

Outside Organisations Sub-Committee

Agenda

Date: Thursday, 3rd May, 2012
Time: 10.30 am
Venue: Committee Suite 1, Westfields, Middlewich Road, Sandbach
CW11 1HZ

The agenda is divided into 2 parts. Part 1 is taken in the presence of the public and press. Part 2 items will be considered in the absence of the public and press for the reasons indicated on the agenda and at the foot of each report.

PART 1 – MATTERS TO BE CONSIDERED WITH THE PUBLIC AND PRESS PRESENT

1. **Apologies for Absence**

2. **Declarations of Interest**

To provide an opportunity for Members and Officers to declare any personal and/or prejudicial interests in any item on the agenda.

3. **Public Speaking Time/Open Session**

In accordance with Procedure Rules Nos.11 and 35 a period of 10 minutes is allocated for members of the public to address the Sub-Committee on any matter relevant to its work. Individual members of the public may speak for up to 5 minutes but the Chairman or person presiding will decide how the period of time allocated for public speaking will be apportioned where there are a number of speakers. Members of the public are not required to give notice to use this facility. However, as a matter of courtesy, a period of 24 hours' notice is encouraged.

Members of the public wishing to ask a question at the meeting should provide at least three clear working days' notice in writing and should include the question with that notice. This will enable an informed answer to be given.

For requests for further information

Contact: Cherry Foreman

Tel: 01270 686463

E-Mail: cherry.foreman@cheshireeast.gov.uk with any apologies

4. **Minutes of Previous meeting** (Pages 1 - 4)

To approve as a correct record the minutes of the meeting held on 28 February 2012.

5. **Review of Councillor Representation** (Pages 5 - 10)

To consider the outstanding responses from Councillors and organisations surveyed in Phase 1 of the review, and the responses received to those contacted in Phase 2.

N.B: A schedule of the responses received to date is attached but these are still being received and it will therefore be updated at the meeting.

6. **Sub-Committee Work Programme** (Pages 11 - 16)

To consider the ongoing work programme and in particular Phase 2 of the review. Attached is the work programme and the overall plan of the review.

CHESHIRE EAST COUNCIL

Minutes of a meeting of the **Outside Organisations Sub-Committee**
held on Tuesday, 28th February, 2012 in the East Committee Room - Municipal
Buildings, Earle Street, Crewe, CW1 2BJ

PRESENT

Councillor S Jones (Chairman)

Councillors R Cartlidge, D Marren and B Murphy.

Officer in attendance:

Cherry Foreman (Democratic Services)

29 APOLOGIES FOR ABSENCE

Apologies for absence were received from Councillors Baxendale and B Moran.

30 DECLARATIONS OF INTEREST

There were no declarations of interest.

31 PUBLIC SPEAKING TIME/OPEN SESSION

There were no members of the public present.

32 MINUTES OF PREVIOUS MEETING**RESOLVED**

That the minutes of the meeting held on 23 November 2011 be approved as a correct record.

33 REVIEW OF COUNCILLOR REPRESENTATION - PHASE 1

Consideration was given to the responses received to the first phase of the review being carried out by the Sub-Committee into the appropriateness of Councillor representation on those outside organisations to which it appointed.

The responses from individual Councillors had been collated and circulated for information. In addition information request forms sent out to all organisations at the time the appointments had been made were also circulated; a schedule of the responses received formed an Appendix to the report.

It was recognised that the Constitution for some organisations specified that there should be Councillor representatives attending its meetings and there was little that could be done to change that. In some cases there was room for interpretation as to whether the appointments could be made by a Town or Parish Council instead a number of organisations had been referred in this way at an earlier stage of the review.

In considering the range of organisations and the responses received the Sub-Committee formed a principle that if the organisation was actually a Cheshire East establishment, run by Cheshire East staff, then it was not truly an outside organisation. In such cases a better arrangement would be to have, for example, a User Panel; this would enable a wider cross section of representatives and users to be involved and Councillors/Portfolio Holders could be invited as and when necessary.

In applying this principle it was agreed that the Alsager Leisure Centre Advisory User Panel be removed from the list of organisations.

The Sub-Committee expressed concern that in a minority of cases either a Councillor or an organisation had not responded to the request for information; also in some cases no meetings had been held since the appointments had been made in June 2011. In both instances it was requested that, on behalf of the Sub-Committee, the Democratic Services Officer write to the Councillors and the organisations concerned to find out if there was a particular reason why they had not been able to respond and also asking if they still wished to be the representative or still required Councillor representatives; also in the case of the organisations where there had not been any meetings to try and ascertain the reason.

RESOLVED

1. That Alsager Leisure Centre be removed from the list of Outside Organisations.
2. That further enquiries be made to non responding Councillors and Organisations to ascertain the reasons for the lack of a reply, whether the Councillor concerned still wished to be appointed to that organisation and whether Councillor representation was still required.

34 SUB-COMMITTEE WORK PROGRAMME

In considering the next phase of the review it was agreed that Tranches 3 and 4 of the list should be surveyed. For the information requested from the organisation it was agreed that question 3 'How many meetings are held each year?' should be expanded to include 'Please supply the dates of meetings held since June 2011' and 'Were the Councillor representatives invited?' Also that an additional question be added to ask if any Cheshire East Officers attend.

RESOLVED

1. That for Phase 2 of the review tranches 3 and 4 of the list be surveyed using the amended questions detailed in the body of this minute.
2. That the provisional meeting date previously agreed for 3 May 2012 be confirmed.

The meeting commenced at 10.35 am and concluded at 11.35 am

Councillor.....
Councillor S Jones (Chairman)

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CHESHIRE EAST COUNCIL

Outside Organisation Sub Committee

Date of Meeting: 3 May 2012
Report of: Democratic Services and Registration Manager
Subject/Title: Review of Representation on Outside Organisations

1.0 Report Summary

- 1.1 At its meeting on 23 November 2011 the Sub Committee agreed to commence its review of the appropriateness of Councillor representation on those outside organisations for which it was responsible for appointing the Councils representatives.
- 1.2 The total list of organisations that fall within the purview of the Sub-Committee has been divided into six tranches and a survey letter has been sent to those in tranches 1 – 4. Appended to this report are a number of the responses that remained outstanding from the organisations and Councillors surveyed in Phase 1 (tranches 1 & 2), and responses from those surveyed in Phase 2 (tranches 3 & 4).
- 1.3 The Sub-Committee is now asked to consider the responses.

2.0 Recommendation

- 2.1 That consideration be given to the responses received and a decision made as to the continuing appropriateness of the Councils representation on each of the bodies surveyed to date.

3.0 Reasons for Recommendations

- 3.1 The Sub-Committee is committed to ensuring that representation on outside organisations remains effective for all concerned.

4.0 Wards Affected

- 4.1 All, as the outside organisations are spread across the whole of the Borough.

5.0 Local Ward Members

- 5.1 N/A

6.0 Policy Implications

- 6.1 None identified.

7.0 Financial Implications (Authorised by the Director of Finance and Business Services)

7.1 None identified.

8.0 Legal Implications (Authorised by the Borough Solicitor)

8.1 Whilst membership of outside bodies carries with it the potential for personal liability for elected Members undertaking such roles as ancillary to their status as a Councillor, particularly in respect of trusteeships, Cheshire East Borough Council has resolved to put in place for elected Members the maximum indemnity which is allowed by law.

8.2 Section 111 of the Local Government Act 1972 empowers local authorities to do any thing which is calculated to facilitate, or is conducive or incidental to, the discharge of any of their functions, and Section 2 of the Local Government Act 2000 empowers them to do anything they consider likely to achieve the object of the promotion of the economic, social or environmental well-being of their area. Pending the coming into force of the general power of competence in the Localism Act 2011, which will be on a date yet to be announced, either or both of these existing powers would normally be the authority for appointing Members to outside bodies and/or selecting the bodies to which they are to be appointed.

9.0 Risk Management

9.1 None identified

10.0 Background and Options

10.1 The terms of reference of the Sub-Committee include the comprehensive review the representation of the outside organisations in preparation for the next round of appointments, which will take affect from the date of the new Council in 2015. The current review is part of that ongoing process.

11.0 Access to Information

The background papers relating to this report can be inspected by contacting the report writer:

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REVIEW OF OUTSIDE ORGANISATION REPRESENTATION

PHASE 1 (Tranches 1 & 2) FINAL CHASE UP

REPRESENTATIVES	CLLR RESPONSE REC'D	ORGANISATION RESPONSE REC'D	CONSTITUTION AVAILABLE	ORGANISATION
J Findlow	Y	Y	Y	Association for Public Service Excellence (APSE)
P Hoyland	Y	■	■	BAE Systems Woodford Local Consultative Cttee
J Wray D Brown	Y Y	Y	■	Bent Farm Sand Quarry Liaison Cttee
J Jackson W Livesley D Stockton	Y Y ■	Y <i>More info provided</i>	Y	Bollin Valley Steering Committee
A Moran I Faseyi	Y ■	■	Y	Crewe and Nantwich Gymnastics and Community Activities Association
S Wilkinson	Y	Y	Y	Cheshire Agricultural Society
GThorley M Martin G Walton P Raynes S McGrory	Y Y Y Y ■	Y	Y	Cheshire Brine Subsidence Compensation Board

Y = information received since the last meeting,
 ■ = nothing received

Where a response has now been received it has been matched up with the corresponding response from Councillors/organisation so as to give a complete picture.

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REVIEW OF OUTSIDE ORGANISATION REPRESENTATION
Phase 2 (Tranches 3 & 4)

REPRESENTATIVES	CLLR RESPONSE REC'D	ORGANISATION RESPONSE REC'D	CONSTITUTION OR INFO AVAILABLE	ORGANISATION TO BE REVIEWED
R Cartlidge M Hardy				Cheshire Community Council Playing Fields Association <i>to be removed, does not exist</i>
D Hough M Hardy	Y	Y	Y	Cheshire County Playing Fields Association
A Thwaite M Martin	Y Y		Y	Cheshire East CAB (Congleton/Crewe/Nantwich)
J Jackson L Jeuda	Y Y	Y	Y	CAB North (Macclesfield)
J Hammond	Y	Y	Y	Cheshire Landfill Tax Advisory Panel
R Cartlidge		Y	Y	Cheshire Landscape Trust
D Flude			Y	Cheshire Local History Association
P Whiteley B Burkhill	Y		Y	Colshaw Farm Estate Neighbourhood Management Board (Housing Association)
L Roberts 1 vacancy			Y	Community Transport (Macclesfield District)
R Domleo A Thwaite R Menlove	Y Y			Congleton Leisure Centre Advisory User Panel

REPRESENTATIVES	CLLR RESPONSE REC'D	ORGANISATION RESPONSE REC'D	CONSTITUTION OR INFO AVAILABLE	ORGANISATION TO BE REVIEWED
D Newton	Y			Crewe and Nantwich Sports Council Executive Cttee <i>disbanded recently, to be run in a different format</i>
R Cartlidge			Y	Crewe and Nantwich Twinning Association
J Wray I Faseyi				Dial a Ride, Congleton Crewe Nantwich
L Smetham G Baxendale	Y Y	Y		Eaton Hall Sand Quarry Liaison Group, Congleton (Tarmac) aka Tarmac and Eaton Parish
S Jones A Harewood R A Bailey				Fairtrade Steering Group
G Boston				Fence Trust Macclesfield
D Brown J Macrae	Y		Y	Groundwork Cheshire
L Gilbert	Y		Y	Holmes Chapel Partnership
J Findlow H Gaddum D Neilson	Y Y	Y	Y	Kings School, Macclesfield
O Hunter			Y	Knutsford Education Foundation
B Moran	Y			Linden Bank Community Liaison Group

**OUTSIDE ORGANISATIONS SUB COMMITTEE
WORK PROGRAMME**

ITEM	DESCRIPTION	DATE AGREED	Current Position	CONSIDERED AT MEETING ON: -	DATE COMPLETED
Officer Support for Members on Outside Organisations	To compile a list of officers to assist in providing support to Members	2 March 2011	Ongoing , and to be added to questions to be asked as part of the review of member representation	23 November 2011	
Terms of Reference of the Sub Committee	To consider revisions to the Terms of Reference (for approval by the Constitution Committee)	27 June 2011	Ongoing To be ratified by Constitution Cttee on 22.3.2012	23 November 2011	
Review of representation on outside bodies	To review the effectiveness of representation on the organisations appointed to by the Constitution Committee	27 June 2011	Ongoing Phase 1(tranches 1 & 2) Outstanding Phase 1, and Phase 2 (tranches 3 & 4)	23 November 2011 28 February 2012 3 May 2012	

Outside Organisations Sub Committee Meeting Dates

3 May 2012

Updated 25 April 2012

**OUTSIDE ORGANISATIONS SUB COMMITTEE
PLAN OF REVIEW**

Review of Representation on Outside Organisations	Block of Organisations to be reviewed
Tranche 1 surveyed in phase 1	Alexandra Soccer and Community Association Trust
	Almshouse Charity of Sir Edmund Wright, Crewe and Others Trust
	Alsager Educational Foundation
	Alsager Leisure Centre Advisory User Panel
	Alsager Partnership
	Association for Public Service Excellence (APSE)
	Astbury Mere Trust
	Audlem Education Foundation
	BAE Systems Woodford Local Consultative Cttee
	Bent Farm Sand Quarry Liaison Cttee

Review of Representation on Outside Organisations	Block of Organisations to be reviewed
Tranche 2 surveyed in phase 1	Bollin Valley Steering Committee
	Crewe and Nantwich Gymnastics and Community Activities Association
	Charitable Trust for the Assets of the former Over Alderley Primary School
	Chelford Sand Quarry Liaison Group
	Cheshire Agricultural Society
	Cheshire Association of Local Councils Quality Accreditation Panel
	Cheshire Association of Local Councils Executive Committee
	Cheshire Brine Subsidence Compensation Board
	Cheshire East CAB North
	Cheshire Community Action Executive Cttee

Review of Representation on Outside Organisations	Block of Organisations to be reviewed
Tranche 3 phase 2	Cheshire Community Council Playing Fields Association
	Cheshire County Playing Fields Association
	Cheshire East CAB Citizens Advice Bureau
	Cheshire Landfill Tax Advisory Panel
	Cheshire Landscape Trust
	Cheshire Local History Association
	Colshaw Farm Estate Neighbourhood Management Board (Housing Association)
	Community Transport (Macclesfield)
	Congleton Leisure Centre Advisory User Panel
	Crewe and Nantwich Sports Council Executive Cttee

Review of Representation on Outside Organisations	Block of Organisations to be reviewed
Tranche 4 phase 2	Crewe and Nantwich Twinning Association
	Dial a Ride, Congleton Crewe Nantwich
	Eaton Hall Sand Quarry Liaison Group, Congleton (Tarmac)
	Fairtrade Steering Group
	Fence Trust Macclesfield
	Groundwork Cheshire
	Holmes Chapel Partnership
	Kings School, Macclesfield
	Knutsford Education Foundation
	Linden Bank Community Liaison Group

Review of Representation on Outside Organisations	Block of Organisations to be reviewed
Tranche 5	Lindow Educational Trust, Wilmslow
	Macclesfield Chamber of Commerce and Business Link
	Macclesfield College of Further Education
	Malbank School Prize Fund and the Nantwich and Acton Grammar School
	Malkins Bank Golf Course Advisory User Group
	Maw Green Landfill Site Community Liaison Meeting
	Mere Farm Liaison Cttee
	Mid Cheshire hospitals NHS Foundation Trust
	Nantwich Museum Trust
	North Regional Association for Sensory Support

Review of Representation on Outside Organisations	Block of Organisations to be reviewed
Tranche 6	Over Peover Educational Foundation
	Plus Dane (Cheshire) Housing Association Ltd
	Public Transport Consortium
	Reaseheath College, Nantwich
	Reserve Forces and Cadets Association
	Sandbach Park Steering Group
	Sandbach Partership
	Sandbach School
	Sandbach Town Plan Steering Group
	Sir John Deane's College, Northwich

Review of Representation on Outside Organisations	Block of Organisations to be reviewed
Tranche 7	Sir Thomas Delves Foundation, Wybunbury
	South Cheshire Chamber of Commerce and Industry
	SACRE
	Stanley and Brocklehurst Almshouses Trust
	Transport Futures
	University of Keele Court
	University of Manchester General Assembly
	Weaver Valley Partnership
	White Moss Sand Quarry Alsager Local Liaison Group
	Wybunbry United Charities
	Youth Federation for Cheshire, Halton, Warrington and Wirral