

Cheltenham Borough Council
Cabinet – 15 November 2011
Nominations to outside bodies
Report of the Leader

Accountable member	Leader, Councillor Steve Jordan
Accountable officer	Rosalind Reeves, Democratic Services Manager
Accountable scrutiny committee	All
Ward(s) affected	Not applicable
Key Decision	No
Executive summary	<p>Cabinet agreed the formation of a local authority company, Ubico Limited, with Cotswold District Council on 13 October 2011 and nominated Councillor Colin Hay as the Council's member observer on this body. As agreement from the group leaders was still being sought at that time the appointment was postponed until the November meeting of Cabinet.</p> <p>A vacancy on the Cleeve Common Board of Conservators has arisen after Councillor Surgenors decision to step down as a committee member. Councillor Thornton had indicated an interest in nomination to this outside body.</p>
Recommendations	<p>That Cabinet;</p> <ol style="list-style-type: none"> 1. Appoint Councillor Hay as the member board observer on Ubico Limited. 2. Appoint Councillor Thornton as a committee member on Cleeve Common Board of Conservators.
Financial implications	<p>There are no financial implications associated with this report.</p> <p>Contact officer: Mark Sheldon, mark.sheldon@cheltenham.gov.uk, 01242 26 4123</p>

Legal implications	<p>Two general powers are relevant to nomination/appointment to outside bodies, these being the 'Well Being' power found in the Local Government Act 2000 and the power of an authority to do anything conducive, incidental to or facilitative of the discharge of any of their functions found in the Local Government Act 1972.</p> <p>Updated guidance for Members appointed to outside bodies can be found at Part 5G of the Council Constitution.</p> <p>Contact officer: Peter Lewis, peter.lewis@tewkesbury.gov.uk,</p>
HR implications (including learning and organisational development)	<p>There are no HR implications associated with this report</p> <p>Contact officer: Julie McCarthy, julie.mccarthy@cheltenham.gov.uk, 01242 264355</p>
Key risks	<p>Members appointed should be aware of their roles and responsibilities.</p>
Corporate and community plan Implications	<p>Supports all the community priorities and supports community engagement.</p>

1. Background

- 1.1 On 13th October 2011 Cabinet selected Councillor Colin Hay as a board observer to the board of directors of Ubico Limited, the local authority company established between the Council and Cotswold District Council. As agreement from the group leaders was still being sought at that time the appointment was postponed until this meeting of Cabinet.
- 1.2 A vacancy on the Cleeve Common Board of Conservators has arisen after Councillor Surgenors decision to step down as a committee member. Councillor Thornton had indicated an interest in nomination to this outside body.

2. Constitutional process

- 2.1 Appointments must be made in accordance with the Council's constitution. The power of Cabinet to nominate/appoint in respect of executive functions is subject to the proviso that if all political groups on the Council cannot agree a particular nomination/appointment then it will be referred to full Council for determination. In this case, the group leaders have agreed to both the proposed appointments.
- 2.2 The Council is able to indemnify members (and officers) in the course of their activities on outside bodies provided they are acting within the scope of their authority as Council representatives.

3. Alternative options considered

- 3.1 not applicable

4. Consultation and feedback

- 4.1 Group Leaders were notified and no objections were received.

5. Performance management –monitoring and review

5.1 Members are encouraged to give feedback on their attendance at meetings of outside bodies and communicate any relevant issues.

Report author	Contact officer: Rosalind Reeves, Democratic Services Manager Tel: 01242 264937
Appendices	none
Background information	1. Report and minutes of Cabinet meeting held on 13 th October 2011