

	THE LEADER 25 JULY 2011
	Key Decision NO Cabinet Portfolio Holder The Leader Cllr Tom Fox
Corporate Priority Improving the council	Date of Decision/ Referral to O&S 25 July 2011 Deadline for call-in 28 July 2011 5.00pm Implementation Date (if no call-in) 29 July 2011

REPORT OF: THE HEAD OF LEGAL AND SUPPORT SERVICES – 11/366

WARDS AFFECTED: All

SUBJECT: AMENDMENTS TO THE REPRESENTATION OF SCARBOROUGH BOROUGH COUNCIL ON OUTSIDE BODIES

RECOMMENDATION (S):

1. To amend the representation of Scarborough Borough Council on the board of Scarborough Museums Trust one member, and that:

- (a) the Portfolio Holder for Tourism and Leisure act as the Council’s representative
- (b) the Strategic Director, David Archer be authorised to act as an alternate director to the Portfolio Holder.

2. To appoint Cllr Peter Walker from Ryedale District Council to be the joint representative for Ryedale and Scarborough Borough Council on the Local Authority Commission on Asylum and Migration.

REASON FOR RECOMMENDATION (S):

To improve the governance of outside bodies and the representation from Scarborough Borough Council.

HIGHLIGHTED RISKS:

There may be a lack of continuity in representation if these changes are not made.

1. INTRODUCTION

- 1.1 There are two outside bodies which require amendments to the representation from Scarborough Borough Council. The first is Scarborough Museums Trust which wishes to reduce the number of representatives from two members to one. The second is the Local Authority Commission on Asylum and Migration (LACAM) which currently has no representative from this council but can be represented by a councillor from Ryedale District Council on behalf of Scarborough Borough Council.

2. CORPORATE AIMS/PRIORITIES AND THE COMMUNITY PLAN

- 2.1 The recommendations are in line with the council's aim to improve working relationships with its partners and thus improve the council.

3. BACKGROUND AND ISSUES

- 3.1 In relation to the first outside body, the Scarborough Museums Trust has previously had two members as representatives of Scarborough Borough Council. They now wish to reduce that number to one but with the option for the council to nominate a second representative if it so wished. In addition the Trust wish to again formalise the Strategic Director's position as alternate director, which he has previously been. This will allow Mr Archer to be the council substitute for the elected member.
- 3.2 The trust has experienced difficulty at times in attendance by the two councillor representatives as neither councillor was named as the main representative and thus there was less pressure to attend. This meant that when other meetings clashed with the meetings of the Trust occasionally both members would give their apologies. The Trust therefore wishes to appoint one councillor who will have the sole responsibility for representing Scarborough Borough Council on the board. This should increase attendance by the councillor at meetings and give continuity to the council's representation on the board.
- 3.3 There has also been an issue of the Trust being quorate at times. Reducing the number of trustees and formalising the substitute for the council's representative should assist with attendance and reduce this problem for the Trust.
- 3.4 The strategic director, David Archer regularly attends meetings of the Trust as an observer. Making Mr Archer an alternate director will

enable the council to nominate him as a substitute to Cllr Jeffels if the member is unable to attend.

- 3.5 In relation to the second outside body, Cllr Jonathan Dixon was the representative for Scarborough Borough Council to LACAM until he stood down as a councillor at the elections in May 2011. Since then the council has chosen not to nominate a member as a representative. The council has been informed that three councils in North Yorkshire (Ryedale, Harrogate and Richmondshire) have nominated members to be representatives on LACAM and that the Council can ask one of these members to also represent Scarborough Borough Council. The member from Ryedale, Cllr Peter Walker has been asked if he will represent Scarborough Borough Council and report back to this council and he has agreed to do this. It is therefore necessary for the council to formally appoint Cllr Walker as its representative on LACAM.

4. CONSULTATION

- 4.1 The Strategic Director, David Archer, Cllr David Jeffels and the trust have all been consulted on these proposed recommendations.
- 4.2 Cllr Peter Walker has been consulted and agreement has been given to him representing both Scarborough Borough Council and Ryedale District Council on LACAM. Cllr Walker will also report back to the relevant scrutiny committee of this council.

5. ASSESSMENT

- 5.1 With regard to the amendments to the Scarborough Museums Trust the articles of Association of the trust allow for there to be up to two trustees from the council. Reducing the number to one means that the articles do not have to be amended and also lets the council retain the right to nominate another representative if they so wish in the future. As the trust is associated with tourism and culture the most appropriate representative from the council would be the portfolio holder for this area, Cllr David Jeffels.
- 5.2.1 Cllr Jeffels is unable to attend his substitute would be Mr Archer who regularly attends the meetings as an observer at present.
- 5.3 With regard to representation by Cllr Walker on LACAM this form of representation is used with regard to other outside bodies whereby a member from another authority represents their own authority and others in the region. Cllr Walker will be required to report back to scrutiny via an annual report to ensure that this council is kept informed of the work of LACAM.

6. IMPLICATIONS

- 6.1 I have considered whether there are implications for; Policy, Legal, Finance, Equalities and Diversity, Staffing, Planning, Crime and Disorder, Health and Safety or the environment arise from this report and am satisfied that there is no identified implication that will arise from this decision”



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Background Papers:

None

IF YOU HAVE ANY QUERIES ABOUT THIS REPORT OR WISH TO INSPECT ANY OF THE BACKGROUND PAPERS, PLEASE CONTACT Gill Wilkinson ON 01723 232303 e-mail gill.wilkinson@scarborough.gov.uk