

Swindon Borough Council

Special Committee

Monday, 11 July 2005

Committee Room 6, Civic Offices, Swindon (Anticipated meeting room)

At 1.00 p.m.

Conservative Councillors

Mike Bawden (Chair)
Roderick Bluh (Vice-Chair)
Ian Dobie
Garry Perkins
Fionuala Foley (Deputy)
Nick Martin (Deputy)
Jemima Milton (Deputy)
David Renard (Deputy)
Justin Tomlinson (Deputy)
Andrew Bennett (Deputy)

Labour Councillors

Barrie Thompson
Kevin Small
Mavis Childs (Deputy)
Maureen Dilley (Deputy)
Maurice Fanning (Deputy)
David Glaholm (Deputy)
Derique Montaut (Deputy)
Fay Howard (Deputy)
Des Moffatt (Deputy)

Liberal Democrat Councillors

Wendy Johnson
Mike Every (Deputy)
Stan Pajak (Deputy)
Chris Shepherd (Deputy)
Martin Wiltshire (Deputy)

(Copies to all other Members of the Council – For Information)

Committee Officer: Ian Willcox (Telephone: 01793 463601)
email: iwillcox@swindon.gov.uk

Swindon Borough Council can be contacted at the Civic Offices, Euclid Street, Swindon, SN1 2JH (Telephone 01793 463000)

AGENDA

PART 1 (PUBLIC ITEMS)

1. Apologies for Absence.

2. Declarations of Interest.

Members are reminded that at the start of the meeting they should declare any known interests in any matter to be considered, and also during the meeting if it becomes apparent that they have an interest in the matters being discussed.

3. Minutes. (Pages 1 - 2)

To receive the minutes of the meeting held on 28th April 2005.

4. Public Question Time.

See explanatory note below. Please phone the Committee Officer whose name and number appears at the top of this agenda if you need further guidance.

5. Exempt Items - Exclusion of Press and Public.

Certain items are expected to include the consideration of exempt information and the Committee is, therefore, recommended to resolve "That, in accordance with Section

100A(4) of the Local Government Act 1972, the public be excluded during the discussion of the matters referred to in the items listed below, on the grounds that they involve the likely disclosure of exempt information, as defined in the respective paragraph of Part 1 of Schedule 12A of the Act".

<u>Item No.</u>	<u>Paragraph No.</u>
7	1

6. Appointments to Committees and Other Bodies. (DLCG) (Pages 3 - 6)

PART 2 (TO BE CONSIDERED WITHOUT THE PRESS AND PUBLIC PRESENT)

7. Appointment of Interim Chief Executive. (DLCG) (Pages 7 - 10)

Date of Despatch: 01 July 2005

Key:

Officers:

DLCG - Director of Law and Corporate Governance

Public Question Time - Swindon Borough Council is committed to increasing its accountability to the public and to promoting active citizenship. Up to 15 minutes will be allowed at the start of all Council meetings for questions to the Chair from members of the public about the work of the Committee (except for confidential matters and specific planning applications). Questions must be relevant, clear and concise. Because of time constraints Public Question Time is not an opportunity to make speeches or statements. Prior notice of a question to the Director of Law and Corporate Governance is desirable - particularly if detailed background information is needed.

Access Arrangements – The Venue is wheelchair accessible and an infrared receiver hearing system is provided. If you would wish to attend the meeting but have any special requirement to enable you to do so please contact the Committee Clerk above, as soon as possible prior to the date of the meeting.

If you would like to receive any of the pages contained in this agenda in a larger print size please contact the Committee Officer whose name appears on the first page of this agenda.

Special Committee - Terms of Reference

The Special Committee shall have delegated to it the power to act for the Council on the advice of the Chief Executive on any policy decision or any particular matter that is urgent and necessary in the best interests of the Council.

The quorum of the Committee shall be three.

Deputy Members may be appointed at the Annual or any meeting of the Council.

Minutes of any proceedings of this Committee shall be submitted to the Council.

SPECIAL COMMITTEE

THURSDAY, 28 APRIL 2005

PRESENT:- Councillors Mike Bawden (Chair) and Ian Dobie (Vice-Chair).

Apologies for absence were received from Councillors Brian Ford, David Nash, Garry Perkins, Chris Shepherd and Barrie Thompson.

Councillor Mike Every attended the meeting in respect of all Minutes.

30. Declarations of Interest

The Chair reminded Members of the need to declare any known interests in any matters to be considered at the meeting. No declarations were made.

31. Minutes

Resolved – That the minutes of the meeting held on 28th February 2005, be confirmed and signed as a correct record.

32. Public Question Time

No questions were asked in accordance with Standing Order 28.

33. Exempt Items - Exclusion of Press and Public

Resolved – That, in accordance with Section 100A(4) of the Local Government Act 1972, the public be excluded during the discussion of the matters referred to in item 7 of the Notice of the Meeting on the grounds that it involves the likely disclosure of exempt information as defined in Paragraph 1 of Schedule 12A to the Act. (Minute 35 refers.)

34. Disaggregation of Lifelong Learning

The Director of Cultural Change and the Head of Human Resources submitted a joint report dated 25th April 2005, concerning proposed re-structuring and reporting arrangements for the former Lifelong Learning Division.

Councillor Mike Every, representing the Liberal Democrat Group, advised that he had no objection to the proposed re-structuring.

Resolved - (1) That the schedule of changed reporting lines for service areas set out below be approved with effect from the date of approval.

Service Area	New Directorate	Cabinet Member for
Cultural Services	Environment and Property	Environment and Transport
Libraries & Community Heritage	Environment and Property	Environment and Transport
Swindon Dance	Environment and Property	Environment and Transport
Strategic Arts	Environment and Property	Environment and Transport

Shopmobility	Environment and Property	Environment and Transport
Music Service	Environment and Property	Education and Lifelong Learning
Youth Service / Play Service, Connexions, Plas Pencelli **	Housing	Education and Lifelong Learning
Community Development	Housing	Community and Partnerships
Neighbourhood Renewal	Housing	Community and Partnerships
Grants & Voluntary Organisations	Housing	Community and Partnerships
Community Buildings	Housing	Community and Partnerships
Swindon Learning Partnership & Adult Community Learning	Housing	Community and Partnerships
Crime & Disorder Team, Drugs & Alcohol Action Team	Housing	Community Safety
Staff Nursery	Cultural Change	Cultural Change
Student Support	Finance	Finance

** to be reviewed post withdrawal from Tribal Contract and in light of initiatives arising from Children's Services agenda.

(2) That it is noted that the re-structuring arrangements related to the decision set out in (1) above will result in recurrent savings of £190,000 from 1st April 2005 and that these savings have been incorporated into the 2005/06 Budget.

(3) That the Director of Law and Corporate Governance be authorised to make any necessary amendments to the Council's Constitution arising from the changed reporting lines for Service Areas referred to in (1) above.

35. Severance Arrangements

The Director of Law and Corporate Governance and the Head of Human Resources submitted a joint report dated 18th April 2005, concerning voluntary severance arrangements for Employee No. 436317A and proposed contingency arrangements should a voluntary agreement not be achieved.

Councillor Mike Evemy, representing the Liberal Democrat Group, advised that he had no objection to the proposed actions.

Resolved – (1) That the proposed voluntary severance terms for Employee No. 436317A, as outlined in paragraph 5.4 of the joint report dated 18th April 2005, be approved.

(2) That, assuming Employee 436317A's agreement to the proposed severance terms, the Head of Human Resources be authorised to conclude agreement on the precise terms with Employee 436317A and his legal representative, in consultation with the Director of Law and Corporate Governance.

(3) That, in the absence of an agreement by 29th April 2005, the Interim Chief Executive be authorised to initiate action on the basis of the options outlined in paragraph 5.6 of the joint report dated 18th April 2005, to terminate the employment of Employee 436317A.

To: The Chair and Members of
the Special Committee

Date: 11 July 2005

By: Director of Law and Corporate
Governance

Parish/Ward: All

Appointments to Committees and Other Bodies

1 Purpose

- 1.1 To review appointments to Committees and Other Bodies made at the Council meeting held on 9th June 2005 and to confirm appointments to Outside Bodies that were not approved by Council at that meeting.

2 Recommendations

- 2.1 The Committee is asked to determine appointments to Committees and Other Bodies set out in Paragraphs 5.1 to 5.4 and Appendix1 to the report.

3 Financial Implications

- 3.1 There are no direct financial or procurement implications arising from this report.

4 Social, Environmental, Staffing and Legal/Human Rights, Risk and Other Implications

- 4.1 There are no social, environmental or staffing implications arising from this report.
- 4.2 Legal and Human Rights considerations have been taken fully into account in compiling this report. It is considered that the contents of this report are compatible with convention rights.
- 4.3 All other Risk Implications – Risk has been considered and no major or uncontrolled risks have been identified.
- 4.4 Links to the Corporate Plans and Policies (in particular to Swindon 2010) – The delivery by way of the constitution of effective and transparent decision making directly links to that part of the Corporate Plan relating to “A Council for the future”.

5 Detail

- 5.1 On 9th June a special meeting of the Council met to approve the Council's new decision making structure and to make appointments to outside bodies. Some nominations to outside bodies had more nominations than places available and these were not determined at that meeting. A list of outstanding appointments is set out as an appendix to this report.

- 5.2 The Labour Group has also requested that Councillor David Nash be appointed to serve as a deputy on the Education Partnership Board.
- 5.3 The Conservative Group has requested that Councillor Philip Sharp be appointed to serve on the School Organisation Committee replacing Councillor Dale Heenan, and that Councillor Dale Heenan be appointed to serve on the Footpaths and Rights of Way Committee replacing Councillor Philip Sharp. They have also requested that Councillor Steve Wakefield replace Councillor Bill Morton on the Health and External Scrutiny Sub-Committee of the Scrutiny Committee.
- 5.4 The Conservative Group have advised that the Cabinet Member for Community and Partnerships (Councillor Andrew Bennett) will replace the Cabinet Member for Local Environment and Transport (Councillor Jemima Milton) as the Cabinet Member serving on the North Wessex Downs Area of Outstanding Natural Beauty (AONB) Partnership Board.

6 Appendices

- 6.1 Appointments to Outside Bodies.

7 Date

- 7.1 27th June 2005

The Director of Finance and the Director of Law and Corporate Governance are consulted on all reports. The Political Assistants were also consulted on this report.

The following Councillors were consulted or informed of the contents of this report: Councillors David Wren

THE FOLLOWING UNPUBLISHED DOCUMENTS HAVE BEEN RELIED ON IN THE PREPARATION OF THIS REPORT:

None

Further information regarding this report can be obtained from Shaun Banks, Committee and Member Services, on Direct Dial No. 463606 or Email sbanks@swindon.gov.uk

Appointments to Outside Bodies

Cre8 Studios (2 members)

Conservative	Labour	Liberal Democrats	Independent
Justin Tomlinson	Lynn Vardy		Geraldine Frost

Dance Advisory Panel (2 members)

Conservative	Labour	Liberal Democrats	Independent
Lisa Hawkes	Joy Brunt		Geraldine Frost

Great Western Enterprise (2 members - normally including 1 officer)

Conservative	Labour	Liberal Democrats	Independent
Mike Bawden			Sinead Darker

Deputies:

Roderick Bluh

Great Western Community Forest (3 members and 3 Deputies)

Conservative	Labour	Liberal Democrats	Independent
Peter Greenhalgh	Maurice Fanning	Chris Shepherd	Geraldine Frost

Deputies:

Nick Martin

Andy Harrison

David Wren

Sinead Darker

Local Government Association South West Regional Assembly

(1 member + 1 member appointed under the proportionality arrangements*)

Conservative	Labour	Liberal Democrats	Independent
Mike Bawden	Kevin Small*		David Wren*

Deputies:

Roderick Bluh

(Note that the appointment of Members under the proportionality arrangements is a function of the Regional Assembly's political groups and not of this Council)

Swindon Railway Heritage Centre Trust (2 members – including the Leader of the Council)

Conservative	Labour	Liberal Democrats	Independent
Justin Tomlinson		Neil Butters	Sinead Darker

Town Twinning Network (6 members)

Conservative	Labour	Liberal Democrats	Independent
Doreen Dart	Derique Montaut	Stan Pajak	Geraldine Frost
Chris Van Roon	David Glaholm		
Debbie Baylies			

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Agenda Item 7

By virtue of paragraph(s) 1 of Part 1 of Schedule 12A
of the Local Government Act 1972.

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