

AGENDA SUPPLEMENT (1)

Meeting: Council

Place: Council Chamber - County Hall, Bythesea Road, Trowbridge, BA14 8JN

Date: Tuesday 17 May 2022

Time: 10.30 am

The Agenda for the above meeting was published on 9 May 2022. Additional documents are now available and are attached to this Agenda Supplement.

Please direct any enquiries on this Agenda to Kieran Elliott, of Democratic Services, County Hall, Bythesea Road, Trowbridge, direct line 01225 718504 or email kieran.elliott@wiltshire.gov.uk

Press enquiries to Communications on direct lines (01225)713114/713115.

This Agenda and all the documents referred to within it are available on the Council's website at www.wiltshire.gov.uk

- 9 **Political Balance and Allocation of Members to Committee**
- 9a) **Appointment of Committees and Review of Allocation of Seats on Committees to Political Groups (Pages 3 - 18)**
- 9b) **Appointment of Area Boards, Committees and the Dorset and Wiltshire Fire Authority (Pages 19 - 28)**
- 9c) **Appointment of Chairmen and Vice-Chairmen of Committees (Pages 29 - 30)**
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DATE OF PUBLICATION: 13 May 2022

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Wiltshire Council

Full Council

17 May 2022

Appointment of Committees and Review of Allocation of Seats on Committees to Political Groups

1. This report guides the Council in constituting and re-appointing committees and following the legal requirements in allocating seats to political groups.

Legal Position

2. Under the Local Government & Housing Act 1989 (“the Act”) and subsequent Regulations, (“the Regulations”), the Council must review the representation of the different political groups on committees at the Annual Council meeting.
3. It is open to the Council when carrying out a review, to adopt some arrangement other than that prescribed by the Act and the Regulations. Notice of such a proposal would have to be given in the Summons, and a decision would need to be made with no one voting against it. The remainder of this report assumes that the Council will not want an alternative arrangement to that prescribed by law.

Political Groups

4. There are currently 4 political groups on the Council. The respective strengths of those Groups are as follows:

Name of Group	No. of Members in Group
Conservative	61
Liberal Democrat	27
Independent	7
Labour	3

5. Under the regulations, two or more Members may form and register a group by notice to the Proper Officer.
6. This report has been prepared on the basis of the strengths of the various political groups as they currently stand as set out in paragraph 4 above.

Principles

7. The Act sets out four principles which must be followed so far as reasonably practicable. They are:
 - a) *Preventing domination by a single group:* All the seats on a committee should not be allocated to the same political group.

- b) *Ensuring a majority group enjoys a majority on all committees:* If one political group has a majority in the full Council, that political group should have a majority on each committee.
- c) *Aggregating all committee places and allocating fair shares:* Subject to the above two principles, the total number of seats on all the committees of the Authority allocated to each political group should be in the same proportion as that political group's seats on the full Council.
- d) *Ensuring as far as practicable fairness on each committee:* Subject to the above three principles, the number of seats on each committee of the Authority allocated to each political group should be in the same proportion as that political group's seats on the full Council.

Application of Principles

- 8. The Council must review the establishment of its committees in accordance with the principles laid down in the Act.
- 9. Immediately after this is done, each political group should state the names of the Members it wishes to take its allocated places on committees, including substitutes, and when those wishes are known, the Council is under a duty to make the appointment of those Members as soon as practicable.
- 10. It is a legal requirement however that the Council formally approves the appointment of Members to committees and therefore it is essential that each political group notifies Democratic Services of their nominated Members to serve on committees.

Members not in a Political Group

- 11. In the case of Members who are not members of a political group, a proportion of seats on committees equal to the proportion of Council members who do not belong to a political group, has to be reserved, with appointments to these seats being made by the Council at its discretion. There are no ungrouped members on this Council at this time.

Committees of the Council

- 12. There are currently the following committees:
 - Strategic Planning Committee
 - Area Planning Committees: Northern, Eastern, Southern and Western
 - Licensing Committee
 - Overview and Scrutiny Management Committee
 - Children's Select Committee
 - Environment Select Committee
 - Health Select Committee
 - Standards Committee
 - Audit and Governance Committee
 - Staffing Policy Committee
 - Officer Appointments Committee

- Electoral Review Committee
- Appeals Committee
- Wiltshire Police and Crime Panel (joint with Swindon Borough Council)
- Wiltshire Pension Fund Committee (joint with Swindon Borough Council)

13. Outside the scope of this report are the Cabinet, the Health and Wellbeing Board and Local Pension Board as the political proportionality rules do not apply to these bodies. The membership of the boards will be included for noting in this report, along with the non-committee bodies of the Corporate Parenting Panel and Safeguarding Children and Young People Panel.

Area Boards

14. Area boards are appointed by the Council under Section 102 of the Local Government Act 1972. These are constituted as area committees within the meaning of Section 18 of the Local Government Act 2000 and regulations made under that section for the purposes of discharging functions delegated by the executive (or not otherwise reserved). They are not subject to the rules on political proportionality. A list of these area boards is set out at Appendix 1 to this report.
15. All unitary Members representing the electoral divisions covered by the area board will be appointed to their respective area board.
16. Marlborough, Pewsey and Tidworth are established as a single area committee known as the Eastern Wiltshire Area Committee. The area committee appoints three sub-committees, each of which operate as an area board, known as Marlborough Area Board, Pewsey Area Board and Tidworth Area Board respectively.

Local Pension Board

17. Under the Public Service Pensions Act 2013 and consequent amendments to the Local Government Pension Scheme Regulations 2013, each administering authority is required to appoint a local pension board to assist the administering authority to comply with relevant legislation and guidance, and to ensure the effective and efficient governance and administration of the Local Government Pension Scheme. Such Boards are constituted entirely under the Public Service Pensions Act 2013 and are not local authority committees

Health and Wellbeing Board

18. Under the Health and Social Care Act 2012, the Council is required to appoint a Health and Wellbeing Board that works with partners, including the GP led Clinical Commissioning Group (CCG), to prepare a Joint Health and Wellbeing Strategy for the Council and the CCG and to encourage the delivery of integrated services. The Board is to be regarded as an ordinary committee of the Council and is therefore appointed by the Council, reports to the Council and with membership, as defined by the legislation, agreed by the Council.

Children's Select Committee

19. This Committee must include nominees of the Church of England, the Roman Catholic Church and a number of elected parent governor representatives (historically there have been 3 appointed representatives – one from each school sector). They will be voting members. In accordance with the principle set out at 7(b) above the majority group are entitled to appoint additional Members to ensure it enjoys a majority. The Council also has discretion to appoint an unlimited number of co-opted members onto this committee as representatives of children's organisations/agencies (historically this has been on a non-voting basis).

Joint Committees

Police and Crime Panel

20. The Wiltshire Police and Crime Panel as constituted under the Police and Social Responsibility Act 2011 is a committee of Swindon and Wiltshire and the two councils are required to meet a "balanced appointment objective" whereby its members reflect both the geographical and political nature of the two councils plus the skills and experiences required to fulfil the Panel's functions. Wiltshire's Police and Crime Panel comprises 11 Elected Members, plus two independent members, with the ratio of Elected Members 7:4 in favour of Wiltshire Council.
21. The membership of the Wiltshire Police and Crime Panel must reflect the political proportionality of the two councils when taken together.
22. Swindon's current political composition is as follows:

Conservative: 34
Labour: 23

23. When taken with the political composition with Wiltshire Council the allocation is:

Conservative	95	7 seats (6.742)
Lib Dem	27	2 seats (1.916)
Labour	26	2 seats (1.845)
Independent	7	0 seat (0.497)

24. Swindon is entitled to appoint 2 Conservatives and 2 Labour Members, leaving Wiltshire to appoint 5 Conservatives and 2 Lib Dem..

Wiltshire Pension Fund Committee

25. The Wiltshire Pension Fund Committee must also reflect the proportionality of both Wiltshire and Swindon Borough Council when taken together. The Committee is constituted by five Wiltshire Council Members and two Swindon Borough Council Members. In addition to the seven elected members, there are also two voting and two non-voting representatives co-opted representatives.

Conservative	95	4 seats (4.290)
Lib Dem	27	1 seat (1.219)

Labour	26	1 seat (1.174)
Independent	7	1 seat (0.0.316)

26. Swindon Borough Council is therefore entitled to appoint one Conservative and one Labour Member, leaving Wiltshire Council to appoint three Conservative, one Lib Dem and one Independent.

Dorset and Wiltshire Fire Authority

27. The political proportionality requirements of the Local Government and Housing Act 1989 applies to appointments to the Fire Authority. Wiltshire is entitled to appoint 6 members to the Fire Authority, based on the respective strengths of the political groups the allocation of places is:

Conservative	61	4 seats (3.735)
Lib Dem	27	2 seats (1.653)
Labour	3	0 seat (0.184)
Independent	7	0 seat (0.429)

Method of Calculating the Allocation of Places to Political groups

28. The principles in paragraph 7 can be applied in the following sequence:
- i. Calculate the total number of seats with votes on all the ordinary committees and any Joint Committees.
 - ii. Calculate the proportion that each political group forms of the total membership of the Authority. Reserve an appropriate number of seats for ungrouped members.
 - iii. Apply those proportions to the total number of ordinary committee seats to give the aggregate entitlement of each group; the requirement to apply the proportions “so far as reasonably practicable” can be met by rounding down fractional entitlements of less than half, and rounding up entitlements of a half or more; if this results in a greater aggregate than the number of seats available, the fractional entitlement(s) closest to a half should be rounded in the other direction until entitlements balance the available seats.
 - iv. Apply the proportions to the number of Members on each ordinary committee to give provisional entitlement to seats on that committee.
 - v. If the provisional entitlement gives only one group seats on the committee, adjust the entitlement so that the next largest group has a seat (thus applying principle (a) in paragraph 7).
 - vi. Finally, adjust the seats on each committee so that the total allocated to each group is as near as possible to their aggregate entitlement, whilst preserving the results reached at steps (iv) and (v) (thus applying principle (c) in paragraph 7).

29. The Council is free to adopt any aggregate number of places on ordinary committees so long as it follows the principles in paragraph 7 and the sequence in paragraph 27. A draft scheme of committee places will be published as an appendix.
30. A numerical guide to proportional representation on Committees is included at Appendix 2 to reflect the Council's updated political composition.

Proposal

31. The Council is asked:
- 1) To note this report and the legal requirements.
 - 2) To re-appoint the following committees with the terms of reference as set out in the Constitution:
 - Strategic Planning Committee
 - Area Planning Committees: Northern, Eastern, Southern and Western
 - Licensing Committee
 - Overview and Scrutiny Management Committee
 - Children's Select Committee
 - Environment Select Committee
 - Health Select Committee
 - Standards Committee
 - Audit and Governance Committee
 - Staffing Policy Committee
 - Officer Appointments Committee
 - Electoral Review Committee
 - Appeals Committee
 - Wiltshire Police and Crime Panel (joint with Swindon Borough Council)
 - Wiltshire Pension Fund Committee (joint with Swindon Borough Council)
 - Health and Wellbeing Board
 - 3) To re-appoint those Area Boards, constituted as area committees as set out in paragraphs 14 to 16 and Appendix 1 of this report and within the constitution to comprise the Unitary Members for that area.
 - 4) To re-appoint the Local Pension Board established under the Public Service Pensions Act 2013 and consequent amendments to the Local Government Pension Scheme Regulations 2013.
 - 5) To appoint members to the Dorset and Wiltshire Fire Authority, in accordance with the guidance set out in this report.
 - 6) To approve a scheme of committee places which sets out the number of seats available to members of the Council and to political groups (Appendix 3).

Perry Holmes, Director Legal and Governance (and Monitoring Officer)

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Background papers: None

Appendices

Appendix 1 – List of Area Boards

Appendix 2 – Numerical Guide to political proportionality

Appendix 3 – Draft Scheme of committee places (to follow)

Appendix 1 – Area Boards

Bradford-on-Avon Area Board

Electoral Divisions (4)

Bradford on Avon North, Bradford on Avon South, Holt, Winsley and Westwood.

Calne Area Board

Electoral Divisions (5)

Calne Central, Calne Chilvester and Abberd, Calne North, Calne Rural, Calne South.

Chippenham and Villages Area Board

Electoral Divisions (10)

By Brook, Chippenham Cepen Park and Derriards, Chippenham Cepen Park and Hunters Moon, Chippenham Hardenhuish, Chippenham Hardens and Central, Chippenham Monkton, Chippenham Lowden and Rowden, Chippenham Pewsham, Chippenham Sheldon, Kington.

Corsham Area Board

Electoral Divisions (4)

Box and Colerne, Corsham Ladbrook, Corsham Pickwick, Corsham Without.

Devizes Area Board

Electoral Divisions (7)

Bromham, Rowde and Roundway, Devizes East, Devizes North, Devizes Rural West, Devizes South, The Lavingtons, Urchfont and Bishops Cannings.

Malmesbury Area Board

Electoral Divisions (4)

Brinkworth, Malmesbury, Minety, Sherston.

Marlborough Area Board

Electoral Divisions (3)

Aldbourn and Ramsbury, Marlborough East, Marlborough West.

Melksham Area Board

Electoral Divisions (6)

Bowerhill, Melksham East, Melksham Forest, Melksham South, Melksham Without North and Shurnhold, Melksham Without West and Rural.

Pewsey Area Board**Electoral Divisions (3)**

Pewsey, Pewsey Vale East, Pewsey Vale West.

Royal Wootton Bassett and Cricklade Area Board**Electoral Divisions (6)**

Cricklade and Latton, Lyneham, Purton, Royal Wootton Bassett East, Royal Wootton Bassett North, Royal Wootton Bassett South and West.

Salisbury Area Board**Electoral Divisions (8)**

Salisbury Bemerton, Salisbury Fisherton and Bemerton Village, Salisbury Harnham East, Salisbury Harnham West, Salisbury St Edmund's, Salisbury St Francis and Stratford, Salisbury Milford, Salisbury St Paul's.

Southern Wiltshire Area Board**Electoral Divisions (6)**

Alderbury and Whiteparish, Downton and Ebbles Valley, Laverstock, Old Sarum and Lower Bourne Valley, Redlynch and Lanford, Winterslow and Upper Bourne Valley.

South West Wiltshire Area Board**Electoral Divisions (5)**

Fovant and Chalke Valley, Mere, Nadder Valley, Tisbury, Wilton.

Stonehenge Area Board**Electoral Divisions (6)**

Amesbury East and Bulford, Amesbury West, Amesbury South, Avon Valley, Durrington, Till Valley.

Tidworth Area Board**Electoral Divisions (3)**

Chute, Chute Forest, Collingbourne Ducis, Collingbourne Kingston, Everleigh, Ludgershall, Tidworth.

Trowbridge Area Board**Electoral Divisions (9)**

Hilperton, Southwick, Trowbridge Adcroft, Trowbridge Central, Trowbridge Drynham, Trowbridge Grove, Trowbridge Lambrok, Trowbridge Park, Trowbridge Paxcroft.

Warminster Area Board**Electoral Divisions (5)**

Warminster Broadway, Warminster North and Rural, Warminster East, Warminster West, Wylve Valley.

Westbury Area Board**Electoral Divisions (4)**

Ethandune, Westbury East, Westbury North, Westbury West.

Appendix 2 – Numerical Guide to Political Proportionality

Total Councillors – 98

Total Committee places - 184

	Conservative	Liberal Democrat	Labour	Ind
No. of Places	61	27	3	7
1	0.622	0.276	0.031	0.071
2	1.245	0.551	0.061	0.143
3	1.867	0.827	0.092	0.214
4	2.490	1.102	0.122	0.286
5	3.112	1.378	0.153	0.357
6	3.735	1.653	0.184	0.429
7	4.357	1.929	0.214	0.500
8	4.980	2.204	0.245	0.571
9	5.602	2.480	0.276	0.643
10	6.224	2.755	0.306	0.714
11	6.847	3.031	0.337	0.786
12	7.469	3.306	0.367	0.857
13	8.092	3.582	0.398	0.929
14	8.714	3.857	0.429	1.000
15	9.337	4.133	0.459	1.071
16	9.959	4.408	0.490	1.143
17	10.582	4.684	0.520	1.214
18	11.204	4.959	0.551	1.286
19	11.827	5.235	0.582	1.357
20	12.449	5.510	0.612	1.429
21	13.071	5.786	0.643	1.500
22	13.694	6.061	0.673	1.571
23	14.316	6.337	0.704	1.643
24	14.939	6.612	0.735	1.714
25	15.561	6.888	0.765	1.786
26	16.184	7.163	0.796	1.857
27	16.806	7.439	0.827	1.929
28	17.429	7.714	0.857	2.000
29	18.051	7.990	0.888	2.071
30	18.673	8.265	0.918	2.143
31	19.296	8.541	0.949	2.214
32	19.918	8.816	0.980	2.286
33	20.541	9.092	1.010	2.357
34	21.163	9.367	1.041	2.429
35	21.786	9.643	1.071	2.500
36	22.408	9.918	1.102	2.571
37	23.031	10.194	1.133	2.643
38	23.653	10.469	1.163	2.714
39	24.276	10.745	1.194	2.786
40	24.898	11.020	1.224	2.857
41	25.520	11.296	1.255	2.929
42	26.143	11.571	1.286	3.000

43	26.765	11.847	1.316	3.071
44	27.388	12.122	1.347	3.143
45	28.010	12.398	1.378	3.214
46	28.633	12.673	1.408	3.286
47	29.255	12.949	1.439	3.357
48	29.878	13.224	1.469	3.429
49	30.500	13.500	1.500	3.500
50	31.122	13.776	1.531	3.571
51	31.745	14.051	1.561	3.643
52	32.367	14.327	1.592	3.714
53	32.990	14.602	1.622	3.786
54	33.612	14.878	1.653	3.857
55	34.235	15.153	1.684	3.929
56	34.857	15.429	1.714	4.000
57	35.480	15.704	1.745	4.071
58	36.102	15.980	1.776	4.143
59	36.724	16.255	1.806	4.214
60	37.347	16.531	1.837	4.286
61	37.969	16.806	1.867	4.357
62	38.592	17.082	1.898	4.429
63	39.214	17.357	1.929	4.500
64	39.837	17.633	1.959	4.571
65	40.459	17.908	1.990	4.643
66	41.082	18.184	2.020	4.714
67	41.704	18.459	2.051	4.786
68	42.327	18.735	2.082	4.857
69	42.949	19.010	2.112	4.929
70	43.571	19.286	2.143	5.000
71	44.194	19.561	2.173	5.071
72	44.816	19.837	2.204	5.143
73	45.439	20.112	2.235	5.214
74	46.061	20.388	2.265	5.286
75	46.684	20.663	2.296	5.357
76	47.306	20.939	2.327	5.429
77	47.929	21.214	2.357	5.500
78	48.551	21.490	2.388	5.571
79	49.173	21.765	2.418	5.643
80	49.796	22.041	2.449	5.714
81	50.418	22.316	2.480	5.786
82	51.041	22.592	2.510	5.857
83	51.663	22.867	2.541	5.929
84	52.286	23.143	2.571	6.000
85	52.908	23.418	2.602	6.071
86	53.531	23.694	2.633	6.143
87	54.153	23.969	2.663	6.214
88	54.776	24.245	2.694	6.286
89	55.398	24.520	2.724	6.357
90	56.020	24.796	2.755	6.429
91	56.643	25.071	2.786	6.500
92	57.265	25.347	2.816	6.571

93	57.888	25.622	2.847	6.643
94	58.510	25.898	2.878	6.714
95	59.133	26.173	2.908	6.786
96	59.755	26.449	2.939	6.857
97	60.378	26.724	2.969	6.929
98	61.000	27.000	3.000	7.000
99	61.622	27.276	3.031	7.071
100	62.245	27.551	3.061	7.143
101	62.867	27.827	3.092	7.214
102	63.490	28.102	3.122	7.286
103	64.112	28.378	3.153	7.357
104	64.735	28.653	3.184	7.429
105	65.357	28.929	3.214	7.500
106	65.980	29.204	3.245	7.571
107	66.602	29.480	3.276	7.643
108	67.224	29.755	3.306	7.714
109	67.847	30.031	3.337	7.786
110	68.469	30.306	3.367	7.857
111	69.092	30.582	3.398	7.929
112	69.714	30.857	3.429	8.000
113	70.337	31.133	3.459	8.071
114	70.959	31.408	3.490	8.143
115	71.582	31.684	3.520	8.214
116	72.204	31.959	3.551	8.286
117	72.827	32.235	3.582	8.357
118	73.449	32.510	3.612	8.429
119	74.071	32.786	3.643	8.500
120	74.694	33.061	3.673	8.571
121	75.316	33.337	3.704	8.643
122	75.939	33.612	3.735	8.714
123	76.561	33.888	3.765	8.786
124	77.184	34.163	3.796	8.857
125	77.806	34.439	3.827	8.929
126	78.429	34.714	3.857	9.000
127	79.051	34.990	3.888	9.071
128	79.673	35.265	3.918	9.143
129	80.296	35.541	3.949	9.214
130	80.918	35.816	3.980	9.286
131	81.541	36.092	4.010	9.357
132	82.163	36.367	4.041	9.429
133	82.786	36.643	4.071	9.500
134	83.408	36.918	4.102	9.571
135	84.031	37.194	4.133	9.643
136	84.653	37.469	4.163	9.714
137	85.276	37.745	4.194	9.786
138	85.898	38.020	4.224	9.857
139	86.520	38.296	4.255	9.929
140	87.143	38.571	4.286	10.000
141	87.765	38.847	4.316	10.071
142	88.388	39.122	4.347	10.143

143	89.010	39.398	4.378	10.214
144	89.633	39.673	4.408	10.286
145	90.255	39.949	4.439	10.357
146	90.878	40.224	4.469	10.429
147	91.500	40.500	4.500	10.500
148	92.122	40.776	4.531	10.571
149	92.745	41.051	4.561	10.643
150	93.367	41.327	4.592	10.714
151	93.990	41.602	4.622	10.786
152	94.612	41.878	4.653	10.857
153	95.235	42.153	4.684	10.929
154	95.857	42.429	4.714	11.000
155	96.480	42.704	4.745	11.071
156	97.102	42.980	4.776	11.143
157	97.724	43.255	4.806	11.214
158	98.347	43.531	4.837	11.286
159	98.969	43.806	4.867	11.357
160	99.592	44.082	4.898	11.429
161	100.214	44.357	4.929	11.500
162	100.837	44.633	4.959	11.571
163	101.459	44.908	4.990	11.643
164	102.082	45.184	5.020	11.714
165	102.704	45.459	5.051	11.786
166	103.327	45.735	5.082	11.857
167	103.949	46.010	5.112	11.929
168	104.571	46.286	5.143	12.000
169	105.194	46.561	5.173	12.071
170	105.816	46.837	5.204	12.143
171	106.439	47.112	5.235	12.214
172	107.061	47.388	5.265	12.286
173	107.684	47.663	5.296	12.357
174	108.306	47.939	5.327	12.429
175	108.929	48.214	5.357	12.500
176	109.551	48.490	5.388	12.571
177	110.173	48.765	5.418	12.643
178	110.796	49.041	5.449	12.714
179	111.418	49.316	5.480	12.786
180	112.041	49.592	5.510	12.857
181	112.663	49.867	5.541	12.929
182	113.286	50.143	5.571	13.000
183	113.908	50.418	5.602	13.071
184	114.531	50.694	5.633	13.143

Appendix 3 - Draft Scheme of Committee Places

Committee	Total Places for Elected Members	Conservative Group Allocation	Liberal Democrat Group Allocation	Labour Group Allocation	Independent Group Allocation
Strategic Planning Committee	11	7	3	0	1
Northern Area Planning Committee	11	7	4	0	0
Eastern Area Planning Committee	8	6	2	0	0
Southern Area Planning Committee	11	6	3	1	1
Western Area Planning Committee	11	7	3	0	1
Licensing Committee	12	8	3	0	1
Overview and Scrutiny Management Committee	15	9	4	0	2
Children's Select Committee	13	7 (-1)	4	1 (+1)	1
Environment Select Committee	13	7	4	1	1
Health Select Committee	13	8 (+1)	4	1	0 (-1)
Standards Committee	11	7	3	0	1
Audit and Governance Committee	11	7	3	0	1
Staffing Policy Committee	9	6	2	1	0
Officer Appointments Committee	5	3	2	0	0
Electoral Review Committee	10	6	2	1	1
Appeals Committee	8	5	2	0	1
Wiltshire Police and Crime Panel	7	5 (+1)	2	0 (-1)	0
Wiltshire Pension Fund Committee	5	3 (-1)	1	0	1 (+1)
Total	184	114	51	6	13
		(114.531)	(50.694)	(5.633)	(13.143)

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Wiltshire Council

Full Council

17 May 2022

Appointment of Councillors to Committees

Introduction

1. Following on from the decision to formally re-appoint committees and allocate seats to political groups, the Council must formally agree the appointment of councillors and substitutes to those Committees in accordance with the scheme of committee places that is agreed.

Appointment of Councillors and Substitutes

2. Each political group should state the names of the councillors it wishes to take its allocated places on committees and when those wishes are known, the Council is under a duty to make the appointment of those councillors as soon as practicable.
3. It is a legal requirement, however, that the Council formally approves the appointment of councillors to committees and therefore it is essential that each political group notifies the Democracy Manager (Democratic Services) on behalf of the Proper Officer of their nominated councillors to serve on committees by noon Monday 16 May 2022. Group Leaders may also wish to bear in mind the advantages of achieving a geographical spread of appointees particularly for area planning committees.
4. The Constitution currently provides that the Council will appoint substitute councillors to serve on each committee. Each political group is currently entitled to appoint up to four substitutes where it has a councillor on that committee. As with nominations of committee members (see paragraph 2 above) it is essential that each political group notifies the Democracy Manager (Democratic Services) on behalf of the Proper Officer of their nominated substitute members to serve on committees.
5. Councillors are encouraged to make use of the substitute system to ensure committees are fully represented in the case of absences by the appointed members. If a councillor finds that they are unable to attend a meeting, then they should contact Democratic Services to make their apologies and state who will substitute for them at that meeting.

Committees of the Council

6. There are specific issues that need to be considered under the appointment of councillors.

7. The statutory rules regarding senior officers appointments embodied in the Council's Constitution require the Officer Appointments Committee to include at least one member of the Executive.
8. The Staffing Policy Committee requires two members of the Cabinet be included, as Cabinet representation is required on its sub-committees by the Council's constitution and the Local Authorities (Standing Orders) (England) Regulations 2001.
9. The Standards Committee allows for up to 8 non-voting co-opted members to be appointed, half of which must be town or parish council representatives. In May 2021 Full Council agreed that 4 co-opted members should be appointed, and delegated the appointment to the Standards Committee to appoint for the remainder of the council term.
10. As part of the Council's arrangements for dealing with Code of Conduct complaints, the Council is required to appoint at least one Independent Person whose views must be sought and taken into account before the Council makes a decision on an allegation it has decided to investigate. The Council in May 2021 appointed three Independent Persons for a four year term.
11. The Children's Select Committee must include nominees of the Church of England, the Roman Catholic Church and a number of elected parent governor representatives (historically there have been 3 appointed representatives – one from each school sector). These would be voting members. The Council also has discretion to appoint an unlimited number of co-opted members onto this committee as representatives of children's organisations/agencies (historically this has been on a non-voting basis).
12. Wherever possible the members of Area Planning Committees should be made up of local councillors. The geographical consideration does not apply to the Strategic Planning Committee where applications of a more strategic nature are determined and where members are expected to apply a more strategic approach.
13. All unitary councillors representing the electoral divisions covered by an Area Board will be appointed to their relevant area board as set out in Appendix 1 to this report.
14. Para 6.2.2 of Part 2 of the Constitution states that the chairmen of each Scrutiny Select Committees should have a seat on the Overview and Scrutiny Management Committee. It has also previously been considered appropriate that the Chairman of the Financial Planning Task Group should also have a seat on the Overview and Scrutiny Management Committee. Similar conventions have previously been in place in respect of the chairmen of the 4 Area Planning Committees having a seat on the Strategic Planning Committee. Group Leaders are therefore asked to consider these conventions when submitting their nominations for committee places.
15. The Wiltshire Pension Fund Committee comprises five Wiltshire Councillors, two voting members from Swindon Borough Council (appointed by Swindon Borough

Council), two voting Employer Representatives and two non-voting employee representatives (one representing Wiltshire Council employees, one representing Swindon Borough Council employees).

16. The Local Pension Board is constituted entirely under the Public Service Pensions Act 2013 and is not a Committee of the Council. The rules on political proportionality do not apply.

Matters for Decision

- a) To appoint councillors to serve on those committees in accordance with the agreed scheme of allocations, until the next occasion membership is reviewed under the provisions of the Local Government & Housing Act 1989.
- b) To appoint substitute members (to a maximum of four per group) to the committees referred to in (A) above.
- c) To appoint those councillors representing electoral divisions to their respective area boards as set out in Appendix 1 to this report.
- d) To note that following delegation by Full Council the Standards Committee appointed the following persons as non-voting co-opted members of the Standards Committee for the remainder of the council term:
 - Gordon Ball
 - Kathy Barnes
 - Joanne Cetti
 - Julie Phillips
- e) To note that Council appointed the following persons as Independent Persons each for a four year term from May 2021:
 - Tony Drew
 - Damian Kearney
 - Patricia Bunch
- f) To note the following non-elected members of the Children’s Select Committee:

Non-Elected Voting Members	Representing
Vacancy	Church of England
Dr Mike Thompson	Clifton Diocese Roman Catholic Church
Vacancy	Parent Governor (Secondary- maintained)
Vacancy	Parent Governor (Secondary – academy)
Vacancy	Parent Governor (Special Educational Needs)

Non-Elected Voting Members	Representing
Vacancy	Parent Governor (Primary)
Non-Elected Non-Voting Members	Representing
Maisy Humphrey (Sub Declan Kiely)	School, Children and Young People representatives
Nikki Barnett	Further Education Representative
Sarah Busby	Secondary Schools Headteacher Representative
Catriona Williamcon	Primary School Headteachers Representative
John Hawkins	School Teacher Representative

g) To note the following co-opted members of the Wiltshire Pension Fund Committee:

Name	Representing
(to be confirmed – currently Cllr Vijay Manro)	Swindon Borough Councillor (as determined by Swindon Borough Council)
(to be confirmed – currently Cllr Steve Heyes)	Swindon Borough Councillor (as determined by Swindon Borough Council)
Tracy Adams	Employer Representative
Claire Anthony	Employer Representative
Stuart Dark	Scheme Member Observer- appointed by Unison
Mike Pankiewicz	Scheme Member Observer- appointed by Unison

h) To note the membership of the Local Pension Board under the Public Service Pensions Act 2013 until the expiry of the 4 year term:

Name	Representing
Mark Spilsbury	Independent Chairman
Asifa Ashraf	Scheme Member Representative
Marlene Corbey	Scheme Member Representative
Mike Pankiewicz	Scheme Member Representative
Paul Smith	Employer Member Representative
Laura Fisher	Employer Member Representative

Ian Jones	Employer Member Representative
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i) To note the following co-opted members to the Police and Crime Panel:

Name	Representing
To be confirmed – previously Cllr Junab Ali	Swindon Borough Council (as determined by Swindon Borough Council)
To be confirmed – currently Cllr Abdul Amin	Swindon Borough Council (as determined by Swindon Borough Council)
To be confirmed – currently Cllr Alan Bishop	Swindon Borough Council (as determined by Swindon Borough Council)
To be confirmed – currently Cllr Jenny Jeffries	Swindon Borough Council (as determined by Swindon Borough Council)
Mamie Beasant	Independent co-optee
Anna Richardson	Independent co-optee

Perry Holmes, Director Legal and Governance (and Monitoring Officer)

Report Author: Kieran Elliott, Democracy Manager (Democratic Services Manager)

Appendices

Appendix 1 – List of appointments to Area Boards

Appendix 2 – Membership of Committees nominations (to follow)

Area Boards: Electoral Divisions**Bradford-on-Avon Area Board****Electoral Divisions 4**

Bradford on Avon North	Tim Trimble
Bradford on Avon South	Sarah Gibson
Holt	Trevor Carbin
Winsley and Westwood	Johnny Kidney

Calne Area Board**Electoral Divisions 5**

Calne Central	Ian Thorn
Calne Chilvester and Abberd	Tony Trotman
Calne North	Tom Rounds
Calne Rural	Ashley O'Neill
Calne South	Sam Pearce-Kearney

Chippenham and Villages Area Board**Electoral Divisions 10**

By Brook	Nick Botterill
Chippenham Cepen Park & Derriards	Nic Puntis
Chippenham Cepen Park & Hunters Moon	Peter Hutton
Chippenham Hardenhuish	Kathryn MacDermid
Chippenham Hardens and Central	Liz Alstrom
Chippenham Monkton	Dr Nick Murry
Chippenham Lowden and Rowden	Ross Henning
Chippenham Pewsham	Clare Cape
Chippenham Sheldon	Adrian Foster
Kington	Howard Greenman

Corsham Area Board**Electoral Divisions 4**

Box and Colerne	Dr Brian Mathew
Corsham Ladbrook	Ruth Hopkinson
Corsham Pickwick	Helen Belcher
Corsham Without	Derek Walters

Devizes Area Board**Electoral Divisions 7**

Bromham, Rowde and Roundway	Laura Mayes
Devizes East	Kelvin Nash

Devizes North
Devizes Rural West
Devizes South
The Lavingtons
Urchfont and Bishops Cannings

Iain Wallis
Tamara Reay
Simon Jacobs
Dominic Muns
Philip Whitehead

Malmesbury Area Board

Electoral Divisions 4

Brinkworth
Malmesbury
Minety
Sherston

Elizabeth Threlfall
Gavin Grant
Chuck Berry
Martin Smith

Marlborough Area Board

Electoral Divisions 3

Aldbourne & Ramsbury
Marlborough East
Marlborough West

James Sheppard
Caroline Thomas
Jane Davies

Melksham Area Board

Electoral Divisions 6

Bowerhill
Melksham East
Melksham Forest
Melksham South
Melksham Without North and
Shurnhold
Melksham Without West and Rural

Nick Holder
Mike Sankey
Jack Oatley
Jon Hubbard
Phil Alford
Jonathon Seed

Pewsey Area Board

Electoral Divisions 3

Pewsey
Pewsey Vale East
Pewsey Vale West

Jerry Kunkler
Stuart Wheeler
Paul Oatway QPM

Royal Wootton Bassett and Cricklade Area Board

Electoral Divisions 6

Cricklade and Latton
Lyneham
Purton

Bob Jones MBE
Allison Bucknell
Jacqui Lay

Royal Wootton Bassett East
Royal Wootton Bassett North
Royal Wootton Bassett South and
West

Steve Bucknell
Mary Champion
David Bowler

Salisbury Area Board

Electoral Divisions 8

Salisbury Bemerton Heath
Salisbury Fisherton and Bemerton
Village
Salisbury Harnham East
Salisbury Harnham West
Salisbury Milford
Salisbury St Edmund's
Salisbury St Francis & Stratford
Salisbury St Paul's

Caroline Corbin
Ricky Rogers
Sven Hocking
Brian Dalton
Charles McGrath
Paul Sample JP
Dr Mark McClelland
Mary Webb

Southern Wiltshire Area Board

Electoral Divisions 6

Alderbury and Whiteparish
Downton and Ebbel Valley
Laverstock
Old Sarum and Lower Bourne Valley
Redlynch and Lanford
Winterslow and Upper Bourne Valley

Richard Britton
Richard Clewer
Ian McLennan
Andrew Oliver
Zoë Clewer
Rich Rogers

South West Wiltshire Area Board

Electoral Divisions 5

Fovant and Chalke Valley
Mere
Nadder Valley
Tisbury
Wilton

Nabil Najjar
George Jeans
Bridget Wayman
Nick Errington
Pauline Church

Stonehenge Area Board

Electoral Divisions 6

Amesbury East and Bulford
Amesbury South
Amesbury West
Avon Valley
Durrington
Till Valley

Mark Verbinnen
Robert Yuill
Dr Monica Devendran
Ian Blair-Pilling
Graham Wright
Kevin Daley

Tidworth Area Board

Electoral Divisions 3

Ludgershall North and Rural	Christopher Williams
Tidworth East and Ludgershall South	Tony Pickernell
Tidworth North and West	Mark Connolly

Trowbridge Area Board

Electoral Divisions 9

Hilperton	Ernie Clark
Southwick	Horace Prickett
Trowbridge Adcroft	Edward Kirk
Trowbridge Central	Stewart Palmen
Trowbridge Drynham	Antonio Piazza
Trowbridge Grove	David Vigar
Trowbridge Lambrok	Jo Trigg
Trowbridge Park	Daniel Cave
Trowbridge Paxcroft	Mel Jacob

Warminster Area Board

Electoral Divisions 5

Warminster Broadway	Tony Jackson
Warminster East	Andrew Davis
Warminster North and Rural	Bill Parks
Warminster West	Pip Ridout
Wylve Valley	Christopher Newbury

Westbury Area Board

Electoral Divisions 4

Ethandune	Suzanne Wickham
Westbury East	Gordon King
Westbury North	Carole King
Westbury West	Matthew Dean

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Wiltshire Council

Full Council

17 May 2022

Appointment of Chairmen and Vice-Chairmen of Committees

Council is asked:

- a) To appoint Chairmen and Vice-Chairmen of the following meetings:
- Strategic Planning Committee
 - Northern Area Planning Committee
 - Eastern Area Planning Committee
 - Southern Area Planning Committee
 - Western Area Planning Committee
 - Licensing Committee
 - Standards Committee
 - Audit and Governance Committee
 - Staffing Policy Committee
 - Officer Appointments Committee
 - Wiltshire Pension Fund Committee
 - Health and Wellbeing Board (Chairman only)
- b) To note that the Overview and Scrutiny Management Committee, the Overview and Scrutiny Select Committees, the Wiltshire Police and Crime Panel, the Electoral Review Committee, and all Area Boards, will be asked to elect their respective Chairmen and Vice-Chairmen at their first meeting following the annual meeting of council.
- c) To note that the Appeals Committee does not meet as a formal committee. However, three members who have undergone appropriate training are drawn from its membership to form Appeal Panels to consider and determine various types of appeals. Each panel when convened will elect its own chairman.

Perry Holmes, Director, Legal and Governance (and Monitoring Officer)

Report Author: Kieran Elliott, Democracy Manager (Democratic Services)

Background papers: None

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Wiltshire Council

Full Council

17 May 2022

Councillor Questions Update

Summary

1. A total of two questions from Councillors have been received since the last meeting of Full Council on 15 February 2022.
2. Details of questions submitted and the order they will be received at the meeting are shown at Appendix 1. Responses are included at Appendix 2.
3. Both questions were received before the first deadline of 3 May 2022. They were therefore guaranteed written responses as attached to this report.
4. The Chairman will go through the questions and responses as is customary, take them as read and giving the questioner an opportunity to ask one relevant supplementary question for each question submitted.

Tara Shannon, Senior Democratic Services Officer

Appendix 1 – Councillor questions summary

Appendix 2 – Questions received

Appendix 1 – Councillor Submitted Questions Summary

Questions will be received in the order listed below as specified in the Constitution.

Questions for Council (attached at Appendix 2)

Ref	Questioner	Date Received	Written or Verbal	Subject	Cabinet Member
22-09	Cllr Bridget Wayman	29/04/22	Written	Defra funding for AONB's in Wiltshire	Cllr Richard Clewer
22-10	Cllr Trevor Carbin	02/05/22	Written	Wiltshire Online	Cllr Ashley O'Neill

Wiltshire Council

Full Council

17 May 2022

Item 15 – Members’ Questions

From Cllr Bridget Wayman, Nadder Valley

To Councillor Richard Clewer, Leader of the Council and Cabinet Member for Climate Change, MCI, Economic Development, Heritage, Arts, Tourism and Health & Wellbeing

Statement

Wiltshire Council and the other Councils with the Cranborne Chase Area of Outstanding Natural Beauty match fund the Defra contribution of core funding to the AONB (as it does to North Wessex Downs and Cotswolds AONBs).

The Glover Review proposed that there should be a doubling of AONB grants from Defra because there is such a disparity in funding between National Parks and AONBs, despite them having the same ‘great weight’ afforded to their landscape importance.

Unfortunately, Defra have announced only a small additional grant for 22/23 which is likely to remain at that level for 23/24 and 24/25. In the case of the Cranborne Chase AONB the Defra increase is £32,750.52. Defra is expecting the additional grant allocation to be added to the core funding element of the AONB budget, but for that to be possible the additional grant needs to be matched by the constituent local authority contributions which, in Wiltshire Council’s case would be £6,700.76.

I have asked the Leader to increase Wiltshire’s contribution by the £6,700.76. Although I am not aware of the amounts that would also be required to match fund the additional Defra grant to the other two AONBs, I know that the Cranborne Chase AONB forms the largest contribution by Wiltshire Council and would anticipate that the total additional contributions to all three AONBs would be considerably less than £10,000.

The Leader has responded that budgets are incredibly tight this year as inflationary increases are higher than budgeted, so any increase to core budget funding for AONBs is unlikely.

I understand that a new procurement exercise for the supply of electricity to Council premises has recently been completed and a premium of £75,000 for green energy is to be paid. If Wiltshire Council did not pay that premium a saving of £75,000 could

be made and the additional funding to the AONBs would be easily affordable and the difference could be used to offset other Council financial pressures.

From the work that our AONBs undertake across a very large part of Wiltshire's land mass in increasing biodiversity and restoring nature, amongst other things, the benefits of the additional funding to their core budgets would be of far greater benefit than a green premium on our electricity bill.

Question (22-09)

Would the Leader please commit to fund the additional small sums required to match Defra's funding for the AONBs in Wiltshire?

Response:

Defra notified Wiltshire Council that Ministers had approved the protected landscapes grant settlement for 2022-23 in mid-March, after Council budgets had been approved. The national AONB budget has been increased by an additional £1million per year for the next three years (years 2 and 3 being indicative). This represents a 14.7% increase on the 2021/22 budget (excluding in-year top ups). In addition, individual AONB's have annual Farming in Protected Landscapes awards which for Cranbourne Chase is £453,974 for 22/23. The additional Defra funding allocated can be either used for core costs or for projects, subject to match funding, and so will not be lost.

The council's utilities budget is separate from AONB funding. The uplift for the council's green tariff in 2022/23 is about 1.28% of our estimated £5.9m electricity bill. The green tariff helps the council to meet its climate strategy commitments, encouraging the supply of renewable energy and ensuring that our electricity is zero carbon.

Wiltshire Council

Full Council

17 May 2022

Item 15 – Members’ Questions

From Cllr Trevor Carbin, Atworth, Holt and Staverton

To Councillor Ashley O’Neill, Cabinet Member for Governance, IT, Broadband, Digital, Licensing, Staffing, Communities and Area Boards

Question (22-10)

- a) Wiltshire Online: According to Gigaclear some areas in North & West Wiltshire which were in the timetable for inclusion in the project won’t now be done as they’ve been ‘de-scoped’. Was this done unilaterally or in conjunction with WC?

Response:

Gigaclear’s proposed reduction in scope is being done unilaterally and not in conjunction with Wiltshire Council.

The funding for the superfast programme was provided by BDUK with a deadline of 31 March 2020. This deadline was subsequently extended to 31 March 2022.

As of 31 March 2022, there were properties undelivered by Gigaclear within the programme. There is no further public funding available under this scheme and so these properties must now be built commercially or picked up through another publicly funded programme.

As there are properties undelivered which cannot claim public funding, these will need to be descoped from the contract. Descoping of any properties is undertaken through a Change Request which is approved by BDUK and not Wiltshire Council. Wiltshire Council’s role is to assure the accuracy of the information provided.

Wiltshire Council has continually sought to challenge Gigaclear to ensure delivery under the contract, and we have triggered all performance mechanisms available to us.

In response, Gigaclear have committed to delivering part of the planned roll-out commercially, and other properties have already been delivered by other providers. Some properties have not been connected as the landowner refused the necessary wayleave permission.

Wiltshire Council has advocated to BDUK that the properties left outstanding by Gigaclear should be supported under Project GIGABIT which is due to commence this year. It will be for BDUK to determine the scope of the Project GIGABIT roll-out.

- b) Have there been any changes to the payments made to Gigaclear as a result?

Response:

The contract pays by number of premises connected, so Gigaclear will not be paid for premises which are not delivered. As such, there will be a reduction in funding paid to Gigaclear.

The final amount is subject to change following the Change Request process as approved by BDUK but will still reflect the reduced number of properties delivered.