

# Item no.

Report to: **District Council of Easington**

Date: **8 January 2009**

Report of: **Joint Report of Head of Democratic Services and Monitoring Officer**

Subject: **Executive Arrangements**

Ward:

## 1. **Purpose of the Report**

- 1.1 To note the resignation of the Executive Member for Health and to agree to a change to the Constitution to the form and composition of the Executive.
- 1.2 To make appointments to outside bodies.

## 2. **Consultation**

- 2.1 Consultation has taken place with the Leader and Deputy Leader of the Council and the Chief Executive.

## 3. **Background**

- 3.1 On 2 December 2008, Councillor Eunice Huntington resigned as a Member of the Council's Executive.
- 3.2 Section 11 of the Local Government Act 2000 specifies that the number of Members of a Leader and Cabinet Executive may not exceed 10.
- 3.3 Paragraph 7.2 of Article 7 of the Council's Constitution requires that "the Executive will consist of the Leader, Deputy Leader and 8 Councillors appointed to the Executive by the Council".
- 3.4 Accordingly, if the Executive is to function with a reduced membership, a change to the Constitution will be required.

## 4. **Position Statement**

- 4.1 Following discussion between the Leader, Deputy Leader and Chief Executive, it is felt that, due to the short life remaining for this Council (less than 3 months) it would be reasonable and practicable to operate the Executive with a membership of 9.
- 4.2 It is felt that in the current circumstances, this would be manageable and will not adversely affect executive arrangements.
- 4.3 It is suggested that paragraph 7.2 of Article 7 of the Constitution be amended to read as follows:- "The Executive will consist of the Leader, Deputy Leader and **up to 8** Councillors appointed to the Executive by the Council".
- 4.4 Additionally, in accordance with the Constitution, the Leader of the Council has the responsibility for the exercise of Executive functions and will determine how the Health Portfolio will be discharged by the Executive.

5. **Representations on Outside Bodies**

- 5.1 Councillor Mrs. Huntington previously represented the Council on the following bodies in her capacity as Executive Member for Health:-

North Tees and Hartlepool NHS Foundation Trust  
Local Strategic Partnership - Health Implementation Group  
Healthworks Steering Group  
Smoking Alliance Group  
Easington Local Childrens' Board

- 5.2 Accordingly, the Council is asked to nominate one Member to replace Councillor Mrs Huntington on each of these bodies.

6. **implications**

6.1 Financial

- 6.1.1 There will be a small saving in the budget for Special Responsibility Allowance.

6.2 Legal

- 6.2.1 Legal implications are addressed in the report.

6.3 Policy

- 6.3.1 There are no policy implications.

6.4 Local Government Review

- 6.4.1 There are no Local Government Review implications.

6.5 Communications

- 6.5.1 The changes will be published on the Council's website and all relevant bodies will be informed.

6.6 Risk

- 6.6.1 A risk assessment has been carried out and the actions necessary to manage the risks have been identified.

7. **Corporate Implications**

- 7.1 There are no corporate implications.

8. **Recommendations**

- 8.1 It is recommended that:-

- (a) the Council notes the resignation of Councillor Mrs. Huntington as Executive Member for Health;
- (b) the Council agrees that paragraph 7.2 of Article 7 of the Constitution be amended to read as follows:-

"The Executive will consist of the Leader, Deputy Leader and **up to 8** Councillors appointed to the Executive by the Council";

- (c) the Council agrees that for the remaining life of the Council the Executive operates with a membership of 9;
- (d) the Council nominates one Member to sit on each of the outside bodies listed in paragraph 5.1 of the report.

BG/CB/ADMIN/081200  
8 December 2008