

The Report of the Executive

The Executive met on 28 February 2012 . Present: County Councillor John Weighell in the Chair. County Councillors Arthur Barker, Gareth Dadd, Carl Les, Chris Metcalfe and Clare Wood.

Also in attendance: County Councillors Keith Barnes, John Blackburn, Liz Casling, Jim Clark, Tony Hall and David Jeffels.

The Executive met on 13 March 2012. Present: County Councillor Carl Les in the Chair. County Councillors Arthur Barker, Gareth Dadd, Chris Metcalfe, John Watson OBE, and Clare Wood.

Also in attendance: County Councillors David Blades.

The Executive met on 3 April 2012. Present: County Councillor John Weighell in the Chair. County Councillors Arthur Barker, Gareth Dadd, Carl Les, Chris Metcalfe, John Watson OBE, and Clare Wood.

Also in attendance: County Councillor David Blades.

The Executive met on 24 April 2012. Present: County Councillor Carl Les in the Chair. County Councillors Arthur Barker, Gareth Dadd, Chris Metcalfe, John Watson OBE, and Clare Wood.

Also in attendance: County Councillors Patrick Mulligan.

1. Police and Crime Panel. The Police Reform and Social Responsibility Act 2011 ('the 2011 Act') introduces significant changes in police governance and accountability, in particular replacing Police Authorities with directly elected Police and Crime Commissioners (commissioners). The public accountability for the delivery and performance of the police service within each force area will be placed into the hands of the commissioner, on behalf of their electorate. The commissioner will draw on their mandate to set and shape the strategic objectives of their force area, in consultation with the chief constable. The commissioner will be accountable to their electorate; the chief constable will be accountable to the commissioner.

The Act also requires the local authorities in each police force area to establish a Police and Crime Panel (panel), as a joint committee, to scrutinise the commissioner. The Act also prescribes many of the arrangements with regard to the panel and the way in which it conducts its business. According to the Home Office, "Panels are not a replacement for the police authority. They will fulfil an important role in scrutinising the commissioner but we need to be clear that this reform is about reconnecting the police and the people. This will be achieved through a directly elected police and crime commissioner, not through the police and crime panel. The panel will have an important scrutiny role in relation to the

commissioner, however it is the commissioner who is taking on the role of the police authority and who the public will hold to account for the performance of their force.”

The panel will have the following duties and powers which must be exercised in accordance with the act and associated regulations:

- the power of veto, by two-thirds majority, over the commissioner’s proposed budget and precept;
- the power of veto, by two-thirds majority, over the commissioner’s proposed candidate for chief constable;
- the power to ask Her Majesty’s Inspectorate of Constabulary (HMIC) for a professional view when the commissioner intends to dismiss a chief constable;
- the power to review the commissioner’s draft police and crime plan and make recommendations to the commissioner who must take account of them;
- the power to review the commissioner’s annual report and make reports and recommendations at a public meeting, which the commissioner must attend;
- the power to require any papers in the commissioner’s possession (except those which are operationally sensitive);
- the power to require the commissioner to attend the panel to answer questions;
- the power to appoint an acting commissioner (from within the commissioner’s staff) when the elected commissioner is incapacitated or suspended (until she/he is no longer incapacitated or suspended), or resigns or is disqualified (until a new commissioner is elected); and
- responsibility for all complaints about the commissioner; although serious issues must be passed to the Independent Police Complaints Commission (IPCC).

The Home Secretary has reserve powers to establish a panel and to appoint members to the panel, if any local authority fails to do so.

Elected member representatives (leaders or community safety portfolio holders) from the nine local authorities in York and North Yorkshire have been overseeing the development of the arrangements for the North Yorkshire Police and Crime Panel, through a task group established by Local Government North Yorkshire and York. It has been proposed that the nine local authorities each agree the formal panel arrangements, establishing it as a joint committee, and appoint their member(s) of the panel, at or before their annual meetings in May 2012. This will allow time for the panel, before the commissioner is elected, to appoint co-opted independent members; agree the panel’s rules of procedure; be briefed on relevant issues; and agree the panel’s work programme for its first year. Until the commissioner takes office on 22 November 2012, following the election on 15 November 2012, the panel’s powers will be limited to those necessary to prepare itself.

The proposed panel arrangements, set out in appendix 1 to this report, have been prepared in consultation with officers of the nine local authorities and considered by the elected member task group established by Local Government North Yorkshire and York. The Act requires the panel to agree its own rules of procedure.

The Act requires that the North Yorkshire Panel consists of ten councillors from the nine local authorities, at least one from each authority, and two independent members (not councillors) co-opted by the panel. A maximum of eight additional co-options, who may or may not be councillors, are possible, with the prior approval of the Home Secretary. If a local authority has an elected mayor, she/he will automatically be a member instead of a councillor. All panel members will have equal voting rights. When appointing panel members, a local authority must secure that, as far as is reasonably practicable, the balanced appointment objective is met. This is the objective that local authority members of a panel, when taken together, represent all parts of the police area; represent the political make-up of the local authorities, when taken together; and have the skills, knowledge and experience necessary for the panel to discharge its functions effectively.

It is proposed that Craven District Council, Hambleton District Council, Harrogate Borough Council, North Yorkshire County Council, Richmondshire District Council, Ryedale District Council, Scarborough Borough Council and Selby District Council will each appoint one councillor as a member of the panel; and that City of York Council will appoint two councillors. It is proposed that the lead local authority will facilitate discussions between the local authorities in order to enable the authorities to fulfil their duty to secure, as far as is reasonably practicable, that the appointed members represent the political make-up of the local authorities within the police area, when taken together. It is also proposed that the nine local authorities should aim to fulfil this duty as far as possible without resorting to additional co-options to the panel, as increasing the size of the panel beyond the core twelve members would increase costs and reduce its effectiveness. When co-opting independent members, the panel must ensure that, as far as is reasonably practicable, the appointed and co-opted members together have the skills, knowledge and experience necessary for the panel to discharge its functions effectively. Advertising for independent co-opted members has commenced so that the panel, as soon as it is established, can move swiftly to appoint the two independent co-opted members.

It is proposed that North Yorkshire County Council will be the lead local authority for the panel and, within the overall budget agreed annually by the nine local authorities, will support the panel and its members. This support will be led by a named officer within the Chief Executive's Group, supplemented as required by additional specialist officers, for example by finance officers when advising the panel on the commissioner's proposed budget and precept, and by legal officers when advising the panel on dealing with any complaints against the commissioner.

The Home Secretary will be providing a grant to the lead local authority to meet the costs of the panel, including support for the panel. The grant will start in October 2012 and is expected to be £53,330 per annum, plus £920 towards expenses per panel member. The costs incurred by the County Council acting as lead local authority will be managed to ensure that they do not exceed the grant provided for this purpose by the Home Secretary. Whilst it is not intended that the costs of the Panel will exceed the grant provided by the Home Secretary, the arrangements state that any additional costs will be borne between the nine local authorities on the basis of population, with the County Council and the respective district/borough council for a North Yorkshire district area sharing equally the cost in respect of the population of that area. The LGA and Local Government North Yorkshire and York

have both lobbied the Home Secretary to make a transparent level of funding available on a permanent basis to ensure that there is no burden on local authorities.

To avoid councillors from different authorities being paid different rates of allowances for panel membership, if any allowance is agreed, it is proposed that the nine local authorities should ask the independent remuneration committee of the lead local authority to make a recommendation on behalf of all the local authorities. It is proposed that each local authority will reimburse, from within its own resources, any travel and subsistence costs incurred by its appointed members.

The Act requires that the panel arrangements set out how support and guidance will be given to elected members and officers of the nine local authorities in relation to the functions of the panel. It is proposed that this will comprise initial briefing sessions for all elected members and relevant officers of the nine local authorities before the commissioner is elected and annual briefing sessions thereafter; together with written briefings issued at least three times a year.

The Executive RECOMMENDS:

- a) That the proposed arrangements for the North Yorkshire Police and Crime Panel to be established in accordance with Schedule 6 of the 2011 Act as a joint committee of Craven District Council, Hambleton District Council, Harrogate Borough Council, North Yorkshire County Council, Richmondshire District Council, Ryedale District Council, Scarborough Borough Council, Selby District Council and City of York Council, as set out in appendix 1 to this report, be agreed and
- b) That the County Council, at its meeting on 16 May 2012, appoints one member to the North Yorkshire Police and Crime Panel, with authority to take all decisions necessary to participate in undertaking the functions of the Panel.

2. Constitutional Changes. The Monitoring Officer conducts a routine 'light touch' review of the Constitution annually, and an 'in depth' review periodically, the latter having been undertaken in 2010. Many of the proposals for change in this annual review are routine updates, but one or two others are more significant, such as those changes relating to the introduction of the police and crime panel and the proposed reduction in maximum speaking times in the rules of debate. The Members' Constitution Working Group has met to consider the issues and the proposals reflect Members' views.

The details of the proposed changes to the Constitution are set out in appendix 2A, but the main points are:

- a) The updating of policies in the Policy Framework. Further amendments to the Framework may be required in the near future to reflect policy work currently being undertaken in Directorates;

- b) The establishment, maintenance and membership of the Police and Crime Panel for the North Yorkshire and York police force area in accordance with the Police Reform and Social Responsibility Act 2011, with delegation of functions under the 2011 Act to the Police and Crime Panel;
- c) Amendments reflecting the transfer of responsibility for Libraries, Archives and Registrars to the Assistant Chief Executive Policy, Performance and Partnerships;
- d) Delegation of Council's Authorised Officer role in relation to mineral planning to the Corporate Director Business and Environmental Services;
- e) Delegation to the Corporate Director Business and Environmental Services of all County Council functions in relation to street café licences;
- f) Delegation to the Corporate Director Business and Environmental Services of all County Council functions of the Council as Lead Local Flood Authority;
- g) Delegation to the Chief Executive Officer of the power to determine operational policies and terms and conditions of employment not dealt with by other provisions of the Constitution.
- h) The updating of Outside Bodies' information in Part 3 Schedule 5 (Appendix 2D);
- i) Limiting the duration of speaking on supplementary questions for Members and the public to one minute;
- j) Hard copies of all written questions received for County Council, from Members and the public, to be circulated to all Members in the Council Chamber;
- k) The reduction of speaking times;
- l) Removing the reference to "aye and no" when voting, to reflect the existing practice of a show of hands.
- m) Application of a 10% threshold rule to small group status and representation on informal member meetings and working groups.
- n) Delegating the power to approve policies which would otherwise fall within the Audit Committee's remit covering, for example, audit and counter fraud (including anti-money laundering), to the Audit Committee. The Audit Committee's Terms of Reference do not give the Committee power to agree such policies or policy changes, which therefore currently have to go to the Executive for approval.

In relation to limits on speaking times in debate, the County Council's Constitution currently provides:

'Except with the consent of the Council, and subject to the provisions of Council Procedure Rules, a Member shall not speak for more than five minutes on any motion or amendment, except for the mover and the Executive Member or Chairman of any Committee directly involved, who may speak for not more than 15 minutes.'

Practices in other Authorities, as set out in Appendix 2B, show that 15 minutes of speaking time is unusual. The Members' Constitution Working Group considered the options and, on balance, considered that an appropriate way forward would be to allow five minutes for key speakers, such as those moving motions or amendments, and to allow three minutes for all other contributions, whether from the public or Members. The overriding provision enabling the Chairman to exercise discretion and vary these limits would remain. Exceptions could therefore be made for the debate of particularly important issues, such as the budget and other major policy issues.

The entitlement of group leaders to allowances only where they represent 10% of Council membership is reflected in the Constitution and is based on the fact that smaller groups, whilst legally recognised and necessarily reflected for political balance purposes in the composition of Committees, are not representative of a significant proportion of the Council's membership. The Members' Constitution Working Group considered that it would be appropriate to clarify this arrangement to include the same threshold for entitlement for inclusion in informal Member meetings and groups such as working groups. There was consensus that it would be helpful if such reference were included in the Constitution and the 10% rule was considered by the Working Group to be an appropriate level. Concern was expressed that without a 10% threshold working groups could potentially become large and unwieldy. The point was also made that Members of small groups could be invited to attend and participate in such meetings, from time to time, enabling skills to be beneficially matched to particular tasks and projects. The Executive subsequently agreed that it would be helpful, for the avoidance of doubt, for the threshold of 10% to be clarified as currently 8.

The Council has in place various operational policies which aim to set the parameters for the proper, efficient and effective internal operation of the organisation. They include, for example, policies in relation to Health and Safety, the use of IT, and information governance. Generally these internal operational policies are Executive matters. Some others are, in practice, dealt with at officer level through various working groups and consideration at Management Board. There are also policies relating to staff and to their terms and conditions of employment. The setting and agreement of terms and conditions of employment for Council employees is a function of the Council. There are already in place in the Constitution provisions relating to the determination of terms and conditions of employment, primarily for senior managers, regulated by the statutory Pay Policy Statement recently agreed by full Council, the remit of the Chief Officers' Appointments and Disciplinary Committee, and the Staff Employment Procedure Rules. It is not proposed to change any of these provisions, which remain current and relevant. In practice, other issues relating to terms and conditions matters are dealt with at officer level by reference to the Chief Executive, in his capacity as Head of Paid Service. The Head of Paid Service has statutory responsibility to ensure that the staffing of the organisation and how it is managed, organised and works is suitable for the Council's needs. The Directors also already have very broad powers in the officers' delegation scheme in relation to the management of staff and the operational conduct of their directorates. There is arguably a lack of clarity and consistency in the way in which these operational policies and terms and conditions are agreed. It is important that they are properly agreed and authorised, as failure to comply with policies of this nature can result in disciplinary matters arising for staff, and potentially other legal proceedings affecting the Council, for example in the case of health and safety. To require the formal input of the Executive or full Council in the agreement of every operational or staff policy would significantly increase the burden of work for those bodies and be inappropriate, as these are essentially management issues which fall within the remit of officers. Some do have financial implications, however, and for that reason it is also appropriate to have Member involvement at the appropriate level.

To address these issues it is proposed that the Officers' Delegation Scheme be further amended to add to the specific delegations to the Chief Executive the following:

- a) except in relation to those matters concerning employee terms and conditions which are decided in accordance with the statutory Pay Policy Statement agreed by full Council, the terms of reference of the Chief Officers' Appointments and Disciplinary Committee, and the Staff Employment Procedure Rules or are otherwise decided in accordance with the Constitution, the Chief Executive, in consultation with the Leader of the Council, the appropriate Executive Member(s), the Corporate Director Finance and Central Services, the Assistant Chief Executive (Legal and Democratic Services), and the Assistant Chief Executive (Human Resources and Organisational Development), shall have authority to agree the terms and conditions of employment of the Council's workforce, and any changes to them; and
- b) that the Chief Executive, in consultation with the Leader of the Council, the appropriate Executive Member(s), the Corporate Director Finance and Central Services, the Assistant Chief Executive (Legal and Democratic Services), shall have authority to agree operational policies regulating the internal operations and working practices of the Council, which shall include, but not exclusively, policies in relation to health and safety, information governance, and IT policies.

The Executive also recommends that the power to take decisions (in consultation with the relevant Executive Member(s)) on recommendations made by the York, North Yorkshire and East Riding Local Enterprise Partnership Board relating, primarily, to the award of grants and loans relevant to the role of the County Council as Accountable Body for the LEP, is delegated to the Corporate Director Business and Environmental Services; and that the median average salary figure in the Pay Policy Statement be amended from £27,456 to £19,567 and the ratio between the median salary and the highest salary be amended from 5:8:1 to 8:18:1.

The Executive RECOMMENDS:

- a) That, subject to the addition of the words "(currently 8)" after the words "over 10% of all Members" in Schedule 1, Section 1 of the Members' Allowances Scheme, the changes proposed to the Constitution, set out in appendix 2A to this report, be approved.
- b) That the power to take decisions (in consultation with the relevant Executive Member(s)) on recommendations made by the York, North Yorkshire and East Riding Local Enterprise Partnership Board relating, primarily, to the award of grants and loans relevant to the role of the County Council as Accountable Body for the LEP, is delegated to the Corporate Director Business and Environmental Services.
- c) That the median average salary figure in the Pay Policy Statement be amended from £27,456 to £19,567 and the ratio between the median salary and the highest salary be amended from 5:8:1 to 8:18:1.

3. Appointments to Committees and Outside Bodies. The Executive sets out below recommendations relating to appointments to Committees, including the usual recommendation to allow political groups to put forward, at the meeting, nominations for appointments to seats on Committees, and other bodies, allocated to those groups and for the re-allocation of seats, if necessary, to achieve political proportionality. The Executive also recommends two changes to the list of bodies to which appointments are made in Schedule 5 of the Constitution.

The Executive RECOMMENDS:

That any proposals for the re-allocation of seats, if necessary to achieve political proportionality, or for changes to memberships or substitute memberships of committees, or other bodies to which the Council makes appointments, put forward by the relevant political group, prior to or at the meeting of the Council, be agreed.

CARL LES
Chairman 13 March and 24 April, 2012

JOHN WEIGHELL
Chairman

County Hall,
NORTHALLERTON.

8 May 2012

Appendix 1 – Proposed arrangements for the North Yorkshire Police and Crime Panel

This Agreement is dated the day of 2012.

The Agreement is made between the following:

The Council of the City of York of
The County Council of North Yorkshire of
The District Council of Craven of
The District Council of Hambleton of
The Borough Council of Harrogate of
The District Council of Richmondshire of
The District Council of Ryedale of
The Borough Council of Scarborough of
The District Council of Selby of

In the Agreement the above Authorities are referred to together as ‘the Authorities’.

1.0 Background

- 1.1 The Police Reform and Social Responsibility Act 2011 (‘the Act’) introduces new structural arrangements for national policing, strategic police decision making, neighbourhood policing and police accountability.
- 1.2 The Act provides for the election of a Police and Crime Commissioner (‘PCC’) for a police force area, responsible for securing an efficient and effective police force for their area, producing a police and crime plan, recruiting the Chief Constable for an area, and holding him/her to account, publishing certain information including an annual report, setting the force budget and police precept and requiring the Chief Constable to prepare reports on police matters. The PCC must co-operate with local community safety partners and criminal justice bodies.
- 1.3 The Act requires the local authorities in each police force area to establish and maintain a Police and Crime Panel (‘the Panel’) for its police force area. It is the responsibility of the Authorities for the police force area to make arrangements for the Panel (‘Panel Arrangements’).
- 1.4 North Yorkshire and York is a multi authority police force area (‘the police force area’). The Authorities, as the relevant local authorities within the area must agree to the making and modification of the Panel Arrangements.
- 1.5 Each Authority and each Member of the Panel must comply with the Panel Arrangements.
- 1.6 The functions of the Panel must be exercised with a view to supporting the effective exercise of the functions of the PCC for that police force area.

1. 7 The Panel must have regard to the Policing Protocol issued by the Home Secretary, which sets out the ways in which the Home Secretary, the PCC, the Chief Constable and the Panel should exercise, or refrain from exercising, functions so as to encourage, maintain or improve working relationships (including co-operative working); and limit or prevent the overlapping or conflicting exercise of functions.
1. 8 The Panel is a scrutiny body with responsibility for scrutinising the PCC and promoting openness in the transaction of police business in the police force area.
1. 9 The Panel is a joint committee of the Authorities.
1. 10 The Authorities agree the Panel Arrangements.

2. 0 Functions of the Police and Crime Panel

2. 1 The Panel may not exercise any functions other than those conferred by the Act.
2. 2 The functions of the Panel set out at paragraphs 2.3 - 2.8 below may not be discharged by a Committee or Sub-Committee of the Panel.
2. 3 The Panel is a statutory consultee on the development of the PCC's Police and Crime Plan and must:
 - a) review the draft Police and Crime Plan (and a variation to it); and,
 - b) report or make recommendations on the draft Plan which the PCC must take into account.
2. 4 The Panel must comment upon the Annual Report of the PCC, and for that purpose must:
 - a) arrange for a public meeting of the Panel to be held as soon as practicable after the Panel is sent an Annual Report under Section 12 of the Act;
 - b) ask the PCC at that meeting such questions about the Annual Report as the Members of the Panel think appropriate;
 - c) review the Annual Report; and,
 - d) make a report or recommendations on the Annual Report to the PCC.
2. 5 The Panel must undertake a review of a precept proposed by the PCC in accordance with the requirements set out in Schedule 5 of the Act, and will have a right of veto in respect of the precept in accordance with the Act and Regulations made thereunder.
2. 6 The Panel must review, make a report to and make recommendations to the PCC in relation to the appointment of a Chief Constable by the PCC in accordance with the requirements set out in Schedule 8 of the Act and will

have a right of veto in respect of the appointment in accordance with the Act and Regulations made thereunder.

2. 7 The right of veto in paragraphs 2.5 and 2.6 will require that at least two-thirds of the persons who are Members of the Panel at the time when the decision is made vote in favour of making that decision.
2. 8 The Panel must review, make a report to and make recommendations to the PCC in relation to the appointment of the PCC's Chief Executive, Chief Finance Officer and the Deputy Police and Crime Commissioner in accordance with the requirements set out in Schedule 1 of the Act.
2. 9 The following functions must also be undertaken by the Panel but may be delegated to a Sub-Committee of the Panel:
2. 10 The Panel shall receive notification from the PCC of any suspension of the Chief Constable, or any proposal to call upon a Chief Constable to retire or resign, and in the case of the latter must make a recommendation to the PCC as to whether or not the PCC should call for the retirement or resignation in accordance with the procedures set out in Schedule 8 of the Act.
2. 11 The Panel must review or scrutinise the decisions or actions of the PCC in the discharge of his/her functions and make reports or recommendations to the PCC with respect to the discharge of the PCC's functions. The Panel may carry out investigations into the decisions of the PCC, and into matters of particular interest or public concern.
2. 12 The Panel must publish any reports or recommendations made by it to the PCC in a manner which the Panel will determine and must also send copies to the Authorities.
2. 13 The Panel may require the PCC or a member of his/her staff to attend the Panel to answer questions necessary for the Panel to undertake its functions, provided that such questions shall not:
 - a) relate to advice provided to the PCC by his/her staff;
 - b) in the view of the PCC:
 - i) be against the interests of national safety;
 - ii) jeopardise the safety of any person; or,
 - iii) prejudice the prevention or detection of crime, the apprehension or prosecution of offenders, or the administration of justice; or,
 - c) be prohibited by any other enactment.
2. 14 If the Panel requires the PCC to attend the Panel, the Panel may (at reasonable notice) request the Chief Constable to attend before the Panel on the same occasion to answer any question which appears to the Panel to be necessary in order for it to carry out its functions.

2. 15 The Panel may require the PCC to respond in writing to a report or recommendation from the Panel to the PCC.
2. 16 The Panel may suspend the PCC if he/she is charged with an offence carrying a maximum term of imprisonment exceeding two years.
2. 17 The Panel will have any other powers and duties set out in the Act or Regulations made in accordance with the Act.

3. 0 Membership

3. 1 General

3. 2 Appointments of elected members to the Panel shall be made by each of the Authorities in accordance with their own procedures and with a view to ensuring that the balanced appointment objective is met so far as is reasonably practicable. The Lead Authority shall take steps to coordinate the Authorities with a view to ensuring that the balanced appointment objective is achieved. The balanced appointment objective requires that the local authority Members of the Panel (which includes Members appointed by the Authorities and co-opted Members who are elected Members of any of the Authorities) should:

- a) represent all parts of the police force area;
- b) represent the political make-up of the Authorities; and,
- c) taken together have the skills, knowledge and experience necessary for the Panel to discharge its functions effectively.

3. 3 In appointing co-opted Members who are not elected members of any of the Authorities the Panel must secure, so far as is reasonably practicable that the appointed and co-opted Members of the Panel, together have the skills, knowledge and experience necessary for the Panel to discharge its functions effectively.

3. 4 The Panel shall consist of ten Members appointed by the Authorities in accordance with the requirements of fair representation as follows:

3. 5 One Member appointed by each of:

- a) the North Yorkshire County Council.
- b) the District Council of Craven.
- c) the District Council of Hambleton.
- d) the Borough Council of Harrogate.
- e) the District Council of Richmondshire.
- f) the District Council of Ryedale.
- g) the Borough Council of Scarborough.
- h) the District Council of Selby.

3. 6 Two Members shall be appointed by the City of York Council.

3. 7 The Panel shall also include two independent Members co-opted by the Panel.
3. 8 The Panel may also resolve to co-opt further Members with the agreement of the Secretary of State provided that the number of co-opted Members included in the Membership of the Panel shall not exceed 10.
3. 9 Panel Members will not be able to appoint substitute Members in the event that they are unable to attend a meeting.

3. 9 Appointed Members

3. 10 The Authorities shall each nominate an elected member to be a Member of the Panel, and in the case of the City of York, two Members shall be nominated. If a nominated Member agrees to the appointment the Authority may appoint the Member as a Member of the Panel.
3. 11 In the event that an Authority does not appoint a Member or Members in accordance with these requirements, the Secretary of State must appoint a Member to the panel from the defaulting authority in accordance with the provisions in the Act.
3. 12 With a view to ensuring continuity of membership as far as possible, an appointed Member shall be a Member of the Panel for four years unless s/he ceases to be an elected Member, or is removed by their Authority.
3. 13 An Authority may decide in accordance with their procedures to remove their appointed Member from the Panel at any point and on doing so shall give notice to (INSERT DETAILS).
3. 14 An appointed Member may resign from the Panel by giving written notice to the Lead Authority on behalf of the Panel at (INSERT CONTACT DETAIL) and to their Authority at (INSERT CONTACT DETAIL).
3. 15 In the event that any appointed Member resigns from the Panel, or is removed from the Panel by an Authority, the Authority shall immediately take steps to nominate and appoint an alternative Member to the Panel.
3. 16 Members appointed to the Panel may be re-appointed to the Panel for a further term of four years provided that the balanced appointment objective is met by that re-appointment.

3. 17 Co-opted Members

3. 18 The following may not be co-opted Members of the Panel:
 - a) the PCC for the Police Area.
 - b) a member of staff of the PCC for the area.
 - c) a member of the civilian staff of the Police Force for the area.

- d) a Member of Parliament.
 - e) a Member of the National Assembly for Wales.
 - f) a Member of the Scottish Parliament.
 - g) a Member of the European Parliament.
3. 19 An elected member of any of the Authorities may not be a co-opted Member of the Panel where the number of co-opted Members is two.
3. 20 If the Panel has three or more co-opted Members an elected member of any of the Authorities may be a co-opted Member of the Panel provided that at least two of the other co-opted Members are not elected members of any of the Authorities.
3. 21 A co-opted Member shall be a Member of the Panel for four years.
3. 22 The Panel shall put in place arrangements to ensure that appointments of co-opted Members are undertaken following public advertisement in accordance with the following principles:
- a) The appointment will be made on merit of candidates whose skills, experience and qualities are considered best to ensure the effective functioning of the Panel;
 - b) The selection process must be fair, objective, impartial and consistently applied to all candidates who will be assessed against the same pre determined criteria; and,
 - c) The selection process will be conducted transparently with information about the requirements for the appointment and the process being publicly advertised and made available with a view to attracting a strong and diverse field of suitable candidates.
3. 23 A co-opted Member of the Panel may resign from the Panel by giving written notice to the Lead Authority on behalf of the Panel at (INSERT DETAILS).
3. 24 The Panel must from time to time decide whether the Panel should exercise its power to change the number of co-opted Members of the Panel to enable the balanced appointment objective to be met, or be more effectively met, and if so, it must exercise that power accordingly.
3. 25 The Panel may decide to terminate the appointment of a co-opted Member of the Panel if at least two-thirds of the persons who are Members of the Panel at the time when the decision is made vote in favour of making that decision at any time for the reasons set out below and on doing so shall give written notice to the co-opted Member:
- a) if the co-opted Member has been absent from the Panel for more than three months without the consent of the Panel;
 - b) if the co-opted Member has been convicted of a criminal offence but not automatically disqualified;

- c) if the co-opted Member is deemed to be incapacitated by physical or mental illness or is otherwise unable or unfit to discharge his or her functions as a co-opted Member of the Panel; or,
- d) if the co-opted Member's membership of the Panel no longer achieves the meeting of the balanced appointment objective.

3. 26 In the event that a co-opted Member resigns from the Panel or is removed from the Panel following a decision of the Panel, the Panel shall ensure that at least two independent co-opted Members remain appointed to the Panel, and in the absence of two such Members shall make arrangements to ensure that two co-opted Members are appointed.

3. 27 Co-opted Members appointed to the Panel may be re-appointed for a further term of four years provided that the balanced appointment objective is met by that re-appointment.

4. 0 Budget and Costs of the Panel

4. 1 The annual costs of the Panel, reduced by the figure of any grant from the Home Office or any other source, shall be borne between the Authorities on the basis of population, and further also on the basis of the County Council and the respective District Council for a North Yorkshire District Area sharing equally the cost in respect of the population of that Area.

4. 2 The population shall be determined by reference to the population data (mid-year estimates) issued by the Office of National Statistics for the year in which this agreement is made, and reviewed in accordance with that data every four years.

4. 3 A draft budget for the operation of the Panel shall be drawn up by the Lead Authority in February each year, and shall be approved by the Authorities (for example via Local Government North Yorkshire and York). All costs will be contained within the budget.

5. 0 Lead Authority

5. 1 The County Council of North Yorkshire shall be lead authority for the Panel and shall provide such administrative and other support as will be necessary to enable the Panel to undertake its functions.

6. 0 Rules of Procedure

The Panel shall determine its Rules of Procedure which shall include arrangements in relation to the:

- a) the appointment and removal of the Chairman;
- b) the formation of sub-committees;
- c) the making of decisions;
- d) the arrangements for convening meetings; and,
- e) the circulation of information.

7. 0 Allowances

7. 1 The payment of a responsibility allowance to Panel Members shall be considered and a recommendation sought from the Independent Remuneration Panel for North Yorkshire County Council as to whether the payment of such an allowance is appropriate.

8. 0 Promotion of the Panel

8. 1 The Panel arrangements shall be promoted by:
- a) the establishment and maintenance of a dedicated open-access website including information about the role and work of the Panel, Panel Membership, all non-confidential Panel and sub-committee meeting papers, press releases and other publications;
 - b) the issuing of regular press releases about the Panel and its work; and,
 - c) the Authorities will each include information about the Panel on their websites, and will also include a link to the Panel website.
8. 2 Support and guidance shall be provided to executive and non-executive elected members and officers of the Authorities in relation to the functions of the Panel as follows:
- a) by the provision of initial briefing sessions for elected members and relevant officers of the Authorities before the election of the PCC, and the provision of annual briefing sessions thereafter; and,
 - b) by the provision of written briefing notes for elected members and relevant officers of the Authorities at least three times per year.

9. 0 Validity of Proceedings

9. 1 The validity of the proceedings of the Panel shall not be affected by a vacancy in the Membership of the Panel or a defect in appointment.
9. 2 The conduct of the Panel and the content of these arrangements shall be subject to the legislative provisions in the Police Reform and Social Responsibility Act 2011, and any Regulations made in accordance with that Act, and in the event of any conflict between the Act or Regulations, and these arrangements, the requirements of the legislation will prevail.

INSERT SIGNATURE/EXECUTION CLAUSE

Proposed Amendments to Constitution 2012

April 2012

Where amendments are suggested to part of a paragraph, only the relevant part is replicated in the amendment chart below.

Provision in Constitution	Current Wording	Proposed Amendment	Reason(s)
<p>Part 1 Article 4 – The Full Council Article 4.01</p>	<p>4.01 Meanings (a) Policy Framework: The policy framework means the following plans and strategies:-</p> <ul style="list-style-type: none"> ▪ Community Safety Strategy ▪ Local Transport Plan ▪ Plans and strategies which together comprise the Development Plan ▪ Sustainable Community Strategy ▪ Youth Justice Plan (Youth Offending Team Plan) ▪ Council's Corporate Plan (aka the Council Plan) ▪ Food Law Enforcement Service Plan ▪ Admissions Policy for Community and Voluntary Schools ▪ Asset Management Planning Framework ▪ Asset Management Framework: Our Overall Approach to Property ▪ Behaviour Support Plan ▪ Children and Young People's Plan ▪ Communications Strategy ▪ Community Transport Strategy ▪ Compact with the Third Sector ▪ Corporate Procurement Strategy ▪ Corporate Risk Management Strategy ▪ Definitive Map Modification Orders (including Guidance note for Members re DMMOs) - Policy 	<p>4.01 Meanings (a) Policy Framework: The policy framework means the following plans and strategies:-</p> <ul style="list-style-type: none"> ▪ Community Safety Strategy ▪ Local Transport Plan ▪ Plans and strategies which together comprise the Development Plan ▪ Sustainable Community Strategy ▪ Youth Justice Plan (Youth Offending Team Plan) ▪ Council's Corporate Plan (aka the Council Plan) ▪ Food Law Enforcement Service Plan ▪ Admissions Policy for Community and Voluntary Schools ▪ Asset Management Planning Framework ▪ Asset Management Framework: Our Overall Approach to Property ▪ Children and Young People's Plan ▪ Communications Strategy ▪ Community Transport Strategy ▪ Compact with the Third Sector ▪ Corporate Procurement Strategy ▪ Corporate Risk Management Strategy ▪ Definitive Map Modification Orders (including Guidance note for Members re DMMOs) - Policy ▪ E-Government Strategy 	<p>To update the Policies contained in the Policy Framework to include:</p> <ul style="list-style-type: none"> ▪ Home to School/College transport Policy <p>to delete:</p> <ul style="list-style-type: none"> ▪ Behaviour Support Plan ▪ Infant Class Size Plan ▪ OFSTED Post Inspection Action Plan <p>and to amend existing entries to:</p> <ul style="list-style-type: none"> ▪ Special Educational Needs and Disability Policy ▪ Special Educational Needs and Disability Strategy

Provision in Constitution	Current Wording	Proposed Amendment	Reason(s)
	<ul style="list-style-type: none"> ▪ E-Government Strategy ▪ Education Capital Local Policy Statement ▪ Equality and Diversity Policy ▪ Household Waste Recycling Centre Policies ▪ Infant Class Size Plan ▪ Learning Disability Plan 2005/08 ▪ "lets talk less rubbish" (Revised Joint Municipal Waste Strategy) ▪ LMS Formula ▪ Local Cultural Strategy ▪ Mental Health Policy for Working Age Adults 2006-11 ▪ North Yorkshire Children's Trust Governance Arrangements ▪ Obstructions on Public Rights of Way – Policy on removal ▪ OFSTED Post Inspection Action Plan ▪ "Our Future Lives" (Strategy for Older People) ▪ Physical Disability Strategy ▪ Rights of Way Improvement Plan ▪ Signing Policy for Tourist Destinations ▪ Small Schools Policy Statement ▪ Special Educational Needs Policy ▪ Special Educational Needs Strategy ▪ Supporting People Five Year Strategy ▪ Sustainable Development Policy Statement ▪ Treasury Management Policy and Strategy ▪ Winter Maintenance of Highways - Policy ▪ "95 Alive" Road Safety Strategy ▪ New Look, No Shush! – Library and Information Services Strategy 2008 – 2023 	<ul style="list-style-type: none"> ▪ Education Capital Local Policy Statement ▪ Equality and Diversity Policy ▪ Household Waste Recycling Centre Policies ▪ Learning Disability Plan 2005/08 ▪ "lets talk less rubbish" (Revised Joint Municipal Waste Strategy) ▪ LMS Formula ▪ Local Cultural Strategy ▪ Mental Health Policy for Working Age Adults 2006-11 ▪ North Yorkshire Children's Trust Governance Arrangements ▪ Obstructions on Public Rights of Way – Policy on removal ▪ "Our Future Lives" (Strategy for Older People) ▪ Physical Disability Strategy ▪ Rights of Way Improvement Plan ▪ Signing Policy for Tourist Destinations ▪ Small Schools Policy Statement ▪ Special Educational Needs and Disability Policy ▪ Special Educational Needs and Disability Strategy ▪ Supporting People Five Year Strategy ▪ Sustainable Development Policy Statement ▪ Treasury Management Policy and Strategy ▪ Winter Maintenance of Highways - Policy ▪ "95 Alive" Road Safety Strategy ▪ New Look, No Shush! – Library and Information Services Strategy 2008 – 2023 ▪ Home to School/College transport Policy 	
Part 3 Responsibility for Functions 2. FUNCTIONS		<p><i>Insert new paragraph 2.9:</i></p> <p>2.9 Functions of the Council relating to police accountability under the Police Reform and Social Responsibility Act 2011 including the</p>	<p>To reflect new statutory duties in the Constitution.</p>

Provision in Constitution	Current Wording	Proposed Amendment	Reason(s)
<p>OF THE FULL COUNCIL</p>		<p>establishment and maintenance of, and membership of, the police and crime panel for the North Yorkshire police force area (as a joint committee of the County Council and Craven District Council, Hambleton District Council, Harrogate Borough Council, Richmondshire District Council, Ryedale District Council, Scarborough Borough Council, Selby District Council and the City of York Council), as set out in Schedule 1.</p>	
<p>Part 3 Responsibility for Functions</p> <p>5. DELEGATION OF FUNCTIONS BY THE COUNCIL</p>		<p><i>Insert new paragraph 5.6, as follows, and re-number subsequent paragraphs:</i></p> <p>Functions of the Council relating to police accountability under the Police Reform and Social Responsibility Act 2011, including the functions of the police and crime panel for the North Yorkshire police force area, are delegated to the North Yorkshire Police and Crime Panel (as a joint committee of the County Council and Craven District Council, Hambleton District Council, Harrogate Borough Council, Richmondshire District Council, Ryedale District Council, Scarborough Borough Council, Selby District Council and the City of York Council), as set out in Schedule 1.</p>	<p>To reflect new statutory duties in the Constitution.</p>
<p>Part 3 Responsibility for Functions</p> <p>2. Functions of Full Council</p> <p>Schedule 1</p>		<p><i>Insert new item 11:</i></p> <p>North Yorkshire Police and Crime Panel.</p>	<p>To reflect a new statutory responsibility.</p>

Provision in Constitution	Current Wording	Proposed Amendment	Reason(s)
index			
Part 3 Responsibility for Functions Schedule 1 Audit Committee Terms of Reference		<p><i>Insert new paragraph 11:</i></p> <p>11. To exercise all functions in relation to the making and changing of policy relating to such audit and counter-fraud matters which fall within the remit of the Committee (save as may be delegated otherwise).</p>	<p>Currently, the Audit Committee's Terms of Reference do not give the Committee power to agree such policies or policy changes, which therefore currently have to go to the Executive for approval.</p> <p>The amendment seeks to close the gap between matters which currently need to go to the Executive for approval, but which are really internal control matters, and which could perhaps be best dealt with by the Audit Committee.</p>
Part 3 Responsibility for Functions Schedule 1		<p><i>Insert new membership page:</i></p> <p><u>NORTH YORKSHIRE POLICE AND CRIME PANEL</u></p> <p><u>Membership</u></p>	<p>To reflect a new statutory responsibility.</p>
Part 3 Responsibility for Functions Schedule 4 Officers' Delegation Scheme 4 – Specific Delegations		<p><i>Insert new delegations at paragraphs (l) and (m)</i></p> <p>4.1 To the Chief Executive Officer</p> <p>(l) except in relation to those matters concerning employee terms and conditions which are decided in accordance with the statutory Pay Policy Statement agreed by full Council, the terms of reference of the Chief Officers' Appointments and Disciplinary Committee, and the Staff Employment Procedure Rules or are otherwise decided in accordance with the</p>	

Provision in Constitution	Current Wording	Proposed Amendment	Reason(s)
4.1		<p>Constitution, the Chief Executive, in consultation with the Leader of the Council, the appropriate Executive Member(s), the Corporate Director Finance and Central Services, the Assistant Chief Executive (Legal and Democratic Services), and the Assistant Chief Executive (Human Resources and Organisational Development), shall have authority to agree the terms and conditions of employment of the Council's workforce, and any changes to them; and</p> <p>(m) that the Chief Executive, in consultation with the Leader of the Council, the appropriate Executive Member(s), the Corporate Director Finance and Central Services, the Assistant Chief Executive (Legal and Democratic Services), shall have authority to agree operational policies regulating the internal operations and working practices of the Council, which shall include, but not exclusively, policies in relation to health and safety, information governance, and IT policies.</p>	
Part 3 Responsibility for Functions Schedule 4 Officers' Delegation Scheme 4 – Specific	<p><u>4.3 To the Corporate Director – Health and Adult Services</u></p> <p>(d) To exercise the functions of the Council in relation to public libraries, the County Archives, and the provision of schools library services, except for the withdrawal or modification of public facilities.</p> <p>(e) To exercise all functions of the Coroner's service.</p>	<p><u>4.3 To the Corporate Director – Health and Adult Services</u></p> <p><i>Delete paragraph (d), (e) and (f) and renumber subsequent paragraphs.</i></p> <p>...</p>	Reflecting the transfer of responsibility for Library and Registrar Services from the Corporate Director of Adult and Community Services, to the Assistant Chief Executive Policy, Performance and Partnerships.

Provision in Constitution	Current Wording	Proposed Amendment	Reason(s)
<p>Delegations 4.3</p>	<p>(f) To approve premises for the solemnisation of marriages and to exercise all functions of the County Council for the Registration of Births, Deaths and Marriages.</p> <p>...</p> <p>NOTE: The following matters are excluded from this delegation</p> <p>(i) Major changes in the pattern of provision of library services, including permanent closure of libraries.</p> <p>(ii) Major changes in the pattern of provision for the Registration Service or the Coroners' Service</p>	<p>Delete original exclusion (i) and (ii)</p>	
<p>Part 3 Responsibility for Functions</p> <p>Schedule 4</p> <p>Officers' Delegation Scheme</p> <p>4 – Specific Delegations</p> <p>4.4 (q, r and s) NEW delegations</p>		<p><i>Insert new delegation</i></p> <p>4.4 To the Corporate Director – Business and Environmental Services</p> <p>(q) To sign, on behalf of the authority, notices regarding periodic reviews of quarries after 15 years of the granting of planning permissions in accordance with Schedule 14 of the Environment Act 1995 (and supporting guidance).</p> <p>(r) To exercise all functions of the Council in relation to street café licences under</p>	<p>As a Mineral Planning Authority we have a duty to undertake periodic reviews of quarries after 15 years of them enjoying their planning permissions. This duty is provided in Schedule 14 of the Environment Act 1995 (and guidance provided in Minerals Planning Guidance 14). The Council must notify the owner by way of written notice 12 months in advance. This notice is signed by the "Council's Authorised Officer". It is suggested that, in the Constitution Review a general delegation for this function is recommended to be given to the Corporate Director of Business and Environmental Services. (This has</p>

Provision in Constitution	Current Wording	ent	Reason(s)
		<p>sections 115E, 115F and 115G of the Highways Act 1980, including (but not limited to) the granting (or otherwise) of such licences and any conditions upon such licences, irrespective of whether any objections have been made.</p> <p><i>The above is a non-executive function and should therefore be marked 'Council' in the right hand column of the chart in the Constitution.</i></p> <p>(s) To exercise all functions of the Council as Lead Local Flood Authority under the Flood and Water Management Act 2010 and the Land Drainage Act 1991, including (but not limited to) the granting (or otherwise) of land drainage consents for ordinary watercourses.</p> <p><i>The above are executive functions and should therefore be marked 'Executive' in the right hand column of the chart in the Constitution.</i></p>	<p>previously been undertaken on a default basis by the Assistant Chief Executive – Legal and Democratic Services.)</p> <p>To reflect this non-Executive function in the Constitution.</p> <p>To reflect new statutory duties (executive function) in the Constitution.</p>
<p>Part 3 Responsibility for Functions</p> <p>Schedule 4</p> <p>Officers' Delegation Scheme</p> <p>4 – Specific Delegations</p> <p>4.8 A NEW</p>		<p><i>Insert new paragraph</i></p> <p>4.8 To the Assistant Chief Executive – Policy Performance and Partnerships</p> <p>(a) To exercise the functions of the Council in relation to public libraries, the County Archives, and the provision of schools library services, except for the withdrawal or modification of public facilities.</p> <p>(b) To exercise all functions of the Coroner's service.</p> <p>(c) To approve premises for the</p>	<p>Reflecting the transfer of responsibility for Library, Coroner and Registrar Services from the Corporate Director of Adult and Community Services, to the Assistant Chief Executive Policy, Performance and Partnerships.</p>

Provision in Constitution	Current Wording	Proposed Amendment	Reason(s)
delegations		<p>solemnisation of marriages and to exercise all functions of the County Council for the Registration of Births, Deaths and Marriages.</p> <p>NOTE: The following matters are excluded from this delegation</p> <p>(i) Major changes in the pattern of provision of library services, including permanent closure of libraries.</p> <p>(ii) Major changes in the pattern of provision for the Registration Service or the Coroners' Service</p>	
Part 3 Responsibility for Functions Schedule 5 Appointment to Outside Bodies Section 3	<p style="text-align: center;">Schedule 5</p> <p style="text-align: center;">Appointment to Outside Bodies</p> <p>1. PARTNER BODIES</p> <p>Those appointed to these bodies should be Members of the Council.</p> <ul style="list-style-type: none"> ▪ Appointments will be made corporately. ▪ Some officer briefing or other support will be provided. ▪ There will be a requirement to report back, perhaps to an officer who may report onwards. ▪ Expenses will be paid to County Councillors unless they are payable by the body appointed to. <p><u>The current detail which follows is shown at appendix C</u></p>	<p style="text-align: center;">Schedule 5</p> <p style="text-align: center;">Appointment to Outside Bodies</p> <p>2. PARTNER BODIES</p> <p>Those appointed to these bodies should be Members of the Council.</p> <ul style="list-style-type: none"> ▪ Appointments will be made corporately. ▪ Some officer briefing or other support will be provided. ▪ There will be a requirement to report back, perhaps to an officer who may report onwards. ▪ Expenses will be paid to County Councillors unless they are payable by the body appointed to. <p><u>The proposed detail to follow is shown at appendix D</u></p>	<p>The Constitution identifies the officers to which representatives on outside bodies should submit feedback. The amendments set out in appendix D reflect recent changes to officers' post titles and responsibilities. The appended document also recommends deletion of various bodies because those organisations no longer exist. It also reflects the insertion of newly created organisations, name changes and changes to numbers of seats.</p>

Provision in Constitution	Current Wording	Proposed Amendment	Reason(s)
<p>Part 4 Rules of Procedure</p> <p>1. Council Procedure Rules</p> <p>9. Questions and Statements by the Public</p>	<p>9.3 Notice of Questions/Statements</p> <p>A question may only be asked (or statement made) if notice including the full text of the question or statement has been given by delivering it in writing or by electronic mail to The Assistant Chief Executive (Legal and Democratic Services) no later than midday three working days before the day of the meeting. Each question must give the name of the questioner and must name the Member of the Council to whom it is to be put. Each statement must give the name of the person by whom it is to be made.</p>	<p>9.3 Notice of Questions/Statements</p> <p>(a) A question may only be asked (or statement made) if notice including the full text of the question or statement has been given by delivering it in writing or by electronic mail to The Assistant Chief Executive (Legal and Democratic Services) no later than midday three working days before the day of the meeting. Each question must give the name of the questioner and must name the Member of the Council to whom it is to be put. Each statement must give the name of the person by whom it is to be made.</p> <p>(b) Copies of all public questions received for a meeting of County Council will be circulated to all Members in the Council Chamber.</p>	<p>The proposal to circulate public questions received for County Council in hard copy, will serve as an aide memoir to members.</p>
<p>Part 4 Rules of Procedure</p> <p>Council Procedure Rules</p> <p>9. Questions and Statements by</p>	<p>9.8 Supplemental Question</p> <p>A questioner who has put a question in person may also put one supplementary question without notice to the Member who has replied to his or her original question. A supplementary question must arise directly out of the original question or the reply. The Chairman may reject a supplementary question on any of the</p>	<p>9.8 Supplemental Question</p> <p>A questioner who has put a question in person may also put one supplementary question without notice to the Member who has replied to his or her original question. A supplementary question must arise directly out of the original question or the reply. In these circumstances the speaking time will be</p>	<p>The proposal to limit supplementary public questions (which must relate to the substantive question) to one minute, is a measure to improve time management in meetings.</p>

Provision in Constitution	Current Wording	Proposed Amendment	Reason(s)
Procedure 1. Council Procedure Rules 11.2 Other Meetings	<p>notice of motion to committee in accordance with the provisions of this Council Procedure Rule may speak for not more than 15 minutes when the Council considers a report on that notice of motion.</p>	<p>notice of motion to committee in accordance with the provisions of this Council Procedure Rule may speak for not more than 5 minutes when the Council considers a report on that notice of motion.</p>	<p>The proposal to limit speaking times to five minutes, is a measure to improve time management in meetings.</p>
Part 4 Rules of Procedure 1. Council Procedure Rules 13. Rules of Debate	<p>13. Rules of Debate</p> <p>(b) Except with the consent of the Council, and subject to the provisions of Council Procedure Rules, a Member shall not speak for more than five minutes on any motion or amendment, except for the mover and the Executive Member or Chairman of any Committee directly involved, who may speak for not more than 15 minutes.</p> <p>...</p> <p>(p) The mover of an amendment has no right of reply, but the proposer of a motion (other than a motion proposed under paragraph (m) of this Council Procedure Rule) shall have the right of reply:-</p>	<p>13. Rules of Debate</p> <p>(b) Except with the consent of the Council, and subject to the provisions of Council Procedure Rules, a Member shall not speak for more than three minutes on any motion or amendment, excluding the mover and the Executive Member or Chairman of any Committee directly involved, who may speak for up to five minutes.</p> <p>...</p> <p>(p) The mover of an amendment has no right of reply, but the proposer of a motion (other than a motion proposed under paragraph (m) of this Council Procedure Rule) shall have the right of reply and may speak for up to 5 minutes:-</p>	<p>The proposal to limit speaking times to five and three minutes respectively is a measure to improve time management in meetings.</p>

Provision in Constitution	Current Wording	Proposed Amendment	Reason(s)
<p>Part 4 Rules of Procedure Council Procedure Rules 15. Voting</p>	<p>15.1 <u>Voting In General</u> (a) Every question shall be determined by the expression "Aye" or "No", or, if the Chairman so decides, or not less than 10 Members so require, by show of hands. If the majority is less than seven, the Chairman, or not less than 10 Members, may require a division by name, in which case The Assistant Chief Executive (Legal and Democratic Services) will call the roll of the Council, and each Member present will reply either "for" or "abstain". The Assistant Chief Executive (Legal and Democratic Services) will record and count the votes, and inform the Chairman, who will then announce the result. The names of the Members and the manner in which they have voted shall be recorded in the Minutes.</p>	<p>15.1 <u>Voting In General</u> (a) Every question shall be determined by a show of hands. If the majority is less than seven, the Chairman, or not less than 10 Members, may require a division by name, in which case The Assistant Chief Executive (Legal and Democratic Services) will call the roll of the Council, and each Member present will reply either "for" or "against" or "abstain". The Assistant Chief Executive (Legal and Democratic Services) will record and count the votes, and inform the Chairman, who will then announce the result. The names of the Members and the manner in which they have voted shall be recorded in the Minutes.</p>	<p>The proposal to replace the reference to "aye and no" when voting, with a show of hands, reflects present practice in the Council Chamber.</p>
<p>Part 6 Members' Allowances Scheme Schedule 1 Section 1</p>		<p><i>Insert new footnote asterisked to relate to references to 'other parties where group has over 10% of all members':</i> Other parties with over 10% of all members will be entitled to representation on informal member meetings and groups.</p>	<p>Arrangements for small group representation on informal member meetings and working groups were reviewed. In relation to these "less formal" groups, there is adopted practice that whilst these will on a broad basis reflect the composition of the Council, groups with less than 10% of the County Council's membership are not generally counted for inclusion as smaller groups are not representative of a significant proportion of</p>

Provision in Constitution	Current Wording	Proposed Amendment	Reason(s)
			the Council. Members felt that it would be helpful for this principle to be reflected in the Constitution.

APPENDIX B

SPEAKING TIMES

Authority	Public Question	Member question	Move a motion	Move an amendment	Exec Member Response to a Motion	Exec Member Response to an Amendment	Right of reply for Mover of Motion or Amendment
NYCC	3 minutes	5 minutes	Up to 15 minutes	Up to 15 minutes	Up to 15 minutes	Up to 15 minutes	Unspecified
Leicestershire CC			Up to 10 minutes for the appropriate spokesperson, may be extended at the Chair's discretion	Up to 10 minutes for the appropriate spokesperson, may be extended at the Chair's discretion	5 minutes	5 minutes	Mover or Motion may reply and speak for up to 5 minutes, the mover of an amendment may not.
Cumbria CC	Up to 2 minutes for a public question – this is flexible. Up to 5 minutes for a Petition question.	No limits (Do not need to give any notice of a question)	5 minutes	5 minutes	5 minutes	5 minutes	Unspecified
Lancashire CC	Do not ask questions at	5 minutes. For budget	5 minutes. For budget	5 minutes	5 minutes	5 minutes	5 minutes.

	full CC. Planning Cttee – 4 minutes or for a presentation – 30 minutes Call in – total of 20 minutes.	meeting – at Chairman's discretion.	meeting – at Chairman's discretion.				
Gloucestershire CC	½ hour in total – at Chairman's discretion. None in Scrutiny Cttees.	½ hour in total – at Chairman's discretion.	Up to 3 minutes.	Up to 3 minutes.	Unspecified	Unspecified	Unspecified
Hertfordshire CC	Up to ½ hour in total (this time includes responses). Any questions remaining are answered in writing within 7 days. For petitions – 3 minutes.	5 minutes Group question of Exec Members – No limit on time but restricted to 1 question per group.	5 minutes	5 minutes	5 minutes	5 minutes	5 minutes
Surrey CC	3 minutes.	3 minutes	5 minutes	5 minutes	10 minutes	10 minutes	5 minutes

	Petition question up to 5 minutes.	Unspecified	Unspecified	Unspecified	Unspecified	Unspecified	Unspecified	Unspecified
Darlington	Members of the Public... are given five minutes to speak. When they have finished speaking they will receive a verbal response from an appropriate Cabinet member. Not more than five people may speak at any one meeting.	Unspecified	3 minutes	Unspecified	5 minutes	Unspecified	3 minutes	Unspecified
Blackpool								

Current Schedule 5

Appointment to Outside Bodies

1. PARTNER BODIES

Those appointed to these bodies should be Members of the Council.

- Appointments will be made corporately.
- Some officer briefing or other support will be provided.
- There will be a requirement to report back, perhaps to an officer who may report onwards.
- Expenses will be paid to County Councillors unless they are payable by the body appointed to.

A	B	C	D
Outside Body	No of Seats	Appointed By	Report back by/to
Area Tourism Partnership – East	1	Executive	
Adoption Panel (Harrogate)	1	Executive	
Adoption Panel (Northallerton)	1	Executive	
Askham Bryan College Corporation	1	Executive	
Bradford District Care NHS Foundation Trust	1	Executive	
Breckenbrough School Limited Governing Body	2	Executive	Member/CD-CYPS
Chain Lane Social Enterprise Ltd Knaresborough – Board	2	Executive	
County Councils Network	4	Executive	
Drax Power Station Consultative Committee*	6 + Subs	Executive	Member/CD-BES
Durham Tees Valley Airport Consultative Committee	1 + Sub	Executive	
Eggborough Power Limited Consultative Committee*	6 + Subs	Executive	Member/CD-BES
Environment Agency Yorkshire Regional Flood Defence Committee	1 + Sub (+1-CY)	Executive	Member/CD-BES
Fostering Panel (Central)	1	Executive	
Fostering Panel (Eastern)	2	Executive	
Fostering Panel (Western)	1	Executive	
Groundwork North Yorkshire	1	Executive	
Harrogate and District NHS Foundation Trust	1	Executive	
Harrogate (White Rose) Theatre Trust Ltd	1 + Sub	Executive	Member/CD-FCS
Harrogate District Community Transport (Little Red Bus)	1	Executive	
Leeds Bradford International Airport Cons Committee	1 + sub	Executive	Member/CD-BES
Leeds City Region Leaders' Board	1 + Sub	Executive	
Local Government Association Rural Commission	1 + sub	Executive	
Local Government Yorkshire and Humber (LGYH)	1 (Leader) + Sub	Executive (+3 to attend annual meeting)	
LGYH Employers' Committee	3 (+ subs)	Executive	
Local Government Association (LGA)	4	Executive	Member/Executive
Local Government North Yorkshire and York	1 (Leader) + Sub	Executive	Member/Executive
National Association of Areas of Outstanding Natural Beauty	1	Executive	
North Eastern Sea Fisheries Committee	4	Council	Member/CD-BES
North York Moors Historical Railway Trust Limited	2 + Sub	Executive	
North York Moors National Park Authority	5	Council	Member/Council
North York Moors National Park Local Access Forum	1	Executive	

North Yorkshire Admissions Forum	5	Executive	
North Yorkshire County Catering Board	3	Executive	
North Yorkshire Early Years and Childcare Partnership	5	Executive	
North Yorkshire Fire and Rescue Authority	12 + Subs	Council	Chairman/Council
North Yorkshire Forum for Voluntary Organisations	3	Executive	Member/CD-HAS
North Yorkshire Local Access Forum	3	Executive	
North Yorkshire Police Authority	7	Council	Chairman/Council
North Yorkshire Strategic Housing Board	1 + Sub	Executive	
North Yorkshire Strategic Partnership	4 + Subs	Executive	
	(Leader, Executive Member for Community Planning; plus 1 each from Con, Lib Dem & Lab Grps)		
North Yorkshire Youth	1 + Sub	Executive	Member/CD-CYPS
NYNet	1	Executive	
Outdoor Education Service Consultative Committee	4	Executive	
Regional Rural Affairs Forum for Yorkshire and the Humber	1	Executive	
Reserve Forces and Cadets Association for Yorkshire and the Humber	2 (not over 64 years)	Executive	
Richmond and Catterick Garrison Renaissance Market Towns Steering Group	1	Executive	
Ripon City Partnership Ltd Executive Committee	2	Executive	
Robin Hood Airport Doncaster Sheffield Consultative Committee	1 + Sub	Executive	
Rural Action Yorkshire	1 + Sub	Executive	Member/Asst CEX (PPP)
Selby Coalfield Joint Consultative Committee	9 (do not appoint June 2009)	Executive	
South Tees Hospitals NHS Foundation Trust - Council of Governors	1	Executive	
SPARSE Rural Services Network	1 + Sub	Executive	
Standing Advisory Council/ Standing Conference on Religious Education	5	Executive	Member/CD-CYPS
Stephen Joseph Theatre, Scarborough	1	Executive	
	(+1 observer)		
Supporting People Elected Members Group	3 + Subs	Executive	
Tees, Esk and Wear Valleys NHS Foundation Trust Council of Governors	1	Executive	
University of Hull – Court	2	Executive	Member/CD-CYPS/CD-BEs
University of Leeds – Court	1	Executive	Member/CD-CYPS/CD-BES
University of York – Court	2	Executive	Member/CD-CYPS/CD-BES
Veritau Ltd (shared Internal Audit Service) Board of Directors	1 (Executive Member for Corporate Services)	Executive	

A

B

C

D

Outside Body	No of Seats	Appointed By	Report back by/to
York and North Yorkshire Development Board (trading as york-england.com)	1 + Sub	Executive	
York and North Yorkshire Inward Investment Board	1	Executive	
York and North Yorkshire Playing Fields Association	2	Executive	
York and North Yorkshire Safer Communities Forum	1 Executive Member for Community Safety	Executive	
York and North Yorkshire Waste Management Partnership	1	Executive	
York Archaeological Trust for Excavation and Research Limited	1	Executive	
York Hospitals NHS Foundation Trust	2	Executive	
York St John University Governing Body (nominated)	1	Executive	Member/CD-CYPS
Yorkshire and Humberside Regional Broadband Joint Committee	1	Executive	
Yorkshire Dales National Park Authority	5	Council	Member/Council
Yorkshire Libraries and Information	1	Executive	Member/AsstCEX (PPP)
Yorkshire Purchasing Organisation	2 + Sub	Executive	Member/CD-FCS
Yorkshire Tourist Board (trading as Welcome to Yorkshire)	1 + Sub	Executive	
Yorventure Management Group	1 + Sub	Executive	
Yorwaste Limited	1	Executive	Member/Executive

In making appointments to the two bodies marked, the Executive should ensure that the Chairman or Vice-Chairman and at least three Members of the Planning and regulatory Functions Committee be nominated to serve, and that there is representation from the local area.

2. LOCAL BODIES (appointments by Area Committees)

- Those appointed to these bodies should be County Councillors.

- The appointments will be made by the Area Committee(s) concerned.
- Some officer briefing or other support may be provided.
- Any report back will be to the Area Committee (which may report to the Executive on it, if appropriate).
- Expenses will be paid to County Councillors unless they are payable by the body appointed to.

	No of seats
Citizens Advice Bureau Craven	1
Citizens Advice Bureau Hambleton	1
Citizens Advice Bureau Harrogate	1
Citizens Advice Bureau Richmondshire	1
Citizens Advice Bureau Ripon	1
Citizens Advice Bureau Ryedale	1
Citizens Advice Bureau Scarborough and District	1
Citizens Advice Bureau Selby	1
Craven Local Strategic Partnership	1
Craven Transport Forum	1
Fairburn Ings Nature Reserve Management Committee	2
Forest of Bowland AONB Joint Advisory Committee	1
Gouthwaite Reservoir Board of Management	3
Hambleton Community Safety Partnership	1
Hambleton Local Strategic Partnership	1
Harrogate and District Deaf Society	1
Harrogate and District Safer Communities Partnership	1
Harrogate District Action for the Environment Group	1 (+1 sub)
Harrogate District Cultural Partnership	1 (+1 sub)
Harrogate District Local Strategic Partnership	1 (+1 sub)
Harrogate District Sports Council	1 (+1 sub)
Hartlepool Power Station Local Community Liaison Committee	1 (+1 sub)
Howardian Hills AONB Joint Advisory Committee	2
Knaresborough Community Centre Management Committee	1
Links Knaresborough Youth Club Management Committee	1 (+1 sub)
National Coal Mining Museum for England Liaison Committee	1 (+1 sub)
Nidderdale AONB Joint Advisory Committee	3
Nidderdale Pool and Leisure Centre Joint Management Board	1
North Yorkshire and Cleveland Coastal Forum Executive Committee	3 (+ subs)
North Yorkshire Coast Community Partnership	1
North Yorkshire Moors and Coast Safer Communities Partnership	1
Northallerton and District Voluntary Service Association	1
Renaissance Knaresborough Management Committee	1
Richmond Swale Valley Community Initiative	1
Richmondshire Community Safer Partnership	1
Richmondshire Local Strategic Partnership	1
Ryedale District Community Safety Partnership	1
Ryedale Strategic Partnership	1
Safer Craven Community Partnership	1
Scarborough Borough Council's Central Urban Area Committee's Participatory Budgeting Sub-Committee	1
Scarborough Borough Council's Northern Area Committee's Participatory Budgeting Sub-Committee	1
Scarborough Borough Council's Southern Area Committee's Participatory Budgeting Sub-Committee	1

	No of seats
Scarborough Borough Council's Central Rural Area Committee's Participatory Budgeting Sub-Committee	2
Scarborough United Scholarships Foundation with the John Kendall Trust	1
Selby District Association for Voluntary Services	2
Selby District Community Safety Partnership (LSP)	1
Selby Local Strategic Partnership (LSP)	1
	<hr/>
	57+
	Subs

3. LOCAL BODIES (appointee expected to be a member of the local community (but may be the local Member) nominated by the local Member)

- The person appointed is expected to be a member of the local community, but may be the local Member.
- The local Member will make a nomination to the relevant Area Committee.
- The relevant Area Committee will make the appointment.
- There will be no officer support.
- There will be no report back (unless the local Member deems it necessary). Any report back will be to the Corporate Director - Finance and Central Services.
- Expenses will not be paid by the County Council.

NB: The following outside bodies are not Partnerships for the purpose of Partnership Governance as they do not meet the relevant criteria.

	No of Seats
Amotherby Educational Foundation	1
Appleton Wiske Educational Foundation	1
Atkinson and Clarke Educational Foundation (Newton-le-Willows/Patrick Brompton)	1
Bellerby Educational Foundation	1
Boyle and Petyt Foundation (Bolton Abbey)	1
Captain Cook Schoolroom Museum	1
Carleton Endowed School Trust (Skipton)	2
Castle Bolton and Redmire Education Foundation	1
Christopher Wharton Educational Foundation	1
Clark's Old School Foundation Wigglesworth	1
Constance Elizabeth Beckwith Bequest (Easingwold and Husthwaite)	1
Coulthurst Craven Sports Centre Management Committee	1
Edward Atkinson Charity (Camblesforth)	1
Elizabeth Barnett Charity (East Witton)	1
Eskdaleside-cum-Ugglebarnby Educational Foundation	1
Flaxby Free School Trust	1
Hargraves and Green Educational Foundation (Giggleswick/Austwick)	1
Hartley Trust (Long Preston/Hellifield)	1
Heber Charity (Thornton-le-Beans)	1
Horsehouse School Charity (Carlton Highdale)	1
Horton-in-Ribblesdale Exhibition Foundation Governors	2
Horton-in-Ribblesdale Foundation Governors	1
Ingleborough Community Centre Joint Management Committee (Ingleton)	6
Jepsons Educational Foundation (Ripon North)	1
John Dakyn, East Cowton Fund	1
John Dakyn's Educational Charity at Kirby Hill	2
John Stockton Educational Foundation (Kirbymoorside)	3
King James's Foundation at Knaresborough	1
Kirkby Overblow Educational Foundation	1
Lady Lumley's Educational Foundation (Pickering)	1
Langcliffe Educational Foundation	1
Longstaffes Education Foundation, High Bentham	1
Lupton Foundation (High and Low Bishopside)	2
Malton School Endowment	5

Mary Waud Foundation (Cliffe School Charity)	1
Masham Town Hall Charity	1
Middleton Trust	1
Oglethorpe and Dawson Educational Foundation	3 (at least 1 women)
Old Meeting House Trust, Helmsley	1
Oswaldkirk and Ampleforth Education Foundation	1
Poad's Educational Foundation (Newton upon Rawcliffe)	1
Preston Education Foundation (Stokesley)	2
Prowde's Educational Charity	1
Raikes Foundation (Pateley Bridge)	2
Rev James Graves' Foundation at Thorpe Bassett	1
Rev Michael Sydall Educational Foundation (Catterick)	1
Richard Taylor Educational Foundation (Bilton)	1
Richmond School Trust	5
Ripon Grammar School Foundation Governors	4
Settle Area Swimming Pool Committee	2
Sir John Horsfall Exhibition Foundation (Glusburn and Sutton-in-Craven)	1
St John's Catholic School for the Deaf, Boston Spa	1
Staintondale Educational Charity	1
Sylvester Petyt's Foundation (Skipton)	1
Thirsk and Sowerby Swimming Baths Charity Management Committee	1
William Cockin Educational Foundation (Melsonby)	1
William Hardcastle Charity	2
Wistow Church of England School Charity	1
Yorebridge Grammar School Foundation	5
	<hr/> 91

4. MECHANISMS FOR APPOINTMENTS/NOMINATIONS

These are bodies in which the Council has no direct interest but is asked to make appointments or provide nominations. There will be no officer support, no need for any report back and no expenses will be paid by the County Council, though these may be paid by the body concerned. Appointments should be made by the Executive, except Valuation Tribunal appointments which are to be made jointly by The Assistant Chief Executive (Legal and Democratic Services) and the President of the Tribunal, in response to nominations from the Secretaries of the groups to which seats have been allocated.

	No of seats
East Yorkshire Valuation Tribunal (Assistant Chief Executive (Legal and Democratic Services))	7
North Yorkshire Valuation Tribunal (Assistant Chief Executive (Legal and Democratic Services))	40
North Yorkshire and Cleveland War Pensions Committee	2
School Museum Service Governing Body	1
	<hr/> 50

5. SCHOOL GOVERNING BODIES

Primary Schools/Nurseries (780 primary school and 6 nursery governorships)

Governing appointments to be made by the Corporate Director – Children and Young People’s Service, in response to nomination from the Secretary of the group to which the governorship has been allocated. No requirement to report back. No expenses will be paid by the County Council. Governing bodies may consider paying out of pocket expenses to Governors.

Secondary Schools/Special Schools (203 secondary school and 28 special school governorships)

Governor appointments to be made by the Corporate Director – Children and Young People’s Service, in response to nominations from the Secretary of the group to which the governorship has been allocated. No requirement to report back. No expenses will be paid by the County Council. Governing bodies may consider paying out of pocket expenses.

6. INSPECTIONS OF CHILDREN’S HOMES

Looked After Children Members’ Group – See “Delegation of Executive Functions” in Schedule 2 to Part 3 of the County Council’s

7. INDEMNITIES

The Council has an agreed policy in relation to the indemnification of officers and Members carrying out activities as part of their official role. Where a Member or officer is acting on behalf of another organisation then the activities covered will be deemed to have arisen in the capacity as a “member or officer of the authority” for the purposes of the Council’s Indemnity Policy for Officers and Members, where:

- (a) the appointment to that outside body was made by the authority; or
- (b) the nomination to that outside body was made by the authority; or
- (c) such appointment to that outside body was specifically approved for the purpose of these indemnities.

All appointments, nominations and approvals made or given by the Council to the bodies in this Schedule or any other external bodies to which appointments, nominations and approvals are or have been made from time to time, shall be deemed to be appointments and nominations, and approvals for the purposes of the Indemnity Policy.

Proposed Schedule 5

Appointment to Outside Bodies

1. PARTNER BODIES

Those appointed to these bodies should be Members of the Council.

- Appointments will be made corporately.
- Some officer briefing or other support will be provided.
- There will be a requirement to report back, perhaps to an officer who may report onwards.
- Expenses will be paid to County Councillors unless they are payable by the body appointed to.

A	B	C	D
Outside Body	No of Seats	Appointed By	Report back by/to
<u>Airedale NHS Foundation Trust</u>	1	<u>Executive</u>	
Area Tourism Partnership – East	1	Executive	
Adoption Panel (Harrogate)	1	Executive	
Adoption Panel (Northallerton)	1	Executive	
<u>Ashham Bryan College Corporation</u>	1	Executive	
<u>Breckenbrough School Limited</u>	2	Executive	Member/CD-CYPS
<u>Chain Lane Social Enterprise Ltd Knaresborough - Board</u>	2	Executive	
County Councils Network	4	Executive	
Drax Power Station Consultative Committee*	6 + Subs	Executive	CD-BES
Durham Tees Valley Airport Consultative Committee	1 + Sub	Executive	
<u>Eggborough Power Limited Consultative Committee*</u>	6 + Subs	Executive	CD-BES
<u>Yorkshire Regional Flood and Coastal Committee</u>	<u>1 + Sub</u> (+1-CY)	<u>Executive</u>	<u>Member/DoFS</u>
<u>Central Fostering Panel</u>	1	<u>Executive</u>	
<u>Foster Panel (East)</u>	2	<u>Executive</u>	
<u>Fostering Panel (Western)</u>	1	<u>Executive</u>	
Groundwork North Yorkshire	1	Executive	
Harrogate and District NHS Foundation Trust	1	Executive	
Harrogate (White Rose) Theatre Trust Ltd	1 + Sub	Executive	Member/HLAAM
<u>Harrogate District Community Transport</u>	1	Executive	
Leeds Bradford International Airport Cons Committee	1 + sub	Executive	Member/CD-BES
Leeds City Region Leaders' Board	1 + Sub	Executive	
Local Government Association Rural Commission	1 + sub	Executive	
<u>Local Government Yorkshire and Humber - Council</u>	1 (Leader) + Sub	Executive (+3 to attend annual meeting)	
<u>Local Government Yorkshire and Humber Employers' Committee</u>	3 (+ subs)	Executive	
Local Government Association (LGA)	4	Executive	Member/Executive
Local Government North Yorkshire and York	1 (Leader) + Sub	Executive	CES/Executive
National Association of Areas of Outstanding Natural Beauty	1	Executive	
<u>North Eastern Inshore Fisheries and Conservation Authority</u>	4	Council	Member/DoFS
<u>North York Moors Historical Railway Trust Limited</u>	2 + Sub	Executive	
North York Moors National Park Authority	5	Council	Member/Council
North York Moors National Park Local Access Forum	1	Executive	
North Yorkshire Admissions Forum	5	Executive	

Deleted: Bradford District Care NHS Foundation T... [1]

Deleted: Governing Body

Deleted: Environment Agency Yorkshire Regional Flood Defence Committee ... [2]

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Deleted: (Little Red Bus)

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Deleted: Committee

North Yorkshire County Catering Board 3 Executive

Deleted: North Yorkshire Early Years and Childcare Partnership ... [3]

A	B	C	D
Outside Body	No of Seats	Appointed By	Report back by/to
North Yorkshire Fire and Rescue Authority	12 + Subs	Council	Chairman/Council
North Yorkshire Local Access Forum	3	Executive	Chairman/Council Member/CD-CYPD
North Yorkshire Police Authority	7	Council	
North Yorkshire Youth	1 + Sub	Executive	
NYNet	1	Executive	
Outdoor Learning Service Consultative Committee	4	Executive	Member
Reserve Forces and Cadets Association for Yorkshire and the Humber	2 (not over 64 years)	Executive	
Greater Ripon Improvement Partnership	3	Executive	
Robin Hood Airport Consultative Committee	1 + Sub	Executive	
Rural Action Yorkshire	1 + Sub	Executive	
Selby Coalfield Joint Consultative Committee	9 (did not appoint June 2009)	Executive	
South Tees Hospitals NHS Foundation Trust	1	Executive	
SPARSE Rural Services Network	1 + Sub	Executive	
Standing Advisory Council/ Standing Conference on Religious Education	5	Executive	
Stephen Joseph Theatre, Scarborough	1 (+1 observer)	Executive	
Tees, Esk and Wear Valleys NHS Foundation Trust Council of Governors	1	Executive	D-CYPS
University of Hull – Court	2	Executive	
University of Leeds – Court	1	Executive	
University of York – Court	2	Executive	Member/CD-CYPS/DBCS
Veritau Ltd (shared Internal Audit Service) Board of Directors	1 (Executive Member for Corporate Services)	Executive	

Deleted: North Yorkshire Forum for Voluntary Organisations

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Deleted: Executive

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Deleted: North Yorkshire Strategic Housing Board ... [4]

Deleted: Education Service

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Deleted: Regional Planning and Infrastructure Comn ... [5]

Deleted: Regional Rural Affairs Forum for Yorkshire and the Humber

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Deleted: Richmond and Catterick Garrison Renaissance Market Towns Steering Group ... [6]

Deleted: Doncaster Sheffield

Deleted: - Council of Governors

Deleted: Supporting People Elected Members Group ... [7]

A	B	C	D
Outside Body	No of Seats	Appointed By	Report back by/to
York and North Yorkshire Development Board (trading as york-england.com)	1 + Sub	Executive	
York and North Yorkshire Inward Investment Board	1	Executive	
York and North Yorkshire Playing Fields Association	2	Executive	
York and North Yorkshire Safer Communities Forum	1 Executive Member for Community Safety	Executive	
York and North Yorkshire Waste Partnership	1	Executive	Deleted: Management
York Archaeological Trust for Excavation and Research Limited	1	Executive	
York Teaching Hospital NHS Foundation Trust	2	Executive	Deleted: s
York St John University Governing Body (nominated)	1	Executive	Member/CD-CYPS
Yorkshire and Humberside Regional Broadband Joint Committee	1	Executive	
Yorkshire Dales National Park Authority	5	Council	Member
Yorkshire Libraries and Information	1	Executive	Member/HLAAM
Yorkshire Purchasing Organisation <u>Management Committee</u>	2 + Sub	Executive	Member/DoFS
Welcome to Yorkshire	1 + Sub	Executive	Deleted: Yorkshire Tourist Board (trading as
Yorventure Management Group	1 + Sub	Executive	Deleted:)
Yorwaste Limited	1	Executive	Member/Executive

In making appointments to the two bodies marked*, the Executive should ensure that the Chairman or Vice-Chairman and at least three Members of the Planning and Regulatory Functions Committee be nominated to serve, and that there is representation from the local area.

2. LOCAL BODIES (appointments by Area Committees)

- Those appointed to these bodies should be County Councillors.

- The appointments will be made by the Area Committee(s) concerned.
- Some officer briefing or other support may be provided.
- Any report back will be to the Area Committee (which may report to the Executive on it, if appropriate).
- Expenses will be paid to County Councillors unless they are payable by the body appointed to.

	No of seats	
<u>Craven</u> Citizens Advice Bureau	1	Deleted: Craven
Citizens Advice Bureau Hambleton	1	
Citizens Advice Bureau Harrogate	1	
<u>Greatwood and Horse Close Neighbourhood Committee</u>	1	
Richmondshire Citizens Advice Bureau	1	
<u>Ripon and District</u> Citizens Advice Bureau	1	Deleted: Ripon
<u>Ryedale</u> Citizens Advice Bureau	1	Deleted: Ryedale
<u>Scarborough and District</u> Citizens Advice Bureau	1	Deleted: Scarborough and District
<u>Selby District</u> Citizens Advice Bureau	1	Deleted: Selby
Craven Transport Forum	1	Deleted: Craven Local Strategic Partnership
Fairburn Ings Nature Reserve Management Committee	2	Deleted: Craven Community Safety Partnership
Forest of Bowland AONB Joint Advisory Committee	1	Deleted: 1
Gouthwaite Reservoir Board of Management	3	Deleted: 1
Hambleton <u>and Richmondshire</u> Community Safety Partnership	2	Deleted: 1
Hambleton <u>and Richmondshire</u> Strategic Forum	2	Deleted: Local
Harrogate and District Deaf Society	1	Deleted: Partnership
Harrogate and District Safer Communities Partnership	1	Deleted: 1
Harrogate District Action for the Environment Group	1 (+1 sub)	Deleted: Local Strategic
Harrogate District Cultural Partnership	1 (+1 sub)	
Harrogate District Partnership Forum	1 (+1 sub)	
Harrogate District Sports Council	1 (+1 sub)	
Hartlepool Power Station Local Community Liaison Committee	1 (+1 sub)	
Howardian Hills AONB Joint Advisory Committee	2	Deleted: Management
Knaresborough Community Centre Committee	1	Deleted: Knaresborough
<u>Knaresborough</u> Links Youth Club <u>Charity</u>	1 (+1 sub)	Deleted: Management Committee
National Coal Mining Museum for England Liaison Committee	1 (+1 sub)	
Nidderdale AONB Joint Advisory Committee	3	
Nidderdale Pool and Leisure Centre Joint Management Board	1	
North Yorkshire and Cleveland Coastal Forum	3 (+ subs)	Deleted: Executive Committee
North Yorkshire Coast Community Partnership	1	
North Yorkshire Moors and Coast Safer Communities Partnership	1	
Northallerton and District Voluntary Service Association	1	
Renaissance Knaresborough Management Committee	1	
Richmond Swale Valley Community Initiative	1	
Richmondshire Community Safer Partnership	1	
Richmondshire Local Strategic Partnership	1	
Ryedale Strategic Partnership	1	
<u>Safer</u> Ryedale Partnership	1	Deleted: Community Safety
<u>Safer</u> Craven Community Partnership	1	Deleted: Scarborough Borough Council's Central Urban Area Committee's Participatory Budgeting Sub-Committee
Scarborough United Scholarships Foundation with the John Kendall Trust	1	
Selby District Association for Voluntary Services	2	
Selby District Community Safety Partnership (LSP)	1	
Selby Local Strategic Partnership (LSP)	1	
	55 + Subs	

3. LOCAL BODIES (appointee expected to be a member of the local community (but may be the local Member) nominated by the local Member)

- The person appointed is expected to be a member of the local community, but may be the local Member.
- The local Member will make a nomination to the relevant Area Committee.
- The relevant Area Committee will make the appointment.
- There will be no officer support.
- There will be no report back (unless the local Member deems it necessary). Any report back will be to the Corporate Director - Finance and Central Services.
- Expenses will not be paid by the County Council.

NB: The following outside bodies are not Partnerships for the purpose of Partnership Governance as they do not meet the relevant criteria.

	No of Seats	
Amotherby Educational Foundation	1	
Appleton Wiske Educational Foundation	1	
Atkinson and Clarke Educational Foundation (Newton-le-Willows/Patrick Brompton)	1	
Bellerby <u>School</u> Foundation	1	Deleted: Educational
Boyle and Petyt Foundation (Bolton Abbey)	1	
Captain Cook Schoolroom Museum	1	
Carleton Endowed School Trust (Skipton)	2	
Castle Bolton and Redmire Education Foundation	1	
Christopher Wharton Educational Foundation	1	
Clark's Old School Foundation Wigglesworth	1	
Constance Elizabeth Beckwith Bequest (Easingwold and Husthwaite)	1	
Coulthurst Craven Sports Centre Management Committee	1	
Edward Atkinson Charity (Camblesforth)	1	
Elizabeth Barnett Charity (East Witton)	1	
Eskdaleside-cum-Ugglebarnby Educational Foundation	1	
Flaxby Free School Trust	1	
Hargraves and Green Educational Foundation (Giggleswick/Austwick)	1	
Hartley <u>Education Foundation</u> (Long Preston/Hellifield)	1	Deleted: Trust
Heber Charity (Thornton-le-Beans)	1	
Horsehouse School Charity (Carlton Highdale)	1	
Horton-in-Ribblesdale Exhibition Foundation Governors	2	
Horton-in-Ribblesdale Foundation Governors	1	Deleted: Ingleborough Community Centre Joint Management Committee (Ingleton) ... [9]
Jepsons Educational Foundation (Ripon North)	1	
John Dakyn <u>Trust</u> , East Cowton Fund	1	
John Dakyn's Educational Charity at Kirby Hill	2	
John Stockton Education <u>Foundation</u> (Kirbymoorside)	3	Deleted: al
King James's Foundation at Knaresborough	1	
Kirkby Overblow Educational Foundation	1	
Lady Lumley's Educational Foundation (Pickering)	1	
Langcliffe Educational Foundation	1	
Longstaffes Education <u>al</u> Foundation, High Bentham	1	
Lupton Foundation (High and Low Bishopside)	2	
Malton School Endowment	5	
Mary Waud Foundation (Cliffe School Charity)	1	
Masham Town Hall Charity	1	
Middleton <u>School Foundation</u>	1	Deleted: Trust

	No of Seats
Oglethorpe and Dawson Educational Foundation	3 (at least 1 women)
Old Meeting House Trust, Helmsley	1
Oswaldkirk and Ampleforth Education Foundation	1
Poad's Educational Foundation (Newton upon Rawcliffe)	1
Preston Education Foundation (Stokesley)	2
Prowde's Educational Charity	1
Raikes Foundation (Pateley Bridge)	2
Rev James Graves' Foundation at Thorpe Bassett	1
Rev Michael Sydall Educational Foundation (Catterick)	1
Richard Taylor Educational Foundation (Bilton)	1
Richmond School Trust	5
Ripon Grammar School Foundation Governors	4
Settle Area Swimming Pool Committee	2
Sir John Horsfall Exhibition Foundation (Glusburn and Sutton-in-Craven)	1
St John's Catholic School for the Deaf, Boston Spa	1
Staintondale Educational Charity	1
Sylvester Petyt's Foundation (Skipton)	1
Thirsk and Sowerby Swimming Baths Charity Management Committee	1
William Cockin Educational Foundation (Melsonby)	1
William Hardcastle Charity	2
Wistow Church of England School Charity	1
Yorebridge <u>Education</u> Foundation	5
	85

Deleted: Grammar School

4. MECHANISMS FOR APPOINTMENTS/NOMINATIONS

These are bodies in which the Council has no direct interest but is asked to make appointments or provide nominations. There will be no officer support, no need for any report back and no expenses will be paid by the County Council, though these may be paid by the body concerned. Appointments should be made by the Executive.

North Yorkshire and Cleveland War Pensions Committee
 School Museum Service Governing Body

No of seats

2

1

3

Deleted: , except Valuation Tribunal appointments which are to be made jointly by The Assistant Chief Executive (Legal and Democratic Services) and the President of the Tribunal, in response to nominations from the Secretaries of the groups to which seats have been allocated.

Deleted: East Yorkshire Valuation Tribunal (Assistant Chief Executive (Legal and Democratic Services)) ... [10]

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5. SCHOOL GOVERNING BODIES

Primary Schools/Nurseries (780 primary school and 6 nursery governorships)

Governing appointments to be made by the Corporate Director – Children and Young People's Service, in response to nomination from the Secretary of the group to which the governorship has been allocated. No requirement to report back. No expenses will be paid by the County Council. Governing bodies may consider paying out of pocket expenses to Governors.

Secondary Schools/Special Schools (203 secondary school and 28 special school governorships)

Governor appointments to be made by the Corporate Director – Children and Young People's Service, in response to nominations from the Secretary of the group to which the governorship has been allocated. No requirement to report back. No expenses will be paid by the County Council. Governing bodies may consider paying out of pocket expenses.

6. INSPECTIONS OF CHILDREN'S HOMES

Members appointed to take part in inspections of Children's Homes –

The Looked after Children Member's Group -

7. INDEMNITIES

The Council has an agreed policy in relation to the indemnification of officers and Members carrying out activities as part of their official role. Where a Member or officer is acting on behalf of another organisation then the activities covered will be deemed to have arisen in the capacity as a "member or officer of the authority" for the purposes of the Council's Indemnity Policy for Officers and Members, where:

- (a) the appointment to that outside body was made by the authority; or
- (b) the nomination to that outside body was made by the authority; or
- (c) such appointment to that outside body was specifically approved for the purpose of these indemnities.

All appointments, nominations and approvals made or given by the Council to the bodies in this Schedule or any other external bodies to which appointments, nominations and approvals are or have been made from time to time, shall be deemed to be appointments and nominations, and approvals for the purposes of the Indemnity Policy.

Page 1: [1] Deleted	ragladst	14/02/2012 09:53:00	
Bradford District Care NHS Foundation Trust	1	Executive	
Page 1: [2] Deleted	ragladst	14/02/2012 11:18:00	
Environment Agency Yorkshire Regional Flood Defence Committee	1 + Sub (+1-CY)	Executive	Member/DoFS
Fostering Panel (Central)	1	Executive	
Page 2: [3] Deleted	ragladst	14/02/2012 10:04:00	
North Yorkshire Early Years and Childcare Partnership	5	Executive	
Page 2: [4] Deleted	ragladst	14/02/2012 12:15:00	
North Yorkshire Strategic Housing Board	1 + Sub	Executive	
North Yorkshire Strategic Partnership	+ Subs (Leader, Executive Member for Community Planning; plus 1 each from Con, Lib Dem & Lab Grps)	Executive	
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Regional Planning and Infrastructure Commission	1	Executive	
Page 2: [6] Deleted	ragladst	14/02/2012 10:06:00	
Richmond and Catterick Garrison Renaissance Market Towns Steering Group	1	Executive	
Ripon City Partnership Ltd Executive Committee	2	Executive	
Page 2: [7] Deleted	ragladst	14/02/2012 10:19:00	
Supporting People Elected Members Group	3 + Subs	Executive	
Page 4: [8] Deleted	ragladst	14/02/2012 10:26:00	
Scarborough Borough Council's Central Urban Area Participatory Budgeting Sub-Committee			1
Scarborough Boarugh Council's Northern Area Participatory Budgeting Sub-Committee			1
Scarborough Boarugh Council's Southern Area Participatory Budgeting Sub-Committee			1
Scarborough Boarugh Council's Central Rural Area Participatory Budgeting Sub-Committee			2
Page 5: [9] Deleted	ragladst	13/02/2012 16:53:00	
Ingleborough Community Centre Joint Management Committee (Ingleton)			6
Page 7: [10] Deleted	ragladst	14/02/2012 09:57:00	
East Yorkshire Valuation Tribunal (Assistant Chief Executive (Legal and Democratic Services))			7
North Yorkshire Valuation Tribunal (Assistant Chief Executive (Legal and Democratic Services))			40