



Constitutional and Nomination Committee

Date: Tuesday, 18 May 2021

Time: 10.00 am

Venue: Council Antechamber, Level 2, Town Hall Extension

Everyone is welcome to attend this committee meeting.

This is a supplementary agenda containing additional information about the business of the meeting that was not available when the agenda was published

Access to the Council Chamber

Public access to the Council Chamber is on Level 2 of the Town Hall Extension, using the lift or stairs in the lobby of the Mount Street entrance to the Extension. That lobby can also be reached from the St. Peter's Square entrance and from Library Walk. **There is no public access from the Lloyd Street entrances of the Extension.**

Membership of the Constitutional and Nomination Committee

Councillors - Karney (Chair), Curley, Flanagan, Lanchbury, Leech, Leese, Razaq and Reeves

Agenda

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|--|--------|
| 5. Membership of Committees 2021/22 and Appointment of Chairs of Committees | 3 - 8 |
| The report of the City Solicitor is enclosed. | |
| 6. Appointments to Joint Authorities and Joint Committees | 9 - 20 |
| The report of the City Solicitor is enclosed. | |

Further Information

For help, advice and information about this meeting please contact the Committee Officer:

Donna Barnes
Tel: 0161 234 3037
Email: d.barnes@manchester.gov.uk

This agenda was issued on **Monday, 17 May 2021** by the Governance and Scrutiny Support Unit, Manchester City Council, Level 3, Town Hall Extension (Lloyd Street Elevation), Manchester M60 2LA.

**Manchester City Council
Report for Resolution**

Report to: Constitutional and Nomination Committee – 18 May 2021

Subject: Membership of Committees 2021/22 and the Appointment of Chairs of Committees

Report of: The City Solicitor

Purpose of report

The Constitutional and Nomination Committee is asked to make recommendations to the Council about the size and composition of the Council's committees and to appoint chairs and deputy chairs of the committees detailed in this report.

Recommendations

The Committee is asked to make recommendations to Council about:

1. The size of the Council's committees;
 2. The appointment of members to serve on the various committees listed in the report;
 3. The appointment of members to serve as chairs of scrutiny committees, chairs of non-executive committees, and the deputy chairs of the Planning and Highways Committee, and Licensing and Appeals Committee; and
 4. The appointment of a member for the purpose of answering questions at Council on the work of the Standards Committee, in accordance with Article 9 of the Council Constitution.
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Contact Officers

Andrew Woods
Governance Team Leader
0161 234 3011
andrew.woods@manchester.gov.uk

Background documents

The following documents disclose important facts on which the report is based and have been relied upon in preparing the report. Copies of the background documents are available up to 4 years after the date of the meeting. If you would like a copy please contact one of the contact officers above.

- Section 15-17, Local Government and Housing Act 1989.
- The Local Government (Committee and Political Groups) Regulations 1989.
- Health and Social Care Act 2012
- Council Constitution.

1 Introduction

- 1.1 Government regulations require the Council to appoint membership of its committees in accordance with the principles of political balance as far as reasonably practicable.
- 1.2 Due to the composition of the Council after the election (94 Labour, 1 Liberal Democrat and 1 Green Party), there is no requirement to allocate seats on the basis of political groups for each committee.
- 1.3 The Committee is asked to make recommendations to the Council about the size and the membership of committees. The Committee is asked to take into consideration, where appropriate, virus transmission safety measures arising from the COVID-19 pandemic which are likely to remain an important factor as restrictions are eased in order to work safely together.
- 1.4 The Committee is also asked to note the Terms of Reference of Scrutiny Committees (Part 3 Section E - Council's Constitution: February 2021) state a minimum of 10 members for each committee.
- 1.5 Details of the number of seats that were appointed to each committee in the previous municipal year are set out included below.
- Art Galleries [14 Elected Members and 7 Co-opted Members]
 - Audit Committee [9 Elected Members and 2 Co-opted Members]
 - Children and Young People Scrutiny Committee [14 Elected Members and 7 Co-opted Members]
 - Communities and Equalities Scrutiny Committee [14 Elected Members]
 - Constitutional and Nomination Committee [9 Elected Members]
 - Economy Scrutiny Committee [14 Elected Members]
 - Environment and Climate Change Scrutiny Committee [14 Elected Members]
 - Health Scrutiny Committee [14 Elected Members]
 - Licensing and Appeals Committee [15 Elected Members*] *as set out in the associated Regulations*
 - Licensing Committee [15 Elected Members*] *as set out in the associated Regulations*
 - Licensing Policy Committee [6 Elected Members]
 - Personnel Committee [10 Elected Members] - *Membership formula comprises the Leader of the Council (or a Deputy) the 6 Executive Members and the Assistant Executive Member (Finance and Human Resources)*
 - Planning and Highways Committee [16 Elected Members currently, extra place added to accommodate previous opposition group. **Was previously 15 members]
 - Resources and Governance Scrutiny Committee [15 Elected Members]
 - Standards Committee [6 Elected Members, 1 Parish Member, 2 Independent People]
 - Standing Executive Consultative Panel [6 Assistant Executive Members].

2 Other Committees

- 2.1 Some of the Council's committees are subject to specific rules about membership. These details are included below. The Committee is asked to make recommendations to Council about the membership of these committees.

Employee Appeals Committee

- 2.2 The composition of the Committee consists of the following structure:
- The Executive Member with a relevant portfolio (i.e. Executive Member for the service in which the employee was working or the Executive Member with a portfolio relevant to the specific subject area of the appeal) or an appropriate Assistant Executive Member; and
 - Two Elected Members drawn from the Council's Executive Members or the Assistant Executive Members, or Elected Members drawn from a prescribed 'pool' of 15 members.
- 2.3 The Constitutional and Nomination Committee is asked to confirm this composition and agree the Elected Members in the prescribed pool.

Health and Wellbeing Board

- 2.4 The membership of the Health and Wellbeing Board comprises of Elected Members as well as NHS and council officers. The membership was established at the meeting of Council on 27 March 2013 and subsequent amendments have been agreed through the Constitutional and Nomination Committee.
- 2.5 Following the most recent review of the governance structure of the Board, the membership of the Board is set out below. The Board has also agreed that each member should have a named substitute
- Leader of the Council (Chair)
 - Executive Member for Adults (MCC)
 - Executive Member for Children's Services (MCC)
 - Chair Manchester Health and Care Commissioning
 - GP Member (North) Manchester Health and Care Commissioning
 - GP Member (Central) Manchester Health and Care Commissioning
 - GP Member (South) Manchester Health and Care Commissioning
 - Manchester Local Care Organisation Representative
 - Chair, Manchester University NHS Foundation Trust
 - Chair of Northern Care Alliance
 - Chair, Greater Manchester Mental Health NHS Foundation Trust
 - Voluntary and Community Sector representative
 - Chair, Healthwatch
 - Primary Care representative - Local Medical Committee
 - Strategic Director of Children's Services

- Director of Public Health
- Executive Director of Adult Social Services
- Central Primary Care Manchester Representative
- Representative of Northern Health GP Provider Organisation

Standards Committee

- 2.6 The Standards Committee consists of 6 Elected Members, 2 Co-opted Members and 1 Member from Ringway Parish Council. The Committee is asked to agree the membership for 2021/22.

3 Chairs and Deputy Chairs

- 3.1 The Committee is asked to recommend the appointment of the chairs of the following scrutiny committees, and the committees discharging non-executive functions.

- Art Galleries Committee
- Audit Committee
- Children and Young People Scrutiny Committee
- Communities and Equalities Scrutiny Committee
- Constitutional and Nomination Committee
- Environment and Climate Change Scrutiny Committee
- Economy Scrutiny Committee
- Health Scrutiny Committee
- Licensing and Appeals Committee
- Licensing Committee
- Licensing Policy Committee
- Neighbourhoods and Environment Scrutiny Committee
- Planning and Highways Committee
- Resources and Governance Scrutiny Committee
- Standards Committee (this should be an independent member of the committee)

4 Deputy Chairs

- 4.1 The Committee is asked to recommend the appointment of the Deputy Chair of the Planning and Highways Committee, the Licensing Committee, and the Licensing and Appeals Committee.

5 Standards Committee: Article 9 Appointment

- 5.1 The Committee is asked to recommend the appointment of a member for the purpose of answering questions at Council about the work of the Standards Committee, in accordance with Article 9 of the Council's Constitution.

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Manchester Council Report for Resolution

Report to: Constitutional and Nomination Committee – 18 May 2021

Subject: Appointments to joint authorities and joint committees

Report of: City Solicitor

Purpose of Report

This report provides information about the Council's current appointments to the joint authorities and joint committees. The Committee is invited to review the appointments and make recommendations to Council about the Council's representatives for the 2021/22 Municipal Year.

The report also asks the Committee to make recommendations to the joint authorities about the appointment of spokespersons to answer questions at Council meetings as outlined in Council Procedural Rule 24 (Part 4, Section A of the Constitution).

Recommendations

1. To review appointments to serve on the Combined Authority and several joint authorities and to recommend the appointment of the Council's representatives for the 2021/22 Municipal Year.
 2. To recommend to the joint authorities the appointment of spokespersons to answer questions about the work of the joint authorities at meetings of the Council as outlined in Council Procedural Rule 24.
 3. To recommend to Council the appointment of members to the GMCA Executive Board, GMCA Police and Crime Panel, GMCA Statutory Functions Committee, Greater Manchester Health Scrutiny Committee, Pennine Acute Hospital Trust Joint Overview and Scrutiny Committee, Manchester and Trafford Joint Health Scrutiny Committee.
 4. To recommend to Council the appointment of members to the School Forum and the Manchester Port Health Authority.
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Wards Affected All

Contact Officers

Mike Williamson
Governance and Scrutiny Support Manager
0161 234 3071
michael.williamson@manchester.gov.uk

Background Documents

The following documents disclose important facts on which the report is based and have been relied upon in preparing the report. Copies of the background documents are available up to 4 years after the date of the meeting. If you would like a copy please contact one of the contact officers above.

1. Sections 15-17 Local Government and Housing Act 1989
2. Section 41 Local Government Act, 1985
3. Minutes of the Constitutional and Nomination Committee 2007/2008
4. Council Procedure Rules in the Constitution
5. The Local Government (Committee and Political Groups) Regulations 1989
6. The Health and Social Care Act 2012

1. Introduction

- 1.1 The Constitutional and Nomination Committee is asked to review the appointments to joint authorities and joint committees and to make recommendations to Council about the Council's representatives for the 2021/22 Municipal Year.
- 1.2 The Council may, if it wishes, make nomination to a number of GMCA and AGMA positions (as detailed in the table appended to the report), however the final decisions on these appointments rest with the GMCA and AGMA Executive Boards at their Annual Meeting due to take place in May 2021. As such, any nominations submitted by the Council may not necessarily be appointed.
- 1.3 The report also asks the Committee to make recommendations to the joint authorities about the appointment of spokespersons to answer questions at Council meetings as outlined in Council Procedural Rule 24 (part 4, section A of the Constitution).
- 1.4 The table appended to the report details, where appropriate, the specific membership requirement of particular organisations/bodies.

2. GMCA Overview and Scrutiny Committees

- 2.1 Each Overview and Scrutiny Committee will comprise 15 members.
- 2.2 Each Local Authority district is asked to make 6 nominations. 4 of these nominations should be from the ruling group and 2 from the major opposition group, except where there is a hung council or no opposition group.
- 2.3 Three of the six nominations are to be appointed as the Council's representative on one of the GMCA Overview and Scrutiny Committees.
- 2.3 The remaining 3 nominations will go into a "reserve" scrutiny pool from which a further 5 members per committee will be selected by the GMCA to ensure each committee meets its statutory and constitutional requirements regarding political balance and diversity.
- 2.4 Members of the pool who are not selected as permanent committee members, will be appointed by the GMCA as formal substitutes for all three committees. In the 2020/21 Municipal Year substitute members have regularly ensured that committees are quorate.
- 2.5 The final membership of the committees will be approved by the GMCA at its May 2021 meeting.

GMCA Appointment and Nominations 2021/22

Body	Membership Requirement	Notes	MCC Nominations
GM Combined Authority	1 Member 1 Substitute	Member must be the Leader	
GM Waste & Recycling Committee	2 Members	The Committee will have 15 members to ensure political proportionality and gender balance. Chair of the Committee to be agreed by the GMCA following recommendation from the Waste & Recycling Committee GMCA to agree final membership	
GMCA Audit Committee	4 Members 2 Substitute Members	Cannot be Leaders GM Political Balance rules apply Invited from across GM nominated by the LA's(if they wish to do so.) GMCA to agree final	

GMCA Appointment and Nominations 2021/22

Body	Membership Requirement	Notes	MCC Nominations
		membership	
Corporate Issues and Reform Overview and Scrutiny Committee	1 Member		
Economy, Business Growth and Skills Overview and Scrutiny Committee	1 Member		
Housing, Planning and Environment Overview and Scrutiny Committee	1 Member		
Overview and Scrutiny Reserve Pool	3 Members	<p>Nominations will go into a pool from which a further 5 members per committee will be selected by the GMCA to ensure each committee meets its statutory and constitutional requirements regarding political balance and diversity.</p> <p>Members of the pool who are not selected as permanent committee members, will be</p>	

GMCA Appointment and Nominations 2021/22

Body	Membership Requirement	Notes	MCC Nominations
		appointed by the GMCA as formal substitutes for all three committees	
GM Transport Committee (formerly TfGMC)	2 Members	<p>The Committee will have 23 members to ensure political proportionality and gender balance.</p> <p>GM Local Authorities appoint to 11 places on the Joint Committee plus substitutes</p> <p>The GMCA to appoint to one place on the Joint Committee</p> <p>The Mayor to be a member of the Joint Committee</p> <p>The remaining 10 members (plus substitutes) are appointed by Mayor and will be made to ensure political balance across GM is represented.</p>	

GMCA Appointment and Nominations 2021/22

Body	Membership Requirement	Notes	MCC Nominations
		The Transport Committee shall select and recommend to the Mayor its own Chair	
GM Culture & Social Impact Fund Cttee	1 Member 1 Substitute Member	GMCA to agree final membership Recommend membership to replicate the AGMA Statutory Functions Cttee	
GM Work & Skills Executive	1 Member	Recommended that the appointment is the Lead Executive Member for Work & Skills	
Health & Social Care Partnership Board	1 Member 1 Substitute Member		
Health & Social Care – Joint Commissioning Board	1 Member	Member appointed is to appoint their own deputies	

GMCA Appointment and Nominations 2021/22

Body	Membership Requirement	Notes	MCC Nominations
Transport for the North – Substitute member for the GM Mayor	1 Member	To act a substitute member for GM Mayor. Nominated by LAs, if they wish to do so. To be appointed by the GMCA	
Transport for the North – Scrutiny Committee	1 Member 1 Substitute Member	Nominated by LAs, if they wish to do so. To be appointed by the GMCA	
Clean Air Charging Authorities Committee	1 Member 1 Substitute Member	Recommended that the appointment is the Lead Executive Member for clean air	
Air Quality Administration Committee	1 Member 1 Substitute Member	Recommended that the appointment is the Lead Executive Member for clean air GMCA to appoint 1 substitute member	

AGMA Appointment and Nominations 2021/22

Body	Membership Requirement	Notes	MCC Nominations
AGMA Executive Board	1 Member 1 Substitute Member	Member must be the Leader	
Draft Joint Development Plan – Places for Everyone Committee	1 Member 1 Substitute Member	Member must be the Leader	
Statutory Functions Committee	1 member 1 Substitute Member	Recommend membership to replicate the GM Culture & Social Impact Fund Cttee	
Police and Crime Panel	1 member 1 Substitute Member)	Cannot be the Leader	
Police & Crime Steering Group	1 Member	Cannot be the Leader	
GM Health Scrutiny Committee	1 Member 1 Substitute Member	Recommended that the appointment is the Chair of LA's Health Scrutiny Committee or a member of Health Scrutiny Cannot be Executive Members	

		GM Political Balance rules apply	
Planning and Housing Commission	1 Member	Recommended that the appointment is the Lead Executive Member for Planning & Housing GM Political Balance rules apply AGMA Executive to agree final membership	
GM Pensions Fund Management Panel	1 Member	AGMA Executive to agree final membership	
Halle	1 Member	Nominated by the LAs, if they wish to do so AGMA Executive to agree final membership	
Peoples History Museum	1 Member	Nominated by the LAs, if they wish to do so AGMA Executive to agree final membership Charity Trustee role	

Joint Committees – Appointments and Nominations 2021/22

Body	Membership Requirement	Notes	MCC Nominations
Manchester Port Health Authority	3 Members		
Manchester and Trafford Joint Health Scrutiny Committee	5 Members 1 Substitute Member		
Schools Forum	1 Member 1 Substitute	Recommended that the appointment is the Chair of Children and Young People's Scrutiny Committee	
Pennine Acute Hospital Trust Joint Scrutiny Committee	3 Members		
Parking and Traffic Regulation Outside London (PATROL) Committee	1 Member		

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