

**BROMSGROVE DISTRICT COUNCIL**

**COUNCIL**

**24 FEBRUARY 2010**

**WETT REGULATORY SERVICES - JOINT APPOINTMENTS COMMITTEE**

Responsible Portfolio Holder	Councillor Roger Hollingworth
Responsible Head of Service	Kevin Dicks

**1. SUMMARY**

1.1 This report asks Members to agree the terms of reference of and appoint a representative to the Joint Appointments Committee.

**2. RECOMMENDATION**

2.1 Members are asked to approve the following recommendations:-

2.1.1 That the terms of reference for the Joint Appointment Committee be approved.

2.1.2 That the Council appoint a member of the executive to represent Bromsgrove District Council on the Joint Appointments Committee.

**3. BACKGROUND**

3.1 Members agreed at the full Council meeting on 20 January 2010 to the establishment of a Joint Appointments Committee with appropriate terms of reference in relation to the appointment of the proposed Head of Regulatory Services on the basis that the Committee comprises one member of each participating Council.

3.2 The Terms of Reference of the Joint Appointments Committee are:

- The Joint Appointments Committee will appoint a Head of Regulatory Services who will be employed and managed by Bromsgrove District Council under the supervision of the Worcestershire Shared Services Joint Committee.
- The Joint Appointments Committee will comprise one representative from each Member Authority.
- The term of office of each member of the Joint Appointments Committee shall be one year.
- The Joint Appointments Committee shall elect a Chairman at its first meeting.

- 3.3 Members are requested to appoint one Member to sit on the Joint Appointments Committee. Members will note that it is a legal requirement for the appointee to the Committee to be a member of the Council's executive (as explained at paragraph 5.3 below).

#### **4. FINANCIAL IMPLICATIONS**

- 4.1 None

#### **5. LEGAL IMPLICATIONS**

- 5.1 Section 101(5) of the Local Government Act 1972 as amended enables two or more local authorities to arrange for the discharge of any of their functions jointly and where arrangements are in force for them to do so they may arrange for the discharge of those functions by a joint committee.
- 5.2 The appointment of staff is a Council function under the Local Authorities (Functions and Responsibilities) (England) Regulations 2000 as amended.
- 5.3 The Local Authorities (Standing Orders) (England) Regulations 2001 provide that where a committee or sub-committee of the authority is discharging the function on behalf of the authority of the appointment of a non-statutory chief officer at least one member of the executive must be a member of that committee.
- 5.4 Section 2(7) of the Local Government and Housing Act 1989 defines a non-statutory chief officer as including a person for whom the head of the authority's paid service is directly responsible.

#### **6. COUNCIL OBJECTIVES**

- 6.1 CO2 – Improvement, Priorities Customer Service, Reputation and Performance

#### **7. RISK MANAGEMENT INCLUDING HEALTH & SAFETY CONSIDERATIONS**

- 7.1 The main risks associated with the details included in this report are:

- Failure to follow the statutory process

- 7.2 These risks are being managed as follows:

Risk Register: *Legal & Democratic Services*  
Key Objective Ref No:  
Key Objective: *Effective Ethical Governance*

**8. CUSTOMER IMPLICATIONS**

8.1 None

**9. EQUALITIES AND DIVERSITY IMPLICATIONS**

9.1 None

**10. VALUE FOR MONEY IMPLICATIONS**

10.1 None

**11. CLIMATE CHANGE AND CARBON IMPLICATIONS**

11.1 None

**12. OTHER IMPLICATIONS**

Procurement Issues	None
Personnel	None
Governance/Performance Management	None
Community Safety including Section 17 of Crime and Disorder Act 1998	None
Policy	None
Biodiversity	None

**13. OTHERS CONSULTED ON THE REPORT**

Portfolio Holder	Yes
Chief Executive	Yes
Executive Director - Partnerships and Projects	
Executive Director - Services	
Assistant Chief Executive	No
Head of Service	Yes
Head of Financial Services	No

Head of Legal, Equalities & Democratic Services	Yes
Head of Organisational Development & HR	
Corporate Procurement Team	No

**14. WARDS AFFECTED**

All

**15. APPENDICES**

None

**16. BACKGROUND PAPERS**

None

**CONTACT OFFICER**

Name: Claire Felton  
E Mail: c.felton@bromsgrove.gov.uk  
Tel: (01527) 881429