

REPORT TO THE COUNCIL		Report No. 5
Date of Meeting	2 April 2008	
Title of Report	Representation on Implementation Executive	
Link to Corporate Priorities	Transitional Arrangements	
Public Report	Yes	

<p>Summary of Report</p> <p>To appoint two representatives of North Wiltshire District Council to the Implementation Executive following the making of the Wiltshire (Structural Change) Order which came into force on 26 February 2008.</p>
<p>Officer Recommendations</p> <p>That the Leader (Councillor R.L. Tonge) and Deputy Leader (Councillor A.M. Bucknell) of the Council be appointed to the Implementation Executive.</p>

Other than those implications agreed with the relevant Officers and referred to below, there are no other implications associated with this report.				
Financial Implications	Legal Implications	Community & Environmental Implications	Human Resources Implications	Equality & Diversity Implications
No	Yes	No	No	No

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1. Introduction

- 1.1 Two representatives of North Wiltshire District Council need to be appointed to the Implementation Executive following the making of the Wiltshire (Structural Change) Order which came into force on 26 February 2008.

2. Options and Options Appraisal

- 2.1 To appoint the Leader and Deputy Leader of the Council as the Council's representatives on the Implementation Executive.

3. Background Information

- 3.1 At the meeting of the Council held on 4 December 2007, consideration was given to an urgent item to appoint representatives to the Implementation Executive. It was resolved that Councillors R.L. Tonge and A.M. Bucknell be appointed to the Implementation Executive.
- 3.2 The Implementation Executive has only been able to meet on an informal basis since December 2007 as the Wiltshire (Structural Change) Order 2008 had not been made. The Order was made on 25 February 2008 and came into force on 26 February 2008.
- 3.3 It is the view of the Solicitor to Wiltshire County Council that appointments to the Implementation Executive which were made before the Wiltshire (Structural Change) Order 2008 came into force would not be valid. He has also stated that it would not be advisable to give anyone the opportunity to challenge appointments to the Implementation Executive which will be taking difficult and potentially controversial decisions, not always unanimously.
- 3.4 Consequently the Council needs to appoint two Members to the formally constituted Implementation Executive.

4. Legal Implications

- 4.1 The persons who immediately before 1 April 2009 are members of the Implementation Executive shall continue as members of the Executive notwithstanding that they cease on that date to be members of the District Councils.
- 4.2 The Implementation Executive and any Sub-Committee of that Executive shall be dissolved on the fourth day after the 2009 election day.

Appendices:	<ul style="list-style-type: none">• None
Background Documents Used in the Preparation of this Report:	<ul style="list-style-type: none">• None

Previous Decisions Connected with this Report

Report	Committee & Date	Minute Reference
Implementation Executive and Joint Overview and Scrutiny Committee	Council 4 December 2007	C63
Overview & Scrutiny Arrangements for One Council Transition	Overview & Scrutiny Committee 23 October 2007	070