



# **Constitutional and Nomination Committee**

Date: Monday, 1 October 2018

Time: 10.00 am

Venue: Council Chamber - Manchester City Council

Everyone is welcome to attend this committee meeting.

## **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**

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**Councillors** - Karney (Chair), Curley, Flanagan, Lanchbury, Leech, Leese, S Murphy, N Murphy, Razaq and Reeves

## Agenda

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**1. Urgent Business**

To consider any items which the Chair has agreed to have submitted as urgent.

**2. Appeals**

To consider any appeals from the public against refusal to allow inspection of background documents and/or the inclusion of items in the confidential part of the agenda.

**3. Interests**

To allow Members an opportunity to [a] declare any personal, prejudicial or disclosable pecuniary interests they might have in any items which appear on this agenda; and [b] record any items from which they are precluded from voting as a result of Council Tax/Council rent arrears; [c] the existence and nature of party whipping arrangements in respect of any item to be considered at this meeting. Members with a personal interest should declare that at the start of the item under consideration. If Members also have a prejudicial or disclosable pecuniary interest they must withdraw from the meeting during the consideration of the item.

**4. Minutes**

To approve as a correct record the minutes of the meeting held on 9 July 2018.

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**5. Admission to the Roll of Honorary Aldermen**

To consider, and if deemed appropriate, to recommend to Council that a special meeting of the City Council be convened on 3 October 2018 for the purpose of adopting a resolution, to be proposed by the Lord Mayor and seconded by the Deputy Lord Mayor, that Mr Andrew Fender and Mrs Nilofar Siddiqi are admitted as Honorary Aldermen of the City of Manchester in recognition of the long and eminent service that they have rendered to the Council, and thereafter to install Mr Fender and Mrs Siddiqi as Honorary Aldermen.

**6. Proposed Revisions to the Constitution**

The report of the City Solicitor will follow.

**7. Transport for Greater Manchester Committee**

The report of the City Solicitor is attached.

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**8. Membership of Council committees and representation on joint boards and joint committees**

To consider proposed changes to the membership of committees and joint boards / joint committees.

(Note if the changes proposed involve re-consideration of a

decision taken by the Council with the previous 6 months the Committee will need to request the Council to suspend Procedural Rule 25.1).

## Information about the Committee

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The Constitutional and Nomination Committee deals with the appointment of councillors to serve on committees and certain external organisations.

The Committee also considers proposed changes to the Council Constitution and recommendations for the granting of civic honours to individuals and organisations. Business for consideration at a meeting is set out on the agenda sheet.

Copies of the agenda are available beforehand from the reception area at the Main Entrance of the Town Hall in Albert Square and may be viewed on the Council's website up to seven days prior to the date of the meeting (see web information below). Some additional copies are available at the meeting from the Committee Officer.

It is the Council's policy to consult people as fully as possible before making decisions which affect them. Members of the public do not have a right to speak at meetings but may do so if invited by the Chair. If you have a special interest in an item on the agenda and want to speak, tell the Committee Officer, who will pass on your request to the Chair.

Agenda, reports and minutes of all Council Committees can be found on the Council's website [www.manchester.gov.uk](http://www.manchester.gov.uk).

Smoking is not allowed in Council buildings.

Joanne Roney OBE  
Chief Executive  
Level 3, Town Hall Extension,  
Albert Square,  
Manchester, M60 2LA

## Further Information

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

Beth Morgan  
Tel: 0161 234 3043  
Email: [b.morgan@manchester.gov.uk](mailto:b.morgan@manchester.gov.uk)

This agenda was issued on **Friday, 21 September 2018** by the Governance and Scrutiny Support Unit, Manchester City Council, Level 6, Town Hall Extension (Mount Street Elevation), Manchester M60 2LA



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## **Constitutional and Nomination Committee Minutes of the meeting held on 9 July 2018**

**Present:** Councillor Curley - In the Chair

Councillors: Lanchbury, Leech, S Murphy, N Murphy and Razaq

Apologies: Councillors Karney, Leese, Stogia and Reeves

### **CN/18/08 Minutes**

#### **Decision**

To approve as a correct record the Minutes of the meeting held on 15 May 2018.

### **CN/18/09 Proposed Revisions to the Constitution**

A report was submitted which asked the Constitutional and Nomination Committee to make recommendations to the Council regarding the following matters.

- To provide for the business of the Annual Council meeting being restricted to ceremonial, committee appointments and constitutional matters; and
- To allow for the Head of Planning, Building Control and Licensing (in consultation with the Chair of the Planning and Highways Committee) to make arrangements with another local authority to discharge that authority's nonexecutive functions relating to cross-boundary planning matters.

A member of the Committee commented that the proposal that business of the Annual meeting of Council be restricted to ceremonial, committee appointments and constitutional matters left fewer opportunities for members to scrutinise and hold the Executive to account. On balance, the Committee agreed that members were not solely confined to submitting questions through this particular channel and were able to submit questions either directly to Executive Members or through the functions of a scrutiny committee. Therefore, noting that the submission of questions to the Executive need not be limited to bi-monthly Council meetings, the Committee agreed the proposals.

#### **Decision**

To agree to recommend to Council that

1. Rule 13.3 of the Council Procedure Rules in Part 4, Section A of the Constitution, be amended by the deletion of paragraphs (h), (i), (j), (m) and (n) to ensure that the business of the annual meeting of the Council is restricted to ceremonial business, business necessary following the local government election of Members earlier in the month and constitutional matters;
2. Article 11.3(b), in Part 2 of the Constitution, be amended by the addition of the words "(or an officer with relevant delegated authority)" after the word "Council"; and

3. The following delegation be made to the Head of Planning, Building Control and Licensing – “In consultation with the Chair of the Planning and Highways Committee, to make arrangements with another local authority for the Council to discharge that other authority’s non-executive functions relating to cross-boundary planning matters affecting the local authority areas of both the Council and that other authority.”

**CN/18/10 Membership of Council committees and representation on joint boards and joint committees**

A member was aware that the Greater Manchester Combined Authority (GMCA) was proposing a restructure of the Transport for Greater Manchester Committee (TfGMC), and he asked if the Committee was addressing itself to those proposed changes, including any implications for membership and political balance of TfGMC, under this item of business. Another member reminded the Committee of the Council’s appointments to TfGMC (as currently structured) that were ratified at the annual meeting of Council in May 2018 (Minute CN/18/05). Noting that the proposed changes relating to TfGMC were not an item of business for consideration at this particular meeting, no decisions concerning this matter could be made at this meeting. However it was reported that 3 Labour Councillors had been identified, 2 of whom would be the appointments (Councillors Stogia and Hassan) and 1 who would be the nomination (Councillor Noor). When this issue next comes before the Committee, it is likely that these appointments will be confirmed.

**Decisions**

1. To request the Council to agree to suspend Procedural Rule 25.1 to allow the following decisions which involve reconsideration of a decision taken by the Council within the previous six months.
2. To recommend the Council to make the following changes in appointments to Committees and Joint Committees of the Council.

**Chairs and Deputies**

**Decisions**

1. To recommend to Council the appointment of the following members as chairs of committees and scrutiny committees for the next municipal year:

Audit Committee	Cllr Ahmed Ali
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**Membership of Committees**

The Committee reviewed the membership of committees.

**Decision**

1. To recommend the Council to make the following changes in appointments to Committees and Joint Committees of the Council.



<b>Committee</b>	<b>Member removed</b>	<b>Member appointed</b>
Communities and Equalities Scrutiny Committee		Councillor Andrews
Health Scrutiny Committee	Councillor Karney	Councillor Clay
Economy Scrutiny Committee		Councillor Davies Councillor Hacking Councillor Noor
Neighbourhoods and Environment Scrutiny Committee		Councillor Hewitson
Children and Young People Scrutiny Committee		Councillor Sadler
Licensing Policy Committee		Councillor McHale
Personnel Committee		Councillor Sheikh

### **Lead Members**

#### **Decision**

1. To note the change to the title of the following Lead Member to provide consistency with the title of the Lead Member for LGBT Women.

To appoint the following lead member –

**Lead for LGBT Men**

Councillor Wills

### **Executive**

#### **Decision**

1. To note the appointment of Councillor Karney as Associate Executive Member of Executive.

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**Manchester City Council  
Report for Resolution**

**Report to:** Executive – 12 September 2018  
Constitution and Nomination Committee – 1 October 2018

**Subject:** Transport for Greater Manchester Committee

**Report of:** City Solicitor

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**Summary**

To agree a reduction in the size of the Transport for Greater Manchester Committee (TfGMC) to 23 members.

**Recommendations**

The Executive is recommended to:

- Agree the reduction in size of the Transport for Greater Manchester Committee (TfGMC) to 23 members;
- Agree that each of the 10 Greater Manchester district councils shall:
  - appoint one member to the TfGMC (save for Manchester City Council which shall appoint two members),
  - nominate one further member to be appointed to the TfGMC by Greater Manchester Combined Authority (GMCA) to ensure political balance;
- Agree that the GMCA shall appoint one member;
- Agree that the Mayor of Greater Manchester shall nominate one further member to be appointed to the TfGMC by the GMCA;
- Agree that the TfGMC Operating Agreement be amended to reflect the above changes;
- Agree that the TfGMC Terms of Reference be amended to ensure that they reflect the Mayor of Greater Manchester's current transport powers; and
- Agree that the Operating Agreement and Terms of Reference of the TfGMC be further reviewed in 2019/20 when the final Mayoral transport powers are agreed by Order.

The Constitution and Nomination Committee is requested to recommend that Council:

- Agree the above recommendations;
  - Appoint two members to the TfGMC; and
  - Nominate one further member to be appointed to the TfGMC by the GMCA.
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**Wards Affected**

All

Manchester Strategy outcomes	Summary of the contribution to the strategy
A thriving and sustainable city: supporting a diverse and distinctive economy that creates jobs and opportunities	The Our Manchester Strategy sets out the vision for the city to 2025.
A highly skilled city: world class and home grown talent sustaining the city's economic success	The TfGMC is a joint committee of the ten GM district councils and the GMCA (and in future also of the Mayor of Greater Manchester). It is responsible for advising the GMCA on transport policy, recommending how much money is spent on supporting public transport and monitoring the quality and performance of transport services.
A progressive and equitable city: making a positive contribution by unlocking the potential of our communities	TfGM (formerly the GMPTE) carries out the transport decisions of the GMCA, the TfGMC and the Mayor of Greater Manchester.
A liveable and low carbon city: a destination of choice to live, visit, work	The work of the TfGMC will contribute to the Our Manchester Strategy.
A connected city: world class infrastructure and connectivity to drive growth	

**Full details are in the body of the report, along with any implications for**

- Equal Opportunities Policy
- Risk Management
- Legal Considerations

### **Financial Consequences – Revenue**

Changes to the membership of the TfGMC would be expected to have financial implications in respect of the special responsibility allowances paid under the Council's Members' Allowance Scheme.

### **Financial Consequences – Capital**

None

### **Contact Officers:**

Name: Fiona Ledden  
 Position: City Solicitor  
 Telephone: 0161 234 3087 (33087 internal)  
 E-mail: Fiona.ledden@manchester.gov.uk

Name: Peter Hassett  
 Position: Senior Lawyer  
 Telephone: 0161 600 8968 (38968 internal)  
 E-mail: peter.hassett@manchester.gov.uk

**Background documents (available for public inspection):**

There are no background documents for this report.

## 1.0 Introduction

- 1.1 On 29 June 2018 the Greater Manchester Combined Authority (GMCA) resolved that the Transport for Greater Manchester Committee (TfGMC) membership be reduced to 23 members. It further resolved that each of the Greater Manchester district councils be requested to agree the recommendations in this report.

## 2.0 Background

- 2.1 The TfGMC is a joint committee of the GMCA and the ten district councils in Greater Manchester. It is responsible for advising the GMCA on transport policy, recommending how much money is spent on supporting public transport and monitoring the quality and performance of transport services. TfGM (formerly the GMPTE) carries out the transport decisions of the GMCA and the TfGMC.
- 2.2 There are currently 33 members on the TfGMC appointed by the ten GM district councils as follows:

Bolton	3
Bury	2
Manchester	5
Oldham	3
Rochdale	3
Salford	3
Stockport	4
Tameside	3
Trafford	3
Wigan	4

- 2.3 Through a series of devolution deals, the Mayor of Greater Manchester and the GMCA now have a broad range of responsibilities, of which transport is just one. At the same time, a new Greater Manchester Strategy is now in place with newly defined priorities recognising the important role of transport in connecting people to jobs and opportunities both at a local and city region level. These changes have presented an opportunity to reflect on existing transport governance arrangements, the new powers of the Mayor of Greater Manchester and the GMCA and the joint working with district councils to ensure these transport governance arrangements are transparent, accountable, modern and efficient.

## 3.0 Proposal

- 3.1 The GMCA has therefore proposed that the TfGMC remains a joint committee of the ten GM district councils and the GMCA (and in future also of the Mayor of Greater Manchester). The GMCA considers the joint committee route to be necessary if transport is to be dealt with in an integrated way with delegated authority from each district to carry out some of its transport functions. The

TfGMC also requires members with detailed local knowledge of their area to respond to, for example, proposed changes in bus services routes.

3.2 The GMCA has also proposed that the membership of the TfGMC be reduced from 33 to 23 with the appointments to be made as follows:

- Each of the 10 Greater Manchester district councils shall:
  - appoint one member (save for Manchester City Council which shall appoint two members (based on population and therefore financial contribution to the levy)),
  - nominate one member to be appointed to the TfGMC by the GMCA to ensure political balance;
- The GMCA shall appoint one member;
- The Mayor of Greater Manchester shall nominate one further member to be appointed to the TfGMC by the GMCA.

3.3 The GMCA has requested that each of the 10 district councils appoint its Transport and Highways Portfolio Lead to the TfGMC.

3.4 The GMCA has further requested that each of the 10 GM district agree further supplemental proposals that are contained in the recommendations to this report.

#### **4.0 Approval Process**

4.1 Because the TfGMC discharges both executive and non-executive functions, the approval of Manchester City Council's Executive and Full Council is required.

#### **5.0 Recommendations**

5.1 Recommendations are set out at the front of this report.

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