

# WEST DUNBARTONSHIRE COUNCIL

## Report by the Executive Director of Corporate Services

Council : 26 May 2010

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**Subject: Office Holder, Working Group, Outside Bodies and Joint Boards – Vacancies**

### **1. Purpose**

- 1.1** A number of resignations having been intimated for positions of Leader, Depute Leader, Depute Provost, Committee Chairs, Service Spokespersons and Members of Working Groups, Outside Bodies and Joint Boards, Council is requested to elect replacement Members to these posts and to nominate replacement Members to Outside Bodies.

### **2. Background**

- 2.1** The following resignations have now been received, to take effect from on 26 May 2010:-

- Councillor Iain Robertson, Leader of the Council
- Councillor Ronnie McColl, Depute Leader of the Council
- Councillor Ronnie McColl, Depute Provost
- Councillor Iain Robertson, Vice Convener Corporate and Efficient Governance Committee
- Councillor May Smillie, Spokesperson for Educational Services and Convener of Education and Life Long Learning
- Councillor Ronnie McColl, Vice Convener of Education and Life Long Learning
- Councillor Jonathan McColl, Spokesperson for Social Work and Health and Convener of Social Work and Health Improvement
- Councillor Ronnie McColl, Vice Convener of Social Work and Health Improvement
- Councillor Ronnie McColl, Vice Convener of Planning and Civic Licensing Committees
- Councillor May Smillie, Chair/Vice-Chair of Local Negotiating Committee for Teachers
- Councillor Iain Robertson, Chair of Recruitment and Individual Performance Management Committee

- 2.2** Resignations effective from the same date have also been received for the following Working Groups:

- Councillor Iain Robertson, Officer/Member Working Group on Employee Survey
- Councillor Iain Robertson, Strategic Finance Working Group

**2.3** Resignations from the following Outside Bodies, Joint Boards/Committee/ Strategic Partnerships and CoSLA Convention have also been received, effective at the same date:

- Councillor May Smillie, Clydebank CCTV Trust
- Councillor May Smillie, Clydebank College
- Councillor May Smillie, Clyde Valley Learning and Development Project Joint Committee
- Councillor Jonathan McColl, Greater Glasgow and Clyde NHS Board – Mental Health Partnership
- Councillor Iain Robertson, Maid of the Loch – Board of Trustees
- Councillor Iain Robertson, Scottish Enterprise West Regional Advisory Board
- Councillor Iain Robertson, Scottish Maritime Museum – Board of Trustees
- Councillor Iain Robertson, Strathleven Regeneration Company
- Councillor Iain Robertson, West Dunbartonshire CAB
- Councillor Jim Brown, West Dunbartonshire Sports Council
- Councillor Jonathan McColl, West of Scotland Race Equality Council
- Councillor Iain Robertson, Clyde Valley Community Planning Partnership
- Councillor Iain Robertson, West Dunbartonshire Community Planning Partnership
- Councillor Iain Robertson, CoSLA Convention.
- Councillor Jonathan McColl, CoSLA Health and Wellbeing Executive Group
- Councillor May Smillie, CoSLA Education, Children and Young People Executive Group
- Councillor Iain Robertson, CoSLA Resources and Capacity Executive Group
- Councillor Craig McLaughlin, CoSLA Strategic Human Resource Management Executive Group

### **3. Main Issues**

**3.1** Council is invited to elect or nominate to fill the vacancies detailed in Section 2 of this report.

**3.2** In relation to membership of Greater Glasgow and Clyde NHS Board, it should be noted that the Scottish Executive guidance is that local authorities should nominate either their Leader, their Deputy Leader or the Senior Member of the local authority with designated responsibility for public health related issues. Thereafter the nominated Member needs to be appointed by the Scottish Ministers. This process can take up to two months. By intimating that he wishes the Scottish Ministers to replace him on the Board rather than resigning, Councillor Robertson has ensured that there will be continuity of Council membership of the NHS Board until the new Council nominee is appointed by Scottish Ministers.

- 3.3** The Scheme of Establishment of West Dunbartonshire Community Health Partnership provides that the Council Member of the CHP shall be the Councillor who serves on Greater Glasgow and Clyde NHS Board. This has two implications for Council. Firstly, Council cannot appoint a different Member to the NHS Board and the CHP Board. Secondly, any new nomination will not take effect until the Scottish Ministers have appointed the replacement Member to the NHS Board and the NHS Board then agrees to new CHP nomination. Once again Councillor Robertson's intimation that he wishes to be replaced ensures that in the interim there is continuity of Council representation on the CHP Board.
- 3.4** It should also be noted that in terms of the Greater Glasgow and Clyde NHS Board Mental Health Partnership Committee Standing Orders, that the Council nominee must be a Councillor. This precludes the appointment of an officer to serve on this Board.
- 3.5** It should be noted that the Clyde Valley Community Planning Partnership is not a formal body in any way. It comprises two joint meetings of (a) Leaders and Chief Executives of eight Councils within the former Strathclyde area and (b) a wider Forum which involves other representatives such as SPT, Fire, Police, etc. Accordingly there is not any need to appoint a Member to serve on this body as the new Leader would automatically attend along with the Chief Executive.

#### **4. People Implications**

- 4.1** There are no staffing implications of this report.

#### **5. Financial Implications**

- 5.1** There are no financial implications of this report.

#### **6. Risk Analysis**

- 6.1** From 6 p.m. on 26 May 2010 a number of key Council positions will be vacant and it is important in the interests of good governance and certainty that these positions are filled as soon as possible. It is also important that vacancies on Outside Bodies and Joint Bodies are filled as soon as possible to allow continuing Council representation.

#### **7. Equalities Impact**

- 7.1** No significant issues were identified in a screening for potential equality impact of this report.

## **8. Conclusions and Recommendations**

- 8.1** Resignations having been received from a number of Council Office Holder positions and from a number of Outside Bodies and Joint Bodies, Council is asked to consider making appointments or nominations as appropriate.
- 8.2** This report does not appear on the original Council agenda and does not comply with the requirements of Standing Order 4 which requires the agenda to be issued not less than nine clear working days before the date of the meeting. It does however comply with Section 50(b) of the Local Government (Scotland) Act 1973 which provides that no business other than that on the agenda shall be discussed unless there is three clear days notice of the item. Accordingly this item cannot be considered unless either (a) the Provost is of the opinion that the item should be considered at the meeting by reason of urgency or (b) Council agrees to suspend Standing Order 4 in relation to this item.
- 8.3** Council is asked to make appointments and nominations to the posts where notice has been given of resignations.

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**Appendices:** None

**Background Papers:** None

**Wards Affected:** ALL