

Item No. 3.	Classification: Open	Date: May 31 2006	Meeting Name: Council Assembly
Report title:		Constitutional Issues for 2006/07 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 2006/07:
 - Election of leader and appointment of 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
 - Agreeing dates of council assembly meetings for 2006/07
 - Appointments to Local Government Association General Assembly
 - Establishing the Voluntary Bodies Appointment Panel

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 will 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. The leader can also report on any further delegations as set out in paragraph 26, subject to the approval of council assembly.

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 established and appointed as follows:

The new figures are shown in bold. The 2005/06 figures are shown in brackets.

Committee	Total	Liberal Democrats	Labour	Conservative
Committee 1 (in 2005/06 - Appointments Committee)	7 (6)	3 (3)	3 (2)	1 (1)
Committee 2 (in 2005/06 - Planning Committee)	7 (8)	3 (4)	3 (3)	1 (1)
Committee 3 (in 2005/06 - Disciplinary Appeals Committee)	8 (8)	4 (4)	4 (4)	0 (0)
Total	22	10 (11)	10 (9)	2 (2)

- Notes:
1. The size and composition of the council's regulatory and other committees known as the "ordinary committees" is set out above based on the total number of **22** seats and the committees established in the 2005/06 municipal year. The proportionality is based on the total of seats compared to the overall allocation of seats each political group has on the council.
 2. It is for council assembly to agree the total number of seats and allocate appointments, planning and disciplinary appeals committees to committees 1, 2 and 3.
 3. At least one member of the executive shall serve on the appointments Committee.

Community Councils

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

Overview & Scrutiny Committee

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

Committee	Total	Liberal Democrats	Labour	Conservative
Overview & Scrutiny Committee	9 (8)	4 (4)	4 (3)	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 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. *In 2005/06 the overview and scrutiny committee comprised 8 members. The political composition of the committee was Liberal Democrats 4, Labour 3 and Conservative 1.*

Scrutiny Sub-Committees

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.

Appointment of Chairs and Vice-Chairs

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

- Planning committee
- Licensing committee
- Appointments committee
- Disciplinary appeal 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 2006/07 municipal year.

Standards Committee

11. That the council assembly appoints five 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) to serve on the standards committee.

Notes: 1. *In 2005/06 the allocation of seats was 3 Liberal Democrat, 2 Labour and 1 Conservative. This was broadly proportionate and ensured all political groups were represented. Independent members must make up 25% of the membership.*

2. *Following the elections, officers would 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 all political groups represented.*

12. That council assembly notes the two serving independent members (appointed in accordance with the Relevant Authorities (Standards Committee) Regulations 2001) and their date of retirement from office:

- a. Wendy Golding – (until constitutional council May 2007)
- b. Jean Sackur (until constitutional council May 2008)

13. That council assembly confirms the recommendation of the independent member selection panel for the appointment of the third and fourth independent members on the standards committee. The date of retirement from office shall be constitutional council assembly in May 2009 (see closed report).

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 2006/07 municipal year.

Licensing Committee

15. That council assembly appoints 15 councillors to serve on the licensing committee.

Notes: 1. *In 2005/06 council assembly agreed to establish the committee on a proportionate basis. The allocation of seats was 7 Liberal Democrat, 7 Labour and 1 Conservative.*

2. *For 2006/07 the proportionate allocation would remain the same. The allocation is a matter for council assembly to decide and does not need to be proportionate.*

Urgency Committee

16. That council assembly agree to reconstitute the urgency committee to function during the 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)).

Calendar

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

- June 28 2006 (Statement of accounts)
- September 13 2006
- October 18 2006
- December 6 2006
- January 24 2007 (Council tax base)
- February 22 2007 (Budget and council tax setting)
- March 28 2007
- May 16 2007 (Mayor-making)
- May 23 2007 (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

18. That council assembly makes appointments to the LGA General Assembly (see appendix D).

Other Appointments to Joint Committees/Outside Bodies

19. That council assembly notes the executive and standards committee will make appointments to all other outside committees and bodies for the municipal year 2006/07, as required by part 3N of the constitution.

Establishment of Voluntary Bodies Appointment Panel

20. 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 2005/06 the panel, which was appointed by the standards committee, comprised 2 Liberal Democrat, 2 Labour and 1 Conservative member.

BACKGROUND INFORMATION

21. The constitution is updated annually and the recommendations in this report are based on the current constitution.

KEY ISSUES FOR CONSIDERATION

Election of Leader and appointment of Executive

22. 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 2005/06 the leader appointed nine executive members and allocated the following portfolios:

- Leader (including responsibility for the corporate plan, anti-poverty strategy, community councils and community safety)
- 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

23. 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;
- The nature and extent of any delegation to officers with details of any limitation on that delegation; and
- Any such delegations are then put to council assembly for approval.

Proportionality – The Legal Position

24. 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.
25. 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:

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.

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

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.

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 licensing committee, standards committee and community councils.

Regulatory and Other Committees.

26. The regulatory and other committees are the "ordinary committees" of the council which in 2005/06 were:
 - Appointments committee
 - Planning committee
 - Disciplinary appeals committee

27. The licensing committee is now constituted under the Licensing Act 2003 and is dealt with separately.

28. The total number of seats on the three ordinary committees is allocated and then divided between the three committees to give each committee as proportionate an allocation as is possible within the overall limit.

Overview and Scrutiny Committee

29. 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

30. In accordance with the overview and scrutiny procedure rules, themed scrutiny sub-committees are appointed by the overview and scrutiny committee. 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.
31. 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.
32. 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.
33. The allocation of seats in 2005/06 on scrutiny sub-committees was as follows:

Scrutiny sub-committee	Lib Dem	Labour	Cons.	Total	Chair/ Vice-chair 2005/06
Environment and Community Support	3	3	1	7	Lab / LD
Education and Youth	2	2	1	5	Lab / LD
Regeneration and Resources	3	3	1	7	Con / LD
Health and Social Care	3	3	0	6	LD / Lab
Housing	3	3	0	6	LD / Lab

34. 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. The allocation of seats in 2005/06 would be proportionate if adopted by the overview and scrutiny committee in 2006/07.
35. 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	Lib Dem	Labour	Cons.
Nine Members	4	4	1
Seven	3	3	1
Six	3	3	0
Five	2	2	1
Four	2	2	0

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

Appointments to Seats

37. 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”.
38. 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 or an individual councillor or councillors sitting on the council.

Standards Committee

39. It is recommended that standards committee should 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 to the committee vests in council assembly. Not more than one executive member may serve on the standards committee.
40. 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.
41. The following independent members will continue to serve on the standards committee after constitutional council: -
 - Wendy Golding - until Constitutional council May 2007
 - Jean Sackur - until Constitutional council May 2008
42. Council assembly is asked to confirm the appointment of the third and fourth independent members proposed by the independent selection panel (see closed agenda for information on the proposed independent members). 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

43. 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.
44. 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 2005/06 allocation of seats was 7 Liberal Democrat, 7 Labour and 1 Conservative. Following the election, this remains the most proportionate allocation.

45. 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.

Reserve Members

46. 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

47. 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 9 and 10).

Council Calendar

48. A calendar of council meetings for 2006/07 municipal year has been prepared and is shown at appendix C.
49. The calendar 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 in the draft calendar, pending their establishment by the overview and scrutiny committee.
50. 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 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

51. 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

52. 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

53. 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.).

Establishment of Voluntary Bodies Appointment Panel

54. That council assembly will consider the establishment and determine 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.

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 2006/07
Appendix D - LGA General Assembly Appointment
Appendix E - Decision-making structure

Background Papers	Held At	Contact
Constitutional issues 2006/07 Council assembly May 2005 report	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 Cameron MacLean, Constitutional Officer	
Version	Final	
Dated	18.05.06	
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	18.05.06	

PARTY GROUP LEADERS, DEPUTIES AND WHIPS 2005/2006

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 2006

REGULATORY AND OTHER COMMITTEE APPOINTMENTS 2006/07

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. 	Regulatory committee (Article 8)	8 Councillors	Monthly	Yes (Statutory)

<ul style="list-style-type: none"> • 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 inquorate or the personal interests or decided views of a large number of members would be likely to render the meeting inquorate. • 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 2005/06 (No. of Reserves in brackets)	Proposed Allocation 2006/07 (No. of Reserves in brackets)	Appointments to Committees	Nominations Received 2006/07
Liberal Democrats: 3 (2) Labour: 4 (3) Conservatives: 1 (1)		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 2005/06 (No. of Reserves in brackets)	Proposed Allocation 2006/07 (No. of Reserves in brackets)	Appointments to Committees	Nominations Received 2006/07
Liberal Democrats: 4 (3) Labour: 3 (2) Conservatives: 1 (1)		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 	<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 2006/07 (No. of Reserves in brackets)	Appointments to Committee	Nominations Received 2006/07
Liberal Democrats: 4 (4)		Chair	

Labour: 3 (3) Conservatives: 1 (1)		Vice chair	
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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 2005/06 (No. of Reserves in brackets)	Proposed Allocation 2006/07 (No. of Reserves in brackets)	Appointments to Committee	Nominations Received 2006/07
Liberal Democrats: 3 (3) Labour: 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 2005/06 (No. of Reserves in brackets)	Proposed Allocation 2006/07 (No. of Reserves in brackets)	Appointments to Committees	Nominations Received 2006/07
Liberal Democrats: 3 (3) Labour: 3 (3) Conservatives: 1 (1)		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 	Scrutiny committee	5 Councillors (4 co-opted places)	6 weekly	Yes (Local Agreement)

following year; • Budget and performance matters relating to the education department.					
Allocation 2005/06 (No. of Reserves in brackets)	Proposed Allocation 2006/07 (No. of Reserves in brackets)	Appointments to Committees	Nominations Received 2006/07		
Liberal Democrats: 2 (2) Labour: 2 (2) Conservatives: 1 (1)		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 2005/06 (No. of Reserves in brackets)	Proposed Allocation 2006/07 (No. of Reserves in brackets)	Appointments to Committees	Nominations Received 2006/07
Liberal Democrats: 3 (3) Labour: 3 (3) Conservatives: 1 (1)		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 2005/06 (No. of Reserves in brackets)	Proposed Allocation 2006/07 (No. of Reserves in brackets)	Appointments to Committees	Nominations Received 2006/07
Liberal Democrats: 3 (3) Labour: 3 (3) Conservatives: 0 (n/a)		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 2005/06 (No. of Reserves in brackets)	Proposed Allocation 2006/07 (No. of Reserves in brackets)	Appointments to Committees	Nominations Received 2006/07
Liberal Democrats: 3 (2) Labour: 2 (1) Conservatives: 1 (1) Independent (voting) members: 4			

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 2005/06(No. of Reserves in brackets)	Proposed Allocation 2006/07 (No. of Reserves in brackets)	Appointments to Committee	Nominations Received 2006/07
Liberal Democrats: 7 Labour: 7 Conservatives: 1		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 2005/06 (No. of Reserves in brackets)	Proposed Allocation 2006/07 (No. of Reserves in brackets)	Appointments to Committees	Nominations Received 2006/07
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 2005/06 (No. of Reserves in brackets)	Proposed Allocation 2006/07 (No. of Reserves in brackets)	Appointments to Committees	Nominations Received 2006/07
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 2005/06 (No. of Reserves in brackets)	Proposed Allocation 2006/07 (No. of Reserves in brackets)	Appointments to Committees	Nominations Received 2006/07
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 2005/06 (No. of Reserves in brackets)	Proposed Allocation 2006/07 (No. of Reserves in brackets)	Appointments to Committees	Nominations Received 2006/07
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 2005/06 (No. of Reserves in brackets)	Proposed Allocation 2006/07 (No. of Reserves in brackets)	Appointments to Committees	Nominations Received 2006/07
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 2005/06 (No. of Reserves in brackets)	Proposed Allocation 2006/07 (No. of Reserves in brackets)	Appointments to Committees	Nominations Received 2006/07
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 2005/06 (No. of Reserves in brackets)	Proposed Allocation 2006/07 (No. of Reserves in brackets)	Appointments to Committees	Nominations Received 2006/07
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 2005/06 (No. of Reserves in brackets)	Proposed Allocation 2006/07 (No. of Reserves in brackets)	Appointments to Committees	Nominations Received 2006/07
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. (2005/06 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.

APPENDIX E

DECISION MAKING STRUCTURE



