



Wyre Borough Council
Date of Publication: 4 May 2022
Please ask for : Peter Foulsham
Democratic Services and Scrutiny
Manager
Tel: 01253 887606

Dear Councillor,

You are hereby summoned to attend a meeting of Wyre Borough Council to be held at the Civic Centre, Breck Road, Poulton-le-Fylde on **Thursday, 12 May 2022** commencing at 7.00 pm.

Yours sincerely,

A handwritten signature in black ink that reads 'Garry Payne'.

Garry Payne
Chief Executive

The Mayor will invite Councillor Jonny Leech to lead prayers.

COUNCIL AGENDA

1. **Apologies for absence**
2. **Declarations of Interest**

To receive any declarations of interest from any Member on any item on this agenda.
3. **Presentation of the HMS Sheraton Trophy**
4. **Election of Mayor for 2022/23 Municipal Year**
5. **Election of Deputy Mayor for 2022/23 Municipal Year**
6. **Mayor's Communications**
7. **Appointments to Committees, Panels and Groups 2022/23** (Pages 3 - 10)

Report of Councillor David Henderson, Leader of the Council and Garry Payne, Chief Executive.

If you have any enquiries on this agenda, please contact Peter Foulsham, tel: 01253 887606, email: peter.foulsham@wyre.gov.uk



Report of:	Meeting	Date
Councillor David Henderson, Leader of the Council and Garry Payne, Chief Executive	Annual Council	12 May 2022

Appointments to Committees, Panels and Groups 2022/23 and appointment of an Independent Person

1. Purpose of report

- 1.1** To enable Members to be appointed to the Council's Committees and other Panels and Groups for the 2022/23 Council Year and for an independent person to be appointed.

2. Outcomes

- 2.1** Effective arrangements to carry out the Council's non-executive decision making and advisory functions.
- 2.2** Effective arrangements in place to uphold the Council's Code of Conduct.

3. Recommendations

- 3.1** That all the current Committees, Panels and Groups be reappointed for 2022/23, with the same number of places on each and with the same membership as in 2021/22 except:
- (a) That Councillor Paul Ellison be appointed to the Licensing Committee in place of Councillor Robinson;
 - (b) That Councillor Andrea Kay be appointed to the Overview and Scrutiny Committee in place of the late Councillor Rita Amos;
 - (c) That Councillor Andrea Kay be appointed to the Planning Committee in place of the late Councillor Rita Amos;
 - (d) That Councillor Ibison be appointed to the Audit Committee in place of the late Councillor Rita Amos;
 - (e) That Councillor Smith be appointed to the Employment and Appeals Committee in place of Councillor Swales;

- (f) That Councillor Beavers be appointed to the Licensing Committee in place of Councillor Armstrong;
 - (g) That Councillor Swales be appointed to the Councillor Development Group in place of Councillor Beavers;
 - (h) That Councillor Raynor be appointed to the Planning Policy Group in place of Councillor Beavers.
- 3.2** That Councillor Berry be re-appointed as the Wyre Council representative on the Police and Crime Panel for Lancashire for 2022/23.
- 3.3** That, in the event of Wyre being asked to nominate a second representative to the Police and Crime Panel for Lancashire for 2022/23, Councillor Peter Le Marinel be appointed (see Paragraph 4.4).
- 3.4** That Mike Nuttall be appointed as an Independent Person, in line with the requirements of the Localism Act 2011.

4. Background

(a) Appointments to Committees, Panels and Groups

- 4.1** Appointments to committees are made within the context of the Council Procedure Rules in Part 4 of the Constitution, which require that: *“At the Annual Meeting, the Council will appoint at least one Overview and Scrutiny Committee, a Standards Committee and such other Committees as the Council considers appropriate to deal with matters, which are neither reserved to the Council, nor are Executive functions (as set out in Part 3 of the Constitution).”*
- 4.2** Section 15 of the Local Government and Housing Act 1989 requires that the allocation of places on non-executive Committees of the Council must be allocated on the following criteria:
- (a) that all seats on a body are not allocated to the same Political Group;
 - (b) that the majority of seats on a body are allocated to a particular Political Group, if the number of persons belonging to that Group is the majority of the Authority’s membership;
 - (c) subject to paragraphs (a) and (b) above, that the number of seats on the ordinary Committees of a relevant Authority which are allocated to each Political Group bears the same proportion to the total of all the seats on the ordinary Committees of that Authority;
 - (d) subject to paragraphs (a) - (c) above, that the number of seats on a body which are allocated to each Political Group bears the same proportion to the number of all seats on that body as is borne by the number of members of that Group in membership of the Authority.

4.3 Places on the committees and also the panels and other groups currently established by the Council, as listed in Appendix 1, have been allocated on the basis of calculations made under the political balance rules set out above. No adjustments are required for 2022/23.

4.4 Each council in Lancashire appoints a representative to the Police and Crime Panel (PCP), which is established as a formal Joint Committee of the 15 local authorities for the Lancashire police force area. The terms of reference of the Panel are set out under Responsibilities for Joint Functions in Part 3.04 of the Council's Constitution. Lancashire councils are each invited to make one nomination to the Panel. In order to ensure that the required political balance on the Panel is achieved, it is possible that Wyre will be invited to make two nominations, as it was in 2021/22, but that will not be confirmed until after the Panels' AGM on 4 July 2022.

(b) Appointment of an Independent Person

4.5 The Localism Act 2011 requires the Council, as part of the Code of Conduct for Councillors, to appoint an Independent Person to be consulted by the Monitoring Officer and the Standards Committee on ethical standards issues and on the consideration of any alleged breaches of the Code of Conduct by individual Borough, Town or Parish Councillors in Wyre.

4.6 On 25 June 2015 Barry Parsonage was appointed by the Council as an Independent Person. He has advised the Monitoring Officer of his intention to resign at the end of June 2022 following many years of service to the council, initially as a long-standing senior officer and more recently as an Independent Person. The Council would like to thank him for his service and wish him well in his retirement.

4.7 A minimum of two Independent Persons are required to ensure that there is sufficient cover for the role. With Barry Parsonage's resignation from the role, a second person will need to be appointed.

5. Key issues and proposals

5.1 A number of changes to committee membership are proposed for 2022/23, as detailed in paragraph 3.1 above. They are all direct, like-for-like changes. No changes have been proposed by the Wyre Alliance or Wyre Residents Groups. A full list of the proposed membership of all Committees, Panels and Groups for 2022/23 is attached as Appendix 1.

5.2 As usual, the Chairman and Vice Chairman of each Committee, Panel and Group will be formally appointed at its respective first meeting in 2022/23.

5.3 The role of an Independent Person has been advertised recently and an application was received from Mike Nuttall, who meets all the essential

criteria. Mr Nuttall used to be the Chief Executive and S.151 Officer for South Ribble Council so has a wealth of relevant knowledge and experience to apply to the role.

Financial and legal implications	
Finance	There are no additional financial implications associated with this report.
Legal	The proposals in this report are in accordance with legal requirements, as referred to in section 4 of this report.

Other risks/implications: checklist

If there are significant implications arising from this report on any issues marked with a ✓ below, the report author will have consulted with the appropriate specialist officers on those implications and addressed them in the body of the report. There are no significant implications arising directly from this report, for those issues marked with a x.

risks/implications	✓ / x
community safety	x
equality and diversity	x
sustainability	x
health and safety	x

risks/implications	✓ / x
asset management	x
climate change	x
ICT	x
data protection	x

Processing Personal Data

In addition to considering data protection along with the other risks/ implications, the report author will need to decide if a 'privacy impact assessment (PIA)' is also required. If the decision(s) recommended in this report will result in the collection and processing of personal data for the first time (i.e. purchase of a new system, a new working arrangement with a third party) a PIA will need to have been completed and signed off by Data Protection Officer before the decision is taken in compliance with the Data Protection Act 2018.

report author	telephone no.	email	date
Peter Foulsham	01253 887606	peter.foulsham@wyre.gov.uk	3 May 2022

List of background papers:		
name of document	date	where available for inspection
None		

Appendices

Appendix 1 Nominations for membership of committees, panels and groups 2022/23

NOMINATIONS FOR MEMBERSHIP OF COMMITTEES 2022/23

(Membership of these Committees has to be politically balanced in accordance with the requirements of Section 15 of the Local Government and Housing Act 1989).

OVERVIEW AND SCRUTINY COMMITTEE (14)

Conservative Councillors (11)	I Amos, Sir R Atkins, Ballard, Cartridge, E Ellison, Ibison, Kay, Le Marinel, Minto, Matthew Vincent, Webster
Labour Councillors (2)	Fail, Longton
Wyre Alliance Councillors (1)	O'Neill

AUDIT COMMITTEE (14)

Conservative Councillors (10)	E Ellison, Ibison, Ingham, Leech, McKay, Minto, Moon, A Turner, L Walmsley, Webster
Labour Councillors (2)	Longton, Stirzaker
Wyre Alliance Councillors (1)	Fairbanks
Wyre Residents Councillors (1)	George

EMPLOYMENT AND APPEALS COMMITTEE (10)

Conservative Councillors (7)	Lady D Atkins, Baxter, P Ellison, Holden, A Turner, A Vincent and Webster
Labour Councillors (2)	Armstrong, Smith
Wyre Alliance Councillors (1)	Fairbanks

PLANNING COMMITTEE (14)

Conservative Councillors (11)	I Amos, Lady D Atkins, Ballard, Catterall, Holden, Ingham, Kay, Le Marinel, Moon, Orme, D Walmsley
Labour Councillors (2)	Raynor, Stirzaker
Wyre Alliance Councillors (1)	O'Neill

LICENSING COMMITTEE (14)

Conservative Councillors (10)	Baxter, C Birch, Cartridge, Cropper, P Ellison, Leech, A Turner, S Turner, A Vincent, Matthew Vincent
Labour Councillors (2)	Beavers, Smith

Wyre Alliance Councillors (1) Williams

Wyre Residents Councillors (1) George

STANDARDS COMMITTEE (6)

Conservative Councillors (4) Sir R Atkins, B Birch, Catterall, Orme

Labour Councillors (1) Swales

Wyre Residents Councillors (1) Gerrard

SENIOR OFFICERS APPOINTMENTS COMMITTEE (4)

Conservative Councillors (3) Bowen, Henderson, Michael Vincent

Labour Councillors (1) Fail

SENIOR OFFICERS DISCIPLINARY COMMITTEE (4)

Conservative Councillors (3) Bowen, Henderson, Michael Vincent

Labour Councillor (1) Fail

Independent Persons: Helen Kay, Barry Parsonage (to 30 June 2022) and Mike Nuttall

NOMINATIONS FOR MEMBERSHIP OF PANELS AND GROUPS NOT GOVERNED BY STATUTORY POLITICAL BALANCE RULES 2022/23

COUNCILLOR DEVELOPMENT GROUP (12) + 1 Cabinet Member

A Cabinet Member	Henderson
Conservative Councillors (9)	I Amos, C Birch, Catterall, Cropper, P Ellison, Holden, Orme, S Turner, L Walmsley
Labour Councillors (2)	Raynor, Swales
Wyre Residents Councillors (1)	Gerrard

PLANNING POLICY WORKING GROUP (12) + Vice-Chairman of Planning Committee

The Chairman of the Planning Committee Moon

Vice-Chairman of the Planning Committee Ballard

Plus 12 Councillors (2 Councillors from each of the areas identified in the Local Plan, i.e. Fleetwood, Thornton, Cleveleys, Poulton, Rural East and Rural West) and including at least 2 opposition Councillors.

Conservative Councillors (9) I Amos, Lady D Atkins, B Birch, E Ellison, Ingham, Leech, S Turner, Le Marinel, D Walmsley

Labour Councillors (2) Fail, Raynor

Wyre Alliance Councillors (1) Fairbanks

The Planning Policy and Economic Development Portfolio Holder to attend when invited for a particular issue.

CLIMATE CHANGE POLICY WORKING GROUP (12)

Conservative Councillors (9) Sir R Atkins, Cartridge, Cropper, P Ellison, Ingham, Leech, McKay, D Walmsley, Vacancy

Labour Councillors (2) Armstrong, Fail

Wyre Residents Councillors (1) Gerrard