

# CHESHIRE EAST COUNCIL

## REPORT TO: CABINET

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Date of Meeting:	15 November 2010
Report of:	Borough Solicitor
Subject/Title:	Representation on Outside Organisations
Portfolio Holder:	Councillor J Macrae (Prosperity) Councillor H Gaddum (Children and Family Services)

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### **1.0 Report Summary**

- 1.1 The report invites Cabinet to (a) appoint one of the two nominees (Councillor H Gaddum or Councillor E Howell) to the casual vacancy on the Standing Advisory Council for Religious Education (SACRE); (b) consider re-designating SACRE as a Category 2 organisation; (c) appoint Councillor D Brown to replace Councillor P Mason on Dane Housing; and (d) add the Parking and Traffic Regulations Outside London (PATROL) Adjudication Joint Committee to the list of Category 1 outside organisations and appoint Councillor J Macrae as the Council's representative.

### **2.0 Decision Requested**

- 2.1 Cabinet is asked to –

- (a) appoint one of the two nominees (Councillor H Gaddum or Councillor E Howell) as the Council's representative to fill the casual vacancy on the Standing Advisory Council for Religious Education (SACRE);
- (b) consider re-designating SACRE as a Category 2 organisation, to which the Constitution Committee would, in future, make appointments;
- (c) appoint Councillor D Brown to Dane Housing to replace Councillor P Mason;
- (d) add the Parking and Traffic Regulations Outside London (PATROL) Adjudication Joint Committee to the list of Category 1 outside organisations; and

- (e) appoint Councillor J Macrae to PATROL as the substantive representative, and Councillor Rachel Bailey as the named substitute.

### **3.0 Reasons for Recommendation**

- 3.1 It is important for the Council to participate as a partner in the network of outside organisations within Cheshire East, and more widely if appropriate.

### **4.0 Wards Affected**

- 4.1 Not applicable.

### **5.0 Local Ward Members**

- 5.1 Not applicable.

### **6.0 Policy Implications**

- 6.1 None identified.

### **7.0 Financial Implications 2009/10 and beyond**

- 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 an elected Member, Cheshire East Borough Council has put in place indemnity arrangements for elected members.

### **9.0 Risk Management**

- 9.1 None identified.

### **10.0 Background and Options**

#### **10.1 Categories 1 and 2 Outside Organisations**

The Cabinet makes appointments to all Category 1 organisations (ie those which are regarded as top-level strategic organisations at national, regional and local level). The Constitution Committee makes appointments to Category 2 organisations.

#### **10.2 Standing Advisory Council on Religious Education (SACRE)**

At its meeting held on 3 March 2009, Cabinet appointed Councillors F Keegan (Conservative), S Jones (Liberal Democrat) and M A Martin

(Labour) to the Standing Advisory Council on Religious Education (SACRE).

Councillor Martin has resigned and the Labour Group is unable to nominate any other Councillor from within its Group.

Two nominations have been received; namely, Councillor E Howell (Liberal Democrat Group) and Councillor H Gaddum (Conservative Group).

The Outside Organisations Sub-Committee considered this matter at its first meeting which was held on 13 September 2010. Arising out of discussion of the vacancy, the Sub-Committee considered that it was not appropriate for SACRE to be designated as a Category 1 organisation (top-level strategic organisations at national, regional and local level) and agreed to recommend to Cabinet that it be re-designated as a Category 2 organisation.

Cabinet is asked to appoint to the casual vacancy, and to consider the suggested re-designation of SACRE as a Category 2 organisation.

#### 10.3 Dane Housing

Dane Housing is a subsidiary of Plus Dane Group and it is to the Board of Dane Housing that the Council appoints.

Councillors P Mason and A Barratt are the Council's current representatives. Cabinet is asked to appoint Councillor D Brown to replace Councillor P Mason.

#### 10.4 Parking and Traffic Regulations Outside London (PATROL) Adjudication Joint Committee

The PATROL Adjudication Joint Committee, formerly the National Parking Adjudication Service Joint Committee, has been established to enable Councils having Civil Enforcement Area Orders to exercise their functions under the Traffic Management Act 2004 and the Civil Enforcement of Parking Contraventions (England) General Regulations 2007. These functions are exercised jointly with the other councils in accordance with the requirements of Regulation 16 of the Civil Enforcement of Parking Contraventions (England) General Regulations 2007.

The Agreement that regulates the setting up of the Joint Committee provides for one representative from each constituent Council. Members of the Joint Committee need not be an "Executive Member" of their Council, but this is a matter for each Council to decide. If the nominated representative cannot attend a meeting, provision is made for a named substitute to attend in his/her place.

Cabinet is asked to include PATROL as a Category 1 organisation; to appoint Councillor Macrae as the Council's representative; and to appoint Councillor Rachel Bailey as the substitute who will attend meetings on occasions when Councillor Macrae is unavailable.

## **11.0 Access to Information**

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

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