

Cherwell District Council

Council

17 May 2016

Annual Council Business Report

Report of Chief Executive

This report is public

Purpose of report

To note the results of the 5 May 2016 district elections, the constitution of Political Groups, appoint the Leader of the Council, note the appointment of the Deputy Leader and Executive for the Municipal Year 2016/17 and consider and agree the suggested constitution of Committees for the Municipal year 2016/2017.

1.0 Recommendations

** The recommendations are also included in the relevant section of the report **

The meeting is recommended:

- 1.1 To note the results of the District elections held on 5 May 2016.
- 1.2 To note the constitution of Political Groups and notification of Group Leaders.
- 1.3 To appoint a Leader of the Council.
- 1.4 To note the appointment of Deputy Leader of the Council, the membership of the Executive and the Executive Portfolios for 2016/17.
- 1.5 To agree the allocation of seats on committees that are subject to the political balance requirements as set out in Table 1.
- 1.6 To agree the allocation of seats on committees not subject to political balance requirements as set out in Table 2.
- 1.7 To appoint members (and where appropriate, substitute members) to serve on each of the committees and other bodies set out in Tables 1 and 2 in accordance with the nominations to be made by political groups (Appendix 2 - to follow).
- 1.8 To appoint a representative to the Oxfordshire County Council Health Overview and Scrutiny Committee.

1.9 To appoint a representative to the Police and Crime Commissioner Scrutiny Panel.

2.0 Introduction

- 2.1 The Council's Constitution requires that at the annual meeting, Council shall:
- Note the results of the District Elections, if held, and the constitution of Political Groups and Group Leaders and elect the Leader of the Council if required
 - Conduct any business concerning the establishment of and appointments to the Executive, including the appointment of Deputy Leader and the allocation of functions to Lead Members
 - Conduct any business concerning the establishment of, and appointment to:
 - The Overview and Scrutiny Committee
 - The Standards Committee
 - Such other Committees as the Council consider appropriate

3.0 Report Details

District Election Results

- 3.1 The following were elected for the Wards shown at the district elections held on 5 May 2016. The terms of office are also set out:

Ward	Elected	Term of Office
Adderbury, Bloxham and Bodicote	Councillor Chris Heath	4 years
	Councillor Mike Bishop	3 years
	Councillor Nigel Randall	2 years
Banbury Calthorpe and Easington	Councillor Kieron Mallon	4 years
	Councillor Colin Clarke	3 years
	Councillor Nigel Morris	2 years
Banbury Cross and Neithrop	Councillor Surinder Dhesi	4 years
	Councillor Hannah Banfield	3 years
	Councillor Alastair Milne Home	2 years
Banbury Grimsbury and Hightown	Councillor Andrew Beere	4 years
	Councillor Claire Bell	3 years
	Councillor Shaida Hussain	2 years
Banbury Hardwick	Councillor John Donaldson	4 years
	Councillor Nicholas Turner	3 years
	Councillor Tony Ilott	2 years

Banbury Ruscote	Councillor Mark Cherry Councillor Sean Woodcock Councillor Barry Richards	4 years 3 years 2 years
Bicester East	Councillor Sean Gaul Councillor Richard Mould Councillor Tom Wallis	4 years 3 years 2 years
Bicester North and Caversfield	Councillor Lynn Pratt Councillor Jason Slaymaker Councillor Nick Mawer	4 years 3 years 2 years
Bicester South and Ambrosden	Councillor Dan Sames Councillor David Anderson Councillor Nick Cotter	4 years 3 years 2 years
Bicester West	Councillor Les Sibley Councillor Debbie Pickford Councillor Jolanta Maria Lis	4 years 3 years 2 years
Cropredy, Sibfords and Wroxton	Councillor George Reynolds Councillor Ken Attack Councillor Douglas Webb	4 years 3 years 2 years
Deddington	Councillor Bryn Williams Councillor Hugo Brown Councillor Mike Kerford-Byrnes	4 years 3 years 2 years
Fringford and Heyfords	Councillor James Macnamara Councillor Ian Corkin Councillor Barry Wood	4 years 3 years 2 years
Kidlington East	Councillor Maurice Billington Councillor Neil Prestidge Councillor Carmen Griffiths	4 years 3 years 2 years
Kidlington West	Councillor Sandra Rhodes Councillor Alan Mackenzie-Wintle Councillor Nigel Simpson	4 years 3 years 2 years
Launton and Otmoor	Councillor Simon Holland Councillor Tim Hallchurch Councillor David Hughes	4 years 3 years 2 years

Recommendation

1.1 To note the results of the District Elections held on 5 May 2016.

Constitution of Political Groups

- 3.2 The Chief Executive will report on the notifications of the constitution of Political Groups received prior to the meeting and the appointments of Group Leaders.
- 3.3 The two Independent Councillors have advised that they will be forming a Political Group.
- 3.4 Group Leaders have been appointed as follows:

Conservative Group: To be advised

Labour Group: To be advised

Independent Group: To be advised

Recommendation

1.2 To note the constitution of Political Groups and notification of Group Leaders.

Leader of the Council

- 3.5 In accordance with the strong leader model, the Leader of the Council's term of finished at the end of his term of office as a councillor in May 2016. Therefore Council is required to appoint a Leader.
- 3.6 The Leader of the Council will be a councillor elected to that position by Council. The Leader of the Council shall be the chairman of the Executive and shall have reserve powers to act in the absence or incapacity of any executive portfolio holder.
- 3.5 The Leader will hold office until:
- s/he resigns from the office
 - s/he is suspended from being a Councillor under Part III of the Local Government Act 2000 (although he may resume office at the end of the period of suspension)
 - the expiration of their term of office
 - s/he is no longer a councillor
 - s/he is removed from office by resolution of the council,

Recommendation

1.3 To appoint a Leader of the Council.

Deputy Leader of the Council and Executive 2016/17

- 3.7 The newly appointed Leader of the Council will table a report (Appendix 1 – to follow) appointing a Deputy Leader and setting out the Executive Portfolios for the Municipal Year 2016/17.

Recommendation

1.4 To note the appointment of Deputy Leader of the Council, the membership of the Executive and the Executive Portfolios for 2016/17.

Committee Appointments 2016/17

- 3.8 The current constitution of the Council is 38 (79%) Conservative, 8 (17%) Labour and 2 (4%) Independent councillors.

- 3.9 Under the Local Government (Committees and Political Groups) Regulations 1990 made pursuant to the Local Government and Housing Act 1989, allocations of committee seats are made to political groups and any member not in a political group is consequently not automatically entitled to seats on committees. The two Independent councillors have advised that they will be forming a political group. The proportionality calculations therefore take account of this.
- 3.10 The proportionality calculations require the Conservative Group to release one seat to the Independent Group. The Conservative Group has yet to advise which seat will be released. Once known, this will be published in an addendum to this report.
- 3.11 The proportionality calculations require the Labour Group to release two seats to the Independent Group. The Labour Group has yet to advise which seats will be released. Once known, this will be published in an addendum to this report.

3.12 **Table 1: Allocation of Seats of Proportional Committees**

	TOTAL	CON	LAB	IND
Accounts, Audit & Risk Committee	8	6	2	0
Appeals Panel	10	8	2	0
Budget Planning Committee	12	10	2	0
Joint Appeals Panel	3	2	1	0
Joint Personnel Committee	6	5	1	0
Licensing Committee	12	10	2	0
Overview & Scrutiny	12	10	2	0
Personnel Committee	12	10	2	0
Planning Committee	18	14	3	1
Standards Committee	8	7	1	0
Proportional Total by Committee	106	85	20	1
Aggregate Entitlement	106	84	18	4
Adjustment Required	N/A	-1	- 2	+3

3.12 **Table 2: Allocation of Seats of Non-Proportional Committees**

	TOTAL	CON	LAB	IND
Joint Councils Employee Engagement Committee	3	2	1	0

3.13 **Notes:**

Overview and Scrutiny Committee must not include any members of the Executive.

Personnel Committee must include at least one member of the Executive and may not include members of the Appeals Panel

Appeals Panel members may not serve as members or substitute members of the Personnel Committee.

Joint Commissioning Committee members may not serve as members or substitute members of the Joint Appeals Committee

Joint Appeals Committee members may not serve as members or substitute members of the Joint Commissioning Committee

Joint Scrutiny Committee must not include any members of the Executive or Joint Commissioning Committee

3.14 Appendix 2 (to follow) sets out members (and where appropriate, substitute members) to serve on each of the committees and other bodies set out in Tables 1 and 2 in accordance with the nominations to be made by political groups.

Recommendations

1.5 To agree the allocation of seats on committees that are subject to the political balance requirements as set out in Table 1.

1.6 To agree the allocation of seats on committees not subject to political balance requirements as set out in Table 2.

1.7 To appoint members (and where appropriate, substitute members) to serve on each of the committees and other bodies set out in Tables 1 and 2 in accordance with the nominations to be made by political groups (Appendix 2 - to follow).

Appointment of Representatives

3.15 Council is asked to appoint representatives to the Oxfordshire County Council Health Overview and Scrutiny Committee and to the Police and Crime Commissioner Scrutiny Panel.

- 3.16 The 2015/16 representative on the County Council Health Overview and Scrutiny Committee was Councillor Nigel Randall and on the Police and Crime Commissioner Scrutiny Panel was Councillor George Reynolds.

Recommendations

- 1.8 To appoint a representative to the Oxfordshire County Council Health Overview and Scrutiny Committee.
- 1.9 To appoint a representative to the Police and Crime Commissioner Scrutiny Panel.

4.0 Conclusion and Reasons for Recommendations

- 4.1 The Council is required to note the results of the District Council elections, appoint a Leader (if required), agree the allocation of seats on committees that are subject to the political balance requirements and also on committees not subject to political balance requirements and to agree the appointments to each of the Committees in accordance with the nominations made by political groups.

5.0 Consultation

Group Leaders

Nominations and information from group leaders has been included in the report and appendices

6.0 Alternative Options and Reasons for Rejection

- 6.1 The following alternative options have been identified and rejected for the reasons as set out below.

Option 1: To amend the appointments to Committee.

7.0 Implications

Financial and Resource Implications

- 7.1 There are no financial implications arising from the report.

Comments checked by:

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Legal Implications

- 7.2 It is a legal requirement for Council to agree proportionality after an election and appoint committees. It is for the Council Leader to appoint the Deputy Leader and the other Executive members, and to allocate Lead Member responsibilities.

Comments checked by:
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Risk Implications

7.3 In ensuring the legal requirements are met risk to the authority is mitigated.

Comments checked by:
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8.0 Decision Information

Wards Affected

All

Links to Corporate Plan and Policy Framework

All

Lead Councillor

None

Document Information

Appendix No	Title
One	Executive Portfolios 2015/16 – to follow
Two	Committee Membership – to follow
Background Papers	
None	
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