

3 May 2018

Dear Sir/Madam

NOTICE IS HEREBY GIVEN that the Annual Meeting of the Council at which your attendance is requested, will be held in the **COUNCIL CHAMBER, FORDE HOUSE, BRUNEL ROAD, NEWTON ABBOT, TQ12 4XX** on **Monday, 14th May, 2018** at **2.15 pm** in the **Council Chamber** to transact business specified in the Agenda as set out below.

This agenda gives notice that the Council's Planning Committee, the Regulatory and Appeals Committee, Overview and Scrutiny Committee, Audit Scrutiny Committee and the Licensing Act 2003 Committee will be meeting on this day to appoint Chairmen and Vice Chairmen. The Executive will be meeting at the rising of the Council meeting to consider initial operation arrangements. The Licensing Act 2003 Committee will also be meeting to appoint its Sub Committees.



Phil Shears
Managing Director

If Councillors have any questions relating to predetermination or interests in items on this Agenda, please contact the Monitoring Officer in advance of the meeting

To: Members of Teignbridge District Council

Public Access Statement

- There is an opportunity for Members of the public to ask questions at this meeting. Please submit your questions together with your name and address to comsec@teignbridge.gov.uk by **12 Noon on Thursday 10 May** at the very latest.
- Reports in Parts I and III of this agenda are for public information. Any reports in Part II are exempt from publication due to the information included, under the provisions of the Local Government Act 1972.
- If you would like this information in another format, please telephone 01626 361101 or e-mail info@teignbridge.gov.uk
- Agendas and reports are normally published on the Council's website <http://www.teignbridge.gov.uk/agendas> five working days prior to the meeting. If you would like to receive an e-mail which contains a link to the website for all forthcoming meetings, please email comsec@teignbridge.gov.uk

A G E N D A

Part I

(Open to the Public)

1. Apologies for Absence
2. Retiring Chairman's announcements and presentations
3. Election of Chairman of the Council
The Retiring Chairman will seek nominations. Following election the Retiring Chairman will hand over the Chain of Office to the new Chairman. The Chairman will sign his/her Declaration of Acceptance of Office and give a short speech. Press photographs may be taken following which the Retiring Chairman will be presented with his past Chairman's badge.
4. Election of Vice-Chairman of the Council
The new Chairman will seek nominations. Following the election the Chairman will hand over the Vice-Chairman's Chain of Office to the new Vice-Chairman. At this stage the new Vice-Chairman will sign his/her Declaration of Acceptance of Office and give a short speech. Press photographs may be taken.
5. To approve as a correct record and sign the minutes of the meeting of the Council held on 25 April 2018 - to follow

6. Chairman's Announcement
7. Declaration of Interests
8. Executive 2018/19 - The Leader to notify the Council of the Deputy Leader and the Executive Member appointments and assignment of their portfolios
9. Public Questions under Council Procedure Rule 4.5 (j), (if any)
10. Questions under Council Procedure Rule 4.5 (k), (if any)
11. Notices of Motion under Council Procedure Rule 4.5 (l), (if any)
12. Committee Appointments and Political Balance - Local Government and Housing Act 1989. (Pages 1 - 6)
The Planning, the Regulatory and Appeals, the Licensing Act 2003, Audit Scrutiny Committee and the Overview and Scrutiny Committees will appoint Chairmen and Vice-Chairmen for the 2018/19 Municipal Year.
13. Update on Standards Matters including National Consultation by the Committee on Standards in Public Life - to follow
14. The Chairman will announce
“That the Common Seal of the Council be affixed to any document or documents necessary to give effect to the resolutions passed by the Council at this meeting.”

At the rising of the Council meeting the Licensing Committee will meet in the Council Chamber to appoint the Sub Committees for the 2018/19 Municipal Year. The Executive will meet in the Leander Room to consider initial operational arrangements.

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COUNCIL

DATE: 14 May 2018

REPORT OF: DEMOCRATIC SERVICES MANAGER

SUBJECT: COMMITTEE APPOINTMENTS AND POLITICAL
BALANCE – LOCAL GOVERNMENT AND HOUSING
ACT 1989

PART I

RECOMMENDATION

The Council is recommended to resolve:

- (a) That the committee places be as set out in Table A of this report.
- (b) That the allocation of seats for the committee places be approved as set out in Tables A and B and adjustments to appointments and substitute Members be advised by the Group Leaders.

1. PURPOSE

This report sets out the legal position and makes recommendations about the allocation of seats to the groups.

2. THE POLITICAL GROUPS

Membership of the political groups on the Council is as follows:-.

Conservative Group	24 Seats
Liberal Democrat Group	17 Seats
Independent Group	5 Seats
Total Seats	46

3. THE LEGAL POSITION

- 3.1 The Local Government and Housing Act 1989 requires that appointments to certain bodies must achieve a political balance.
- 3.2 In Teignbridge the bodies to which these requirements apply are ordinary committees, sub-committees and the County Council’s Highways & Traffic Orders Committee. The Executive is expressly excluded from these provisions. There is no statutory requirement to make the Licensing Act 2003 Committee politically balanced although the Council has previously decided to do so. Licensing Sub committees do not have to be politically balanced.

TEIGNBRIDGE DISTRICT COUNCIL

- 3.3 A local authority is treated as divided into political groups where at least one political group, which comprises at least two Members, is in existence.
- 3.4 A determination of the allocation of seats by the Council (or by committee, when appointing Members to a sub-committee) must give effect to the following principles which are set out in Section 15 of the Local Government and Housing Act 1989:
- (a) that not all the seats are allocated to the same political group;
 - (b) that the majority of seats are allocated to a particular political group if the number of persons belonging to that group is a majority of the authority's membership;
 - (c) subject to (a) and (b), that the total number of all seats of the ordinary committees allocated to a particular political group reflects the group's proportion to the membership of the authority;
 - (d) subject to (a) – (c), that the number of seats allocated to a particular political group reflects that group's proportion of the membership of the authority.
- 3.5 The effect of these principles is that, so far as practicable, seats should be allocated to the groups in proportion to their membership as a whole, i.e. Conservatives 24/46ths, Liberal Democrats 17/46ths, and the Independents 5/46ths.
- 3.6 In addition, the total of the groups' seats on all the ordinary committees should again be in proportion to their membership as a whole. It is important to note that the principle in 3.4(c) applies to the ordinary committees and not to sub-committees, or the County Council's Highways & Traffic Orders Committee. The political balance rules do not apply to working parties.
- 3.7 Allocations need to be made as follows with regards to the ordinary seats on committees in relation to the overall proportions of the Council: Conservatives 52.17%, Liberal Democrats 36.96%, and Independents 10.87%.

4. PROPOSED ALLOCATIONS

- 4.1 Below are tables showing the proposed entitlements of the groups. Table A deals with ordinary Committees where seats have to be allocated in proportion to the group membership both on individual committees and as a total of the membership. Table B deals with other bodies where seats have to be allocated in proportion to group membership on an individual basis.

The numbers that appear in brackets represent the suggested allocation to achieve political balance. Balance for the ordinary Committees (Table A) needs to be achieved both for each individual committee and in proportion to the membership of those committees as a whole.

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TABLE A

Committee	Places	Cons	Lib Dems	Inds	Total
Overview and Scrutiny Committee	30	15.65 (16)	11.09 (11)	3.26 (3)	30
Planning Committee	21	10.96 (11)	7.76 (8)	2.28 (2)	21
Licensing Act 2003 Committee	10	5.21 (5)	3.70 (4)	1.09 (1)	10
Regulatory & Appeals	6	3.13 (3)	2.21 (2)	0.59 (1)	6
Audit Scrutiny Committee	8	4.17 (4)	2.96 (3)	0.87 (1)	8
Standards Committee	6	3.13 (3)	2.21 (2)	0.59 (1)	6
Strata Scrutiny Committee	3	1.56 (2)	1.11 (1)	0.33 (0)	3
Totals	84	43.81 (44)	30.68 (31)	9.01 (9)	84

Name of body other than ordinary committee	Places	Cons	Lib Dems	Inds
DCC Highways & Traffic Orders	3	1.70 (2)	0.98 (1)	0.33 (0)

Neil Aggett
Democratic Services Manager

Wards affected	All
Contact for more information	Neil Aggett – Tel: 01626 215113
Background Papers (For Part I reports only)	Local Government (Committees and Political Groups) Regulations 1990 Local Government and Housing Act 1990
Key Decision	No
In Forward Plan	No
In O&S Work Programme	No

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EXECUTIVE AND COMMITTEE MEMBERSHIP 2017-2018

13 March 2018 (Ver 8)

Chairman of the Council – Cllr Tim Golder		
Vice Chairman of Council – Cllr Charlie Dennis		
<u>EXECUTIVE (8)</u>		
Cllr Jeremy Christophers (Leader) Clemens, Humphrey (Deputy Leader)		
<u>Portfolio Holders</u>		
1.	Strategic Direction & Economy Skills & Tourism	Cllr Jeremy Christophers
2.	Recreation & Leisure	Cllr Phil Bullivant
3.	Corporate Resources	Cllr Stuart Barker
4.	Planning & Housing	Cllr Humphrey Clemens
5.	Community Neighbourhoods	Cllr John Goodey
6.	Environment Services	Cllr Kevin Lake
7.	Health & Wellbeing	Cllr Sylvia Russell
8.	Vacancy	

<u>OVERVIEW & SCRUTINY COMMITTEE (30)</u>		
Cllr Mike Haines (Chairman) (Ind)		
Cllr Amanda Ford (Vice Chairman) (Con)		
Clarence, Chris (Con)	Hayes, Robert (LD)	Morgan, Sally (LD)
Colclough, Mary (Ind)	Hocking, Mike (Ind)	Nutley, John (LD)
Connett, Alan (LD)	Hook, Gordon (LD)	Orme, Jacqui (Con)
Cox, David (LD)	Hook, Jackie (LD)	Peart, Ron (Con)
Dennis, Charlie (Con)	Jeffery, Mike (Con)	Prowse, Rosalind (Con)
Dewhurst, Alistair (LD)	Keeling, Richard (LD)	Smith, Dennis (Con)
Eden, Alison (LD)	Kerswell, Avril (Con)	Thorne, Bill (Con)
Golder, Timothy (Con)	Matthews, Dave (Con)	Winsor, Reg (Con)
Gribble, George (Con)	Mayne, Lisa (Con)	Wrigley, Martin (LD)
		1 Conservative Vacancy

<u>PLANNING COMMITTEE (21)</u>		
Cllr Dennis Smith (Chairman) (Cons)		
Cllr Avril Kerswell (Vice Chairman) (Cons)		
Austen, Beryl (Ind)	Hayes, Robert (LD)	Parker, Colin (LD)
Brodie, Jackie (LD)	Jones, Ann (LD)	Pilkington, Mike (LD)
Bullivant, Philip (Con)	Keeling Richard (LD)	Rollason, Dave (LD)
Clarence, Chris (Con)	Mayne, Lisa (Con)	Prowse, Rosalind (Con)
Colclough, Mary (Ind)	Nutley, John (LD)	Winsor, Reg (Con)
Dennis, Charlie (Con)	Orme, Jacqui (Con)	Vacancy (Con)
Fusco, Vince (Con)		
<u>Substitutes</u>		
<i>Independent</i>	<i>Conservative</i>	<i>Lib Dem</i>
Haines, Mike Hocking, Mike	Golder, Timothy Russell, Sylvia Thorne, Bill Vacancy	Connett, Alan Dewhurst, Alistair Cox, David

REGULATORY & APPEALS COMMITTEE (6)		
Cllr Charlie Dennis (Chairman)(Con) Cllr Ted Hockin (Vice Chairman)(Con)		
Austen, Beryl (Ind)	Cook, Sheila (LD) Evans, Lorraine (LD)	Prowse, Rosalind (Con)
Substitutes		
Independent	Conservative	Lib Dem
Haines, Mike Vacancy	Winsor, Reg Vacancy	Connett, Alan Jones, Ann

LICENSING ACT 2003 COMMITTEE (10)		
Cllrs Ted Hockin (Chairman)(Con) Dennis, Charlie (Con) (Vice Chairman)		
Bromell, Peter (Ind)	Jones, Ann (LD) Nutley, John (LD)	Rollason, Dave (LD) Winsor, Reg (Con)
Fusco, Vince (Con)	Prowse, Rosalind (Con)	Vacancy (LD)
Sub Committee 1	Hockin (Chairman), Cllrs Bromell and Nutley	
Sub Committee 2	Dennis (Chairman), Cllrs Fusco and Prowse	
Substitutes:	Cllrs, Jones, Rollason and Winsor and Vacancy (LD)	

AUDIT SCRUTINY COMMITTEE (8)		
Cllr Chris Clarence (Chairman)(Con) Cllr Ted Hockin (Vice Chairman)(Con)		
Dewhurst, Alistair (LD) Golder, Timothy (Con)	Haines, Mike (Ind) Jones, Ann (LD)	Thorne, Bill (Con) Wrigley, Martin (LD)

APPOINTMENTS & REMUNERATION COMMITTEE (4)		
3 Group Leaders	PH for Corporate Resources	

STANDARDS COMMITTEE (6)		
Cllr Rosalind Prowse (Chairman) (Cons)		(Vice
Cllr Charlie Dennis (Vice Chairman) (Cons)		
Cook, Sheila (LD) Evans, Lorraine (LD)	Ford, Amanda (Con)	Bromell, Peter (Ind)
Vacancy	} TALC	
Parish Councilor Dowding		

STRATA SCRUTINY COMMITTEE		
Dewhurst, Alistair (LD)	Prowse, Rosalind (Con)	Haines, Mike (Ind) Conservative nomination

TEIGNBRIDGE HIGHWAYS & TRANSPORTATION COMMITTEE
Councillors Cook (LD), Haines (Ind) and Prowse (C)

Political Balance that applies attached as approved at Council 22/2/18