

REPORT OF THE
Chief Executive
PART I
REVISED

316. PROPORTIONALITY

1. On 22 November 2012 the Hampshire Police Authority will be replaced by the directly elected Police and Crime Commissioner for Hampshire, Simon Hayes. The County Council has been entitled to appoint four representatives to the Joint Committee responsible for Police Authority appointments. As these appointments will no longer be required, it is necessary to review the County Council's proportionality table and remove the allocation from the number of seats available on other proportionate bodies thus reducing the allocation from 32 to 28 seats. A revised proportionality table is attached at Appendix 1 to this report.

317. APPOINTMENTS

2. The Leader proposes that the following appointments be made:

a) That Councillor Jonathan Glen be appointed to the Regulatory Committee B to fill a Conservative Group vacancy.

b) That Miss Ceri Taylor from Maple Ridge School, Basingstoke be appointed as the Special Schools representative on the Standing Advisory Council for Religious Education.

c) That Ms Gill Heron from Thornden School, Chandlers Ford be appointed as the Academy Schools representative on the Standing Advisory Council for Religious Education.

d) That Mrs Jo May be appointed as the Baptist Union representative on the Standing Advisory Council for Education following the retirement of Mr Paul Tipple.

e) That Councillor Patricia Stallard be appointed as the County Council's representative on the New Community North of Fareham Standing Conference.

f) That Councillor Andrew Gibson be appointed as the County Council's representative to the Board of Solent NHS Trust.

3. At the Council meeting on 20 September 2012, the Conduct Advisory Panel recommended appointments to the role of Independent Person for the County Council in accordance with Section 28 (7) of the Localism Act. One of the appointees, Mrs Gulshanah Choudhuri has been appointed as a Co-opted Independent Member of the Police and Crime Panel which disqualifies her from being an Independent Person

for the County Council. Members of the Conduct Advisory Panel met on 30 October 2012 to consider a replacement for Mrs Choudhuri and recommend that Mr Peter Moore be appointed as one of the three County Council Independent Persons. Mr Moore is a retired civil servant and brings considerable experience to the role having been a co-opted independent member under the former Standards arrangements.

RECOMMENDATIONS

That the County Council:

- a) approve the revised proportionality table, as set out at Appendix 1 to this report
- b) approve the appointments as detailed above.

COUNTY COUNCIL PROPORTIONALITY TABLE **APPENDIX 1**
29 NOVEMBER 2012
(PROPOSED)

		Conservative (51)	Liberal Democrat (24)	Community & Green (2)	Labour (1)
Select Committees					
Policy and Resources	(12)	8	4	0	0
Children and Young People	(20)	13	6	1	0
Environment and Transportation	(12)	8	3	1	0
Culture and Communities	(13)	8	4	1	0
Safe and Healthy People	(13)	8	4	0	1
Health Overview and Scrutiny	(16)	10	5	1	0
Other Committees/Panels					
Regulatory Committee A	(15)	10	5	0	0
Regulatory Committee B	(26)	17	8	1	0
Employment in Hampshire County		6	3	0	0
Council Committee	(9)				
Audit Committee	(9)	6	2	0	1
Pension Fund Panel	(9)	6	3	0	0
Advisory Committees/Panels					
Buildings Land & Procurement Panel		4	2	0	0
	(6)				
Conduct Advisory Panel	(10)	6	2	1	1
Education Advisory Panel	(9)	6	3	0	0
Children and Families Adv Panel	(9)	6	3	0	0
SACRE	(5)	3	2	0	0
River Hamble					
River Hamble Harbour Board	(3)	2	1	0	0
River Hamble Management Comm		7	3	0	0
	(10)				
Number of seats 206		134	63	6	3
Other Proportionate Bodies (28 seats)					
New Forest National Park Authority	(5)	3	2	0	0
Chichester Harbour Board	(4)	3	1	0	0
Hampshire Fire and Rescue Auth	(19)	12	6	0	1
Total number of seats: 234 (206 + 28)		152	72	6	4
Mathematical entitlement		153.00	72.00	6.00	3.00
		(-1)	(=)	(=)	(+1)
Mathematical entitlement: NB: Below .50 round down .50 and above round up					

NB: The Proportionality Table is to be approved by Council and thereafter nominations for any vacancies on committees, panels and other proportionate bodies can be proposed for approval by the Council.

ADDENDUM

In circumstances where the membership of the County Council includes Members who are not part of a political group the provision of Regulation 16 of the Local Government (Committees and Political Groups) Regulations 1990 come into effect.

Regulation 16 amends Section 15 (3) of the Local Government and Housing Act (“the Act”) to provide that the County Council should

- i) establish what percentage of the total County Council membership is represented by the three political groups within the County Council
- ii) allocate the corresponding percentage of the total number of seats to Members of these groups.

The duty to allocate any unfilled seats is subject of the duty contained within Section 16 (2A) of the Act. In this case Section 16 (2A) of the Act requires that the seats that have not been allocated under Section 15 (3) should be filled by Members who are not Members of a political group.

The unallocated seats should therefore be allocated to Members of the County Council who are not Members of one of the political groups. The specific seats to be allowed to these Members is within the discretion of the County Council but the seats should be allocated between the unaffiliated Members.

The County Council’s practice is that the Leader’s of both political Groups allocate their seats and the unaffiliated Members are considered and allocated seats as part of that process.