of Reserves in brackets)	Appointments to Committee	Nominations Received 2005/06
Liberal Democrats – 4 (4) Labour - 3 (3) Conservatives – 1 (1)	Unchanged	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	6 weekly	Yes (Local Agreement)

Allocation 2004/05 (No. of Reserves in brackets)	Proposed Allocation 2005/06 (No. of Reserves in brackets)	Appointments to Committee	Nominations Received 2005/06
Liberal Democrats – 3 (3) Labour - 3 (3)	Unchanged	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 2004/05 (No. of Reserves in brackets)	Proposed Allocation 2005/06 (No. of Reserves in brackets)	Appointments to Committees	Nominations Received 2005/06
Liberal Democrats – 3 (3) Labour - 3 (3) Conservatives – 1 (1)	Unchanged	Chair Vice chair	

SCRUTINY SUB-COMMITTEE No. 3 – EDUCATION & YOUTH

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; 	Scrutiny committee	5 Councillors (4 co-opted places)	6 weekly	Yes (Local Agreement)

<ul style="list-style-type: none"> Budget and performance matters relating to the Education Department. 				
Allocation 2004/05 (No. of Reserves in brackets)	Proposed Allocation 2005/06 (No. of Reserves in brackets)	Appointments to Committees	Nominations Received 2005/06	
Liberal Democrats – 2 (2) Labour - 2 (2) Conservatives – 1 (1)	Unchanged	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 2004/05 (No. of Reserves in brackets)	Proposed Allocation 2005/06 (No. of Reserves in brackets)	Appointments to Committees	Nominations Received 2005/06
Liberal Democrats – 3 (3) Labour - 3 (3) Conservatives – 1 (1)	Unchanged	Chair Vice chair	

SCRUTINY SUB-COMMITTEE No. 5 –HEALTH AND SOCIAL 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 	<p>Scrutiny committee</p>	<p>6 Councillors</p>	<p>6 weekly</p>	<p>Yes (Local Agreement)</p>

<p>in the area,</p> <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 2004/05 (No. of Reserves in brackets)	Proposed Allocation 2005/06 (No. of Reserves in brackets)	Appointments to Committees	Nominations Received 2005/06
Liberal Democrats – 3 (3) Labour - 3 (3) Conservatives – 0 (n/a)	Unchanged	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 whistle blowing, 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 2004/05 (No. of Reserves in brackets)	Proposed Allocation 2005/06 (No. of Reserves in brackets)	Appointments to Committees	Nominations Received 2005/06
Liberal Democrats – 3 (2) Labour - 2 (1) Conservatives – 1 (1) Independent (voting) members - 4	Unchanged		

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 2004/05(No. of Reserves in brackets)	Proposed Allocation 2005/06 (No. of Reserves in brackets)	Appointments to Committee	Nominations Received 2005/06
Liberal Democrats – 7 Labour - 7 Conservatives – 1	Unchanged	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 2004/05 (No. of Reserves in brackets)	Proposed Allocation 2005/06 (No. of Reserves in brackets)	Appointments to Committees	Nominations Received 2005/06
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 2004/05 (No. of Reserves in brackets)	Proposed Allocation 2005/06 (No. of Reserves in brackets)	Appointments to Committees	Nominations Received 2005/06
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 2004/05 (No. of Reserves in brackets)	Proposed Allocation 2005/06 (No. of Reserves in brackets)	Appointments to Committees	Nominations Received 2005/06
All councillors from Rotherhithe and Surrey Docks Wards (voting) and Livesey Ward (non voting)	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 2004/05 (No. of Reserves in brackets)	Proposed Allocation 2005/06 (No. of Reserves in brackets)	Appointments to Committees	Nominations Received 2005/06
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 2004/05 (No. of Reserves in brackets)	Proposed Allocation 2005/06 (No. of Reserves in brackets)	Appointments to Committees	Nominations Received 2005/06
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 2004/05 (No. of Reserves in brackets)	Proposed Allocation 2005/06 (No. of Reserves in brackets)	Appointments to Committees	Nominations Received 2005/06
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 2004/05 (No. of Reserves in brackets)	Proposed Allocation 2005/06 (No. of Reserves in brackets)	Appointments to Committees	Nominations Received 2005/06
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 2004/05 (No. of Reserves in brackets)	Proposed Allocation 2005/06 (No. of Reserves in brackets)	Appointments to Committees	Nominations Received 2005/06
All councillors from College, East Dulwich and Village Wards:	Unchanged	Chair Vice chair	

APPENDIX D

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. (2004/05 representatives:- Councillors Nick Stanton (2 votes) Peter John (1 vote) Fiona Colley (1 vote) and Toby Eckersley (1 vote).	The Local Government Association advises that votes can be allocated amongst the representatives as the local authority sees fit. 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.

DECISION MAKING STRUCTURE

