

SLOUGH BOROUGH COUNCIL

REPORT TO: Employment & Appeals Committee **DATE:** 18th June 2019

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WARD(S): All

PART I **FOR DECISION**

APPOINTMENT OF SUB-COMMITTEES

1. **Purpose of Report**

This report seeks the appointment of the Appeals Sub-Committee and Appointments Sub Committee and the allocation of seats on those sub committees.

2. **Recommendations**

The Committee is requested to resolve:-

- a) That the Appeals Sub-Committee and Appointments Sub Committee be appointed for the 2019/2020 Municipal Year
- b) That the terms of reference of the Sub Committees be as set out in Appendix A
- c) That seats be allocated to the Sub-Committees as shown in paragraph 5.1
- d) That Members be appointed to serve on the Sub-Committees in accordance with the wishes expressed by Political Groups in respect of seats allocated to them as set out in paragraph 5.2.

3. **The Joint Wellbeing Strategy, the JSNA and Five Year Plan**

There are no implications for the Slough Joint Wellbeing Strategy, the JSNA and the Five Year Plan as this report is administrative in nature.

4. **Other Implications**

(a) Financial

There are no financial implications of proposed action.

(b) Human Rights Act and other Legal Implications

The recommendations meet the requirements of political proportionality as set out in the Local Government and Housing Act 1989 and associated Regulations. The Appointments Sub-Committee (Chief/Deputy Chief Officer) must include at least one Executive Member.

5 Supporting Information

Appointment of Sub-Committees

- 5.1 The Constitution provides for the Committee to appoint an Appeals Sub-Committee and Appointments Sub Committee. Accordingly, the Sub-Committee seat allocations have been calculated to reflect group membership and statutory proportionality entitlements as follows:

Sub-Committee	Seats	Labour	Conservative
Appeals	5 (+ 5 deputies)	4 (+4)	1 (+1)
Appointments	5	4	1

- 5.2 Nominations have been sought from Political Groups and have been received as follows:

Appeals Sub Committee: Councillors Davis, M Holledge, Plenty, Rasib and Smith. Deputies – Councillors Sadiq and Bains.

Appointments Sub Committee: Councillors Bains, Hussain, Mann, Strutton and Swindlehurst.

- 5.3 The Appointments Sub Committee for appointments (other than the Chief Executive) comprises five members, appointed in accordance with the political proportionality of the Council. All five members are voting members of the sub committee and must have received appropriate training in recruitment and selection activities.
- 5.5 Previously members of the Sub Committee comprised of (subject to availability) the Leaders of the political groups, or their nominees and, where possible, but not as a requirement members serving on the Employment and Appeals Committee. The Sub Committee must include at least one member of the Cabinet.

Terms of Reference

- 5.6 The terms of reference of the Appeals Sub-Committee and Appointments Sub Committee are set out at Appendix A for consideration and agreement by the Committee.

6 Appendix

A - Terms of Reference

7 Background Papers

None

Employment and Appeals Committee: Sub-Committee Terms of Reference

Appeals Sub-Committee

1. To determine appeals against refusal by the Local Education Authority of applications for home to school transport which do not fall within the LEA's policy for the provision of such transport.
2. To consider complaints about the school curriculum and collective worship in accordance with Section 23 of the Education Reform Act 1988.
3. To deal with requests for the allocation of accommodation outside the Council's approved policies on referral by the Officers or by three Members of the Council.
 - a) Decisions on Appeals:- To deal with requests:
 - i) against exclusion from various schemes on matters of interpretation or value judgement;
 - ii) against cancellation of applications for false or incomplete information;
 - iii) against rent arrears recovery action and proceedings for possession;
 - iv) in respect of any discretionary housing service provided from time to time not within the established criteria, where special circumstances apply and the Service Lead Strategic Housing Services has refused the application;
 - v) against assessments made under the Amenity Points Scheme for housing rents or any other method of rent assessment;
 - vi) against an Officer decision concerning the re-housing of applicants on urgent medical grounds, where in the view of Members the applicant(s) should be dealt with as a priority in the light of the facts of the case, taking into account the agreed definition of guidelines;
 - vii) against determination of improvement grants.
 - b) To deal with unusual matters of day to day management referred by the Director of Finance and Resources or Director of Place and Development or Service Leads for guidance.
4. To hear representations and determine appeals under the statutory provisions relating to nurseries, playgroups, child minders and residential homes.
5. To consider and determine appeals against refusal by the Authority of application for Local Council Tax Discount.
6. To consider and determine appeals in accordance with Section 17(3) of the Health & Social Services and Social Security Adjudication Act 1983.

Appointments Sub Committee

- 1 In accordance with the Officer Employment Procedure Rules to carry out the process for appointment and recommend to the Council the appointment of the Head of the Paid Service and Chief Executive, subject where appropriate to there being no well-founded objection by any member of the Executive.

Sub Committee to be increased to eight members for the appointment of the Chief Executive.

- 2 In accordance with the Officer Employment Procedure Rules to appoint chief officers and deputy chief officers, subject to there being no well founded objection by any member of the Executive.