



## Political Balance and Allocation of Seats to Political Groups

<b>Corporate Priority:</b>	All
<b>Relevant Ward Member(s):</b>	Not applicable
<b>Date of consultation with Ward Member(s):</b>	Not applicable
<b>Exempt Information:</b>	No

### 1 Summary

- 1.1 To approve the political balance calculation for the council, agree the number of voting places and approve and allocate seats on relevant committees (as appointed by Council) in accordance with statutory requirements concerning political balance.
- 1.2 To elect Chairmen and Vice Chairmen of Committees.

### 2 Recommendation(s)

**That Council:**

- 2.1 **Appoints the Scrutiny Committee and Standing Committees as set out in paragraph 5 for the Municipal Year 2021/22.**
- 2.2 **Agrees the terms of reference and number of voting places on the Scrutiny Committee and Standing Committees as detailed at paragraph 5 for the Municipal Year 2021/22.**
- 2.3 **Approves the political balance calculation set out at paragraph 5.2;**
- 2.4 **Approves the allocation of committee seats to political groups as set out in paragraph 5.2 and notes the membership of each committee as set out in Appendix A;**
- 2.5 **Approves election of Chairmen and Vice Chairmen of Committees as set out at Appendix B.**

### 3 Reason for Recommendations

- 3.1 In order to comply with legislative and constitutional requirements the Council must appoint its committees, review the allocation of seats in accordance with political balance rules and elect Chairmen and Vice-Chairmen of Committees at its annual meeting.

### 4 Background

- 4.1 The Council last reviewed its political balance and allocation of seats at the meeting on [22 July 2020](#) following a change to the membership of Political Groups notified to the Proper Officer.
- 4.2 Pursuant to Section 15 of the Local Government and Housing Act 1989 the authority is under a duty to review the allocation of seats to Political Groups at the annual meeting of the council. The Section does not apply to the Council's Cabinet, Licensing Committee or to other working groups (apart from the Joint Staff Working Group) all of which are exempt from political balance.

### 5 Main Considerations

#### 5.1 Establishment of Scrutiny Committee and Standing Committees

- 5.1.1 The Council's Constitution (Chapter 2, Part1, Section 4) provides that the Council at its Annual Meeting must appoint at least one Scrutiny Committee and such other Committees as the Council considers appropriate to deal with matters which are neither reserved to the Council Meeting and which are not Cabinet functions. The Council must also confirm the terms of reference and size of those Committees.
- 5.1.2 The Council's Scrutiny Committee and other Standing Committees and corresponding seats/voting places are confirmed below:

Audit & Standards	Planning	Scrutiny	Employment	TOTAL SEATS/VOTING PLACES
10	11	10	7	38

- 5.1.3 The Council also has a Licensing Committee with 10 seats/voting places (This committee is not subject to political balance calculations).
- 5.1.4 The Terms of Reference for the Scrutiny Committee and Standing Committees can be found in [Chapter 2, Parts 6 – 11 of the Council's Constitution](#).

#### 5.2 Political Balance and Allocation of Seats

- 5.2.1 The Councils' duty is to determine the allocation of seats to be filled by appointments by the authority, except the Cabinet and the Licensing Committee. The purpose is to ensure that there is proportionality across all formal activities of the Council, representing the overall political composition. It affects all formally constituted panels, committees and subcommittees which discharge functions on behalf of the authority.
- 5.2.2 The political proportionality rules that apply in allocating seats on Committees etc. set out in Section 15 and 16 of the Local Government and Housing Act 1989 apply only to political groups and not non-aligned (un-grouped) Members.

5.2.3 The current composition of the Council (not including the non-aligned members of which there are currently 2) is shown in the following table. Using 38 as the total number of voting places across all committees, the final column shows the total number of places each group is entitled to, using the calculated proportions.

Group Name	No of Cllrs in group	Percentage across the Council	Allocation of Seats over 4 Committees 38 seats	
			Decimal	Rounded no
Conservative	20	76.92%	29.23	29
Opposition	6	23.08%	8.77	9
<b>Totals</b>	<b>26</b>	<b>100%</b>	<b>38 seats</b>	<b>38 seats</b>

5.2.4 The allocations set out in the table below show the allocation of seats to political groups (not including the non-aligned councillors) as agreed between the political groups:

Group Name	Audit & Standards	Planning	Scrutiny	Employment	TOTAL
Conservative	8 (7.69)	8 (8.46)	8 (7.69)	5 (5.38)	<b>29</b>
Opposition	2 (2.31)	3 (2.54)	2 (2.31)	2 (1.62)	<b>9</b>
<b>Totals</b>	<b>10</b>	<b>11</b>	<b>10</b>	<b>7</b>	<b>38</b>

5.2.5 Appendix A shows the membership of each committee, as informed by Group Leaders where known at the time of publication.

### 5.3 Appointment of Chairmen and Vice Chairmen

5.3.1 Nominations for Chair and Vice Chair from each Group Leader shall be circulated before the meeting for determination by members for the following committees :

- a) Audit and Standards Committee
- b) Employment Committee
- c) Licensing Committee
- d) Planning Committee
- e) Scrutiny Committee

## 6 Options Considered

6.1 In line with relevant legislation the Council must review the Political Balance and allocation of seats at its Annual Council Meeting. There are no alternative options.

## 7 Consultation

7.1 The information presented in this report has been compiled in consultation with Group Leaders.

## 8 Next Steps – Implementation and Communication

- 8.1 Any changes to membership of Committees will be reflected on the Council's website page for each Committee.
- 8.2 Mandatory training requirements will be considered and arranged as necessary for respective members.

## **9 Financial Implications**

- 9.1 There are no financial implications arising from this report.

**Financial Implications reviewed by: Director for Corporate Services**

## **10 Legal and Governance Implications**

- 10.1 The Council's Constitution (Chapter 2, Part1-Section 4) provides the business that must be included in the agenda for the Annual Council Meeting.
- 10.2 The Council is required to review the representation of Groups at its Annual Meeting each year and as soon as practicable after an event, which alters the political balance between the Groups and to determine the allocation of seats to be filled by appointments by the Council. This is in accordance with Sections 15 to 17 of the Local Government and Housing Act 1989 and Section 8 of the Local Government (Committees and Political Groups) Regulations 1990 (Requirement to Constitute Political Groups).
- 10.3 The Council must allocate seats on committees so as to give effect to the political balance rules.
- 10.4 The allocation of seats shall conform to the principles of proportionality contained in sections 15 and 16 of the Local Government and Housing Act 1989. There is a duty to give effect to the following principles, as far as reasonably practicable, in the order shown:
- a) Not all the seats on the body are allocated to the same political group
  - b) A majority of the seats on a body are allocated to a group if it comprises a majority of the total membership of the authority;
  - c) Subject to (a) and (b) above, that the number of seats on ordinary committees allocated to each group bears the same proportion to the total of all seats on ordinary committees as is borne by the number of members of that group to the total membership of the authority; and
  - d) Subject to (a) to (c) above, that the number of seats on a body allocated to each group bears the same proportion to the number of seats on that body as is borne by the number of members of that group to the total membership of the authority.

For political balance, a group is required to have at least two members in order to be formally constituted as a political group.

- 10.5 The political proportionality rules that apply in allocating seats on Committees etc. set out in Section 15 and 16 of the Local Government and Housing Act 1989 apply only to political groups and not non-aligned (un-grouped) Members. Alternative arrangements not complying with section 15 and 16 of the 1989 Act may be made by virtue of Section 17 of the 1989 Act by passing a resolution with no member voting against the resolution.

**Legal Implications reviewed by: Monitoring Officer**

## **11 Equality and Safeguarding Implications**

- 11.1 An Equality Impact Assessment (EqIA) has not been completed because there are no service, policy or organisational changes being proposed.

## 12 Community Safety Implications

12.1 There are no community implications arising from this report.

## 13 Environmental and Climate Change Implications

13.1 There are no environmental or climate change implications arising from this report.

## 14 Risk & Mitigation

14.1 The Council would be in breach of its statutory and constitutional obligations if it fails to consider the business contained within this report.

## 15 Background Papers

15.1 There are no background papers.

## 16 Appendices

16.1 Appendix A – Membership of Committees

16.2 Appendix B – Nominations for Committee Chairmen and Vice Chairmen (To follow)

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