ANNUAL COUNCIL MEETING 21 MAY 2003

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ANNUAL COUNCIL 21 MAY 2003

LIST OF MEMBERS OF THE EXECUTIVE

THE EXECUTIVE			
Councillor Mrs Ballin Executive Member for Planning & Transportation			
Councillor Barnard	Executive Member for Social & Health Care Services and Housing		
Councillor Bettison	Executive Member for Council Strategy (Chairman of the Executive)		
Councillor Birch Executive Member for Corporate Services			
Councillor McCracken Executive Member for Leisure Services			
Councillor Mills	Executive Member for Public & Environmental Services and Parish Liaison		
Councillor North	Executive Member for Emergency Services and Community Safety		
Councillor Wade Executive Member for Policy Implementation			
Councillor Ward Executive Member for Education (Deputy Chairman of the Executive)			

DELEGATION OF EXECUTIVE FUNCTIONS

"Responsibility for Executive Functions

Unless the Constitution or the law requires otherwise, the Executive is responsible for the formulation of the budget and policy framework and the implementation of these in respect of all functions and services other than those listed in paragraphs 1 and 2. Under the terms of the Executive Procedure Rules, the Executive Leader may further delegate onwards to individual members of the Executive, a committee or sub committee of the Executive, or joint arrangements.

Such onward delegations are reported to the Council and recorded in this part of the Constitution but shall not in any event prejudice the management and operational delegations to officers approved by the Council and set out in Appendix 1 to this part of the Constitution. Individual members of the Executive shall observe any limits on delegations which may be specified by the Council and shall, at all times, act in compliance with the Council's Financial, Contracts and all other relevant procedure rules as set out in this Constitution.

A. INDIVIDUAL MEMBERS OF THE EXECUTIVE

In accordance with Section 15(4) of the Local Government Act 2000 Members of the Executive are allocated responsibility for the following functions:

Executive Member for Council Strategy (Leader of the Council)

The **Executive Member for Council Strategy** is responsible for the following functions, to the extent that they comprise executive functions:

- 1. The formulation and implementation of the Community Plan.
- 2. Making arrangements for the formulation of proposals for the annual revenue and capital budgets and of proposals for the level of Council Tax.
- 3. The co-ordination of annual service planning, review and performance monitoring.
- 4. Matters relating to the Local Government Association and Regional Groupings.
- 5. The management, maintenance, improvement, development and re-development of Bracknell Town Centre, in so far as these functions are not the responsibility of the Bracknell Town Centre Regeneration Committee
- 6. The appointment of Members to committees of the Executive, including, where the Executive Member for Council Strategy considers it appropriate, the appointment of the Chairman and the Vice Chairman of those committees.
- 7. The determination of the terms of reference of the committees of the Executive.
- 8. The appointment of Members to external bodies, whose functions are the sole responsibility of Bracknell Forest's Executive.
- 9. To act as chairman of meetings of the Executive.

Executive Member for Corporate Services (Deputy Leader of the Council)

The **Executive Member for Corporate Services** is responsible for the following functions, to the extent that they comprise executive functions:

- 1. Overall performance of the Corporate Services Department (Democratic Services, Finance, Information and Communications Technology, Legal Services, and Personnel).
- 2. Corporate Public Relations Functions.
- 3. Financial (including Investment and Insurance) Management.
- 4. The development and introduction of Information and Communications Technology and its use.
- 5. The powers and duties of the Council for the collection of local taxes.
- 6. The Council's powers under Sections 29 and 38 of the Local Government (Miscellaneous Provisions) Act 1976.
- 7. The Council's powers under Section 2 of the Local Government Act 2000 [the promotion of well-being.]
- 8. Building Maintenance Services.
- 9. The management of all property and land owned by the Council other than that which is used as operational property for functions which are allocated to another Executive Member.
- 10. Strategic and planned maintenance of all Council properties other than schools and the Council's housing stock.
- 11. The internal and external audit arrangements for the Council.

Executive Member for Education

The **Executive Member for Education** is responsible for the following functions, to the extent that they comprise executive functions:

- 1. The Council's functions as Local Education Authority
- 2. Overall performance of the Education Department.
- 3. To act as Vice Chairman at meetings of the Executive.

Executive Member for Leisure Services

The **Executive Member for Leisure Services** is responsible for the following functions, to the extent that they comprise executive functions:

- 1. The provision, maintenance and development of leisure services and facilities.
- 2. The Library Service
- 3. The Youth and Community Service
- 4. Youth and Community Centres and voluntary managed Community Centres
- 5. Management and promotion of rights of way and recreational routes for the Borough.
- 6. Nature and Heritage Conservation
- 7. Tourism initiatives and activities
- 8. Information and services within the Borough.
- 9. Overall performance of the Leisure Services Department.

Executive Member for Planning & Transportation

The **Executive Member for Planning and Transportation** is responsible for the following functions, to the extent that they comprise executive functions:

- 1. The functions of the Council under Town & Country Planning legislation.
- 2. The functions of the Council as Local Highway Authority.
- 3. The functions of the Council as Streets Authority.
- 4. The functions of the Council under the Road Traffic Regulation Legislation and in respect of road closures.
- 5. The functions of the Council relating to Public Rights of Way, cycle routes and pedestrian ways
- 6. Road Safety
- 7. The parking of vehicles in respect of Council functions and Orders where these relate to the public highway (other than abandoned vehicles and street trading).
- 8. The functions of the Council under the Transport Act 1985 and making representations and objections in respect of applications under HGV licensing legislation.
- 9. The functions of the Council under the Building Acts.
- 10. Performance of the Environment Department relating to those functions for which the Executive Member is responsible.

Executive Member for Public & Environmental Services and Parish Liaison

The **Executive Member for Public & Environmental Services and Parish Liaison** is responsible for the following functions, to the extent that they comprise executive functions:

- 1. Local Agenda 21.
- 2. Protection of public health and measures to promote the health of Borough residents.
- 3. Waste collection, disposal and recycling.
- 4. Public cleansing including street sweeping, cesspools and private sewers.
- 5. Grounds maintenance, other than countryside maintenance.
- 6. Environmental standards including:-
 - Food safety and control
 - Control and monitoring of pollution and statutory nuisances
 - Infectious disease and pest control
- 7. Trading standards including:-
 - Weights and measures
 - Fair trading
 - Trade description
 - Consumer credit and safety
 - Consumer complaints
- 8. Health and Safety including:-
 - Health, safety and welfare of people at or affected by work
 - Promotion of health education and home safety
- 9. The provision of, maintenance and management of the Council's central fleet of vehicles and mechanical equipment and plant.
- 10. The formulation and implementation of the Community Safety Strategy (in consultation with other appropriate Members)
- 11. Environmental Improvement Schemes
- 12. Car Park management and maintenance
- 13. The Coroner's Service, Cemeteries and the Crematorium
- 14. Bracknell Market

- 15. Public Conveniences
- 16. Weighbridges
- 17. Removal and disposal of abandoned vehicles
- 18. Any functions under any licensing legislation which are Executive functions and which do not fall within the remit of any other Executive Member
- 19. Performance of the Environment Department relating to those functions for which the Executive Member is responsible.
- 20. Liaison with the Parish Councils in the Borough.

Executive Member for Emergency Services and Community Safety

The **Executive Member for Emergency Services** is responsible for the following functions, to the extent that they comprise executive functions:

- 1. Emergency Planning
- 2. The formulation and implementation of the Community Safety Strategy (in consultation with other appropriate Members)
- 3. Liaison with the Royal Berkshire Fire and Rescue Service.
- 4. Liaison with the Thames Valley Police Authority
- 5. Liaison with the Royal Berkshire NHS Ambulance Trust.

Executive Member for Social and Health Care Services and Housing

The **Executive Member for Social and Health Care Services and Housing** is responsible for the following functions, to the extent that they comprise executive functions:

- 1. The Council's functions as a Social Services Authority
- 2. The Council's functions as a Housing Authority.
- 3. Overall performance of the Social Services & Housing Department

Executive Member for Policy Implementation

1. Responsibility for the implementation of such projects as the Leader of the Council may from time to time designate.

B. COMMITTEES OF THE EXECUTIVE

Bracknell Town Centre Regeneration Committee

In so far as they comprise executive functions, the **Bracknell Town Centre Regeneration Committee** has the following responsibilities:

- 1. General responsibility for the oversight of matters relating to the approved Master Plan for the regeneration of Bracknell Town Centre.
- 2. Formulation of proposals for applications for planning permission for development in Bracknell Town Centre.

- 3. Formulation of the Council's property strategy within Bracknell Town Centre, including dealings with existing land owners, the process for seeking and obtaining a development partner or partners and any Compulsory Purchase Order.
- 4. Subject to the limitations contained in the general framework for delegations established by the Council and existing delegations to officers, approval of the terms of Development Agreements, other agreements with developers and those related to any CPO process, and other property agreements.
- 5. Determination of all matters which may be necessary to secure implementation of the approved Master Plan other than development or building control functions.

Executive Committee (Contracts and Finance)

In so far as they comprise executive functions, **the Executive Committee (Contracts and Finance)** has the following responsibilities:

- 1. To take decisions in relation to Executive functions involving:
 - (i) allocation of resources within a Council approved rolling programme between £100,000 and £250,000;
 - (ii) authorisation of capital expenditure above estimate not exceeding £50,000;
 - (iii) writing off debts in excess of £20,000 and not exceeding £50,000;
 - (iv) approval of terms for the acquisition of land and buildings in excess of £100,000 and not exceeding £500,000; and
 - (v) approval of the terms for the disposal of land and buildings of less than 0.5 hectares and not exceeding £200,000.
- 2. To determine any other non-key decision of a routine nature which the Council's Financial, Contracts or other procedure rules specify should not be taken by an individual member of the Executive.

Grants Panel

The **Grants Panel** has the following responsibilities:

- 1. To determine non-recurring grants to voluntary, sporting, artistic, and other recreational or similar organisations, where the level of grant applied for exceeds £500.
- 2. To review and determine the criteria by which grants are determined.

C. JOINT ARRANGEMENTS

- 1. Joint Strategic Planning Committee
- 2. Berkshire Adoption Panel
- 3. Bracknell Forest and Windor & Maidenhead Joint Fostering Panel

Onward Delegation of Powers

Onward delegation of powers shall be in accordance with the following framework:

Whole Executive
Whole Executive
Whole Executive
Responsible Portfolio Holder Executive Committee
Whole Executive
Executive Committee Whole Executive
Executive Committee Whole Executive
Executive Committee
Whole Executive
Executive Committee
Whole Executive"
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APPOINTMENT OF EXECUTIVE SUB GROUPS AND ADVISORY PANELS

BRACKNELL TOWN CENTRE	EXECUTIVE COMMITTEE	GRANTS PANEL
REGENERATION COMMITTEE	(Contracts/Finance)	
		Councillors (4)
Councillors (4)	Councillors (3)	Barnard
Barnard	Mrs Ballin	Birch
Mrs Ballin	Birch Ward	McCracken Ward
Bettison	vvalu	vvalu
Mills	Substitute Members	Substitute Members
Mrs Shillcock (non voting co- opted member)	(Any member of the Executive	(Any member of the Executive
opied member)	who, in the absence of an	who, in the absence of an
Substitute Members	appointed Member, is nominated	appointed Member, is nominated
(Any member of the Executive	by that Member to serve on the	by that Member to serve on the
who, in the absence of an	Panel.)	Panel.)
appointed Member, is nominated	,	,
by that Member to serve on the		
Panel.)		
LOCAL STRATEGIC	EARLY YEARS CHILDCARE &	HEALTH AND SOCIAL CARE
PARTNERSHIP (Core Group)	DEVELOPMENT	PARTNERSHIP BOARD
	PARTNERSHIP	
Leader of the Council		Leader of the Council
Executive Member for Education	(Local Education Authority	Executive Member for Social and
Executive Member for Public &	Representatives) (2)	Health Care and Housing
Environmental Services and Parish Liaison	Cllr Mrs Shillcock	
Executive Member for Policy	Clir Ward (Chairman)	
Implementation		
SCHOOL PERFORMANCE	LIFELONG LEARNING	SECURE ACCOMMODATION
ADVISORY PANEL	PARTNERSHIP	REVIEW PANEL
Councillors (4)		
Mrs Beadsley	Executive Member for Education	Executive Member for Social and
Mrs Birch (Vice Chairman)		Health Care Services and
Edger		Housing, together with a suitable
Mrs Hayes (Chairman)	SCHOOL ADMISSIONS	qualified social services officer
Ward (non-voting)	FORUM	and an independent person,
Out official Manual and (0)		appointed by the Director of
Substitute Members (6)	Executive Member for Education	Social Services and Housing.
Beadsley Birch		
Jones		
Mrs Ryder		
Mrs Shillcock		
Thompson		
Devent Covernor		
Parent Governor		
Representative (1) Mr D Clitherow		

APPOINTMENT OF COUNCIL CHAMPIONS

MOTION BY THE LEADER OF THE COUNCIL:

That the following Members be appointed as Council Champions for the subjects specified:

Pensioners' Champion - Councillor Thompson

Voluntary Sector Champion – Councillor Mrs Ryder

Tenants' and Leaseholders' Champion - Councillor Edger

Looked After Children and Young People's Champion – Councillor Miss Haydon

ANNUAL COUNCIL 21 MAY 2003

LOCAL GOVERNMENT AND HOUSING ACT 1989: REVIEW OF ALLOCATION OF SEATS AND APPOINTMENTS TO COMMITTEES

MOTION BY THE LEADER OF THE COUNCIL

That:

(i) the total number of seats on ordinary Committees appointed by the Council shall be 40 as set out below and that such seats shall be allocated to party groups as follows:-

Conservative Group – 33 Labour Group – 6

and that the vacant (40th) seat shall be on the Appeals Committee.

Name of Committee	Number of Members	Allocation to Groups	Substitute Members
Planning & Highways Committee	18	15 : 3	3:3
Employment Committee	8	7:1	3:3
Licensing & Safety Committee	6	5 : 1	3:3
Governor Appointments Committee	4	3 : 1	3:3
Appeals Committee	4	3 : vacancy	3 : -
Total		33 : 6	

- (ii) Councillor Earwicker be appointed to the vacant seat on the Appeals Committee.
- (iii) Members be appointed to serve on the Standards Committee and on the above ordinary Committees in accordance with nominations made by the political groups as set out in Annex A to the report.

(iv) The following formula for the allocation of seats on Sub-Committees to be appointed by Committees be confirmed:

Number of Members	Allocation of Seats
4	3 : 1
5	4 : 1
6	5 : 1
7	6 : 1
8	7 : 1

Overview and Scrutiny Committees

the total number of seats on the Public Scrutiny Commission and its (v) Standing Panels shall be 39 as set out below and that such seats shall be allocated to party groups having regard to the proportion of seats held by the non-executive Members of the Council as follows:-

> Conservative Group – 31 Labour Group – 7

and that the vacant (39th) seat shall fall on the Lifelong Learning **Scrutiny Panel**

Name of Committee	Number of Members	Allocation to Groups	Substitute Members
Public Scrutiny Commission	12	10 : 2 #	3:3
Environment Scrutiny Panel	9	7:2	3:3
Lifelong Learning Scrutiny Panel	9	7:1: vacancy #	3:3
Social Care and Housing Scrutiny Panel	9	7:2	3:3

Total

39 31:7 does not include the 2 voting representatives nominated by Oxford # and Portsmouth Diocesan Councils and the 2 voting Parent Governor Representatives.

- Councillor Earwicker be appointed to the vacant seat on the Lifelong (vi) Learning Scrutiny Panel.
- Members be appointed to serve on the overview and scrutiny bodies in (vii) accordance with nominations made by the political groups as set out in Annex B to the report.

(viii) The following formula for the allocation of seats on any further Sub-Committees to be appointed by the Public Scrutiny Commission be confirmed.

Number of Members	Allocation of Seats
4	3 : 1
5	4 : 1
6	5 : 1
7	6 : 1
8	7 : 1

- (ix) Members be appointed to serve on all other groups in accordance with nominations made by the political groups as set out in the Annex C to the report.
- (x) That the Terms of Reference of the Appointments Committee (Director of Corporate Services) shall be:
 - (a) The interview arrangements for the recruitment of the Director of Corporate Services, including approval of the statement of particulars relating to the post, the assessment and agreement on the salary in accordance with the agreed Council formula, arrangements for advertising the post appropriately and making the statement of particulars available to interested persons.
 - (b) The selection and interview of candidates and the appointment of a new Director of Corporate Services

APPOINTMENT OF REPRESENTATIVES TO EXTERNAL ORGANISATIONS

A. EXECUTIVE APPOINTMENTS FOR 2004/2005

THESE RELATE TO FUNCTIONS WHICH ARE SOLELY THE RESPONSIBILITY OF THE EXECUTIVE.

	BODY	REPRESENTATION REQUIREMENTS	NOMINATIONS
1.	Berkshire Joint Adoption Panel	1 Member	Cllr Miss Haydon
2.	Bracknell Forest and Windsor & Maidenhead Joint Fostering Panel	1 Member	Cllr Miss Haydon
3.	Berkshire Joint Strategic Planning Committee	1 Member (Voting) 1 Member (Non-voting) (from the Executive.)	Cllr Mrs Ballin Cllr Mills
4.	Blackwater Valley Recreation & Countryside Management Service Steering Group	2 Members 1 Reserve Member	Cllr Baily Cllr McCracken Cllr Mrs Ryder
5.	Bracknell Forest, Wokingham and Reading Joint Waste Disposal Board	2 Members	Cllr Mrs Ballin Cllr Mills

B. COUNCIL APPOINTMENTS FOR 2004/2005 (unless stated otherwise)

	BODY	REPRESENTATION REQUIREMENTS	NOMINATIONS
6.	Age Concern Berkshire	1 Representative - as Observer	Cllr Miss Haydon
7.	Association of Councils of the Thames Valley Region	2 Representatives 2 Standing Deputies 2 Observers	Cllr Mrs Ballin Cllr Barnard Cllr Leake Cllr Thompson Cllr Turrell Cllr Wade
8.	Association of Councils of the Thames Valley Region: European Group	1 Representative 1 Substitute	Cllr Barnard Cllr Mrs Ballin
9.	Berkshire Archaeological Trust Limited	1 Representative	Cllr Birch
10.	Berkshire Association of Young People	1 Representative	Cllr Miss Haydon
11.	Berkshire Central and West Community Legal Service Partnership	1 Representative	Cllr Thompson
12.	Berkshire Community Foundation	1 Representative	Cllr Finnie
13.	Berkshire Pension Fund Advisory Panel	1 Member	Cllr Mihell
14.	Berkshire Valuation Tribunal (Note: Valuation Tribunals are due to been wound up on 31 March 2004.)	3 Tribunal Members	Cllr Mrs Hayes (Term of office expires 31 March 2004) Mrs Mattick (Term of office expires 31 March 2004) Cllr Mrs Ryder (Term of office expires 31 March 2004)
15.	Berkshire Young Musicians' Trust	1 Trustee	Cllr Ward
16.	Binfield Badger Group - Management Committee	1 Representative	Cllr Mills
17.	Binfield School Joint Management Project	2 Representatives	Cllr Harrison Cllr Mills

	BODY	REPRESENTATION REQUIREMENTS	NOMINATIONS
18.	Birch Hill Community Association – Management Committee	1 Representative	Cllr Browne
19.	Blackwater Valley Network Members Steering Group	3 Members 1 Reserve	Cllr Mrs Ballin Cllr North Cllr Worrall Cllr Birch
20.	Bracknell Age Concern	1 Representative	Clir Thompson
21.	Bracknell & District Victim Support Scheme	1 Representative	Mrs Mattick (subject to her consent)
22.	Bracknell Citizens Advice Bureau	1 Representative	Cllr Finnie
23.	Bracknell Forest Voluntary Action Management Committee	1 Representative	Cllr McCracken
24.	Bracknell Tea House Association	1 Representative	Cllr Packham
25.	Bracknell Town Council Environment & Safety Committee	1 Representative	Cllr Mills
26.	Bracknell Twinning Association	1 Representative	Cllr Birch
27.	Bracknell Volunteer Centre	1 Representative	Mrs Mattick (subject to her consent)
28.	British Federation of Cremation Authorities	1 Representative	Mrs Mattick (subject to her consent)
29.	Bullbrook Community Association	1 Representative	Cllr Sargeant
30.	Community Council for Berkshire	1 Representative	Cllr Mrs Ryder
31.	Crown Wood Community Association	1 Representative	Cllr Brunel-Walker
32.	Easthampstead & Wildridings Community Association	1 Representative	Cllr Mrs Barnard
33.	Easthampstead Parochial Charities, Easthampstead	2 Representatives	Mrs Mattick Cllr Mrs M Beadsley (subject to their consent)

	BODY	REPRESENTATION REQUIREMENTS	NOMINATIONS
34.	Environmental Trust for Berkshire	1 Representative	Cllr Mills
35.	Farley Wood Community Association	1 Representative	Cllr Mills
36.	Forest Park Community Association	1 Representative	Cllr Osborne
37.	Great Hollands Community Association	1 Representative	Cllr Piasecki
38.	Hanworth Community Association	1 Representative	Cllr Mrs Birch
39.	Harmans Water Community Association	1 Representative	Cllr Turrell
40.	Heathrow Airport Consultative Committee	1 Representative: 1 Deputy:	Cllr Mrs Ballin Cllr Sargeant
41.	Homestart – Bracknell Forest	1 Representative	Cllr Ward
42.	Keep Mobile	1 Representative	Cllr Dudley
43.	Local Government Association	3 Representatives	Cllr Bettison Cllr Ward Cllr Mrs Shillcock Cllr Mrs Ballin
44.	Local Government Association Rural Commission	1 Representative	Cllr Bettison
45.	Local Government Information Unit Management Committee	1 Representative 1 Reserve	Cllr Ward Cllr Mrs Ballin
46.	Martins Heron and the Warren Community Association	1 Representative	Cllr Mihell
47.	MIND Day Centre Executive Committee	1 Representative	Cllr Miss Haydon
48.	National Housing & Town Planning Council Southern Regional Executive	1 Representative 1 Reserve	Cllr Barnard Cllr Leake
49.	New Owlsmoor Community Centre	1 Representative	Cllr Worrall

	BODY	REPRESENTATION REQUIREMENTS	NOMINATIONS
50.	North Ascot Community Association	1 Representative	Cllr Miss Haydon
51.	Parents and Children Together	1 Representative	Cllr Miss Haydon
52.	Priestwood Community Association	1 Representative	Cllr Packham
53.	Relate	1 Representative	Cllr Grayson
54.	Rhos-y-Gwaliau Trust	1 Representative	Cllr Mihell
55.	Royal Berkshire Fire Authority	3 Members (Appointments to the Fire Authority are subject to section 18 of the Local Government & Housing Act 1989 [political proportionality])	Cllr Adams Cllr Mills Cllr North
56.	Royal British Legion (Bracknell Branch) (Service and Welfare Committee)	1 Representative	Cllr Sargeant
57.	Sandhurst Day Centre Association	1 Representative	Cllr Ward
58.	South East Employers	2 Representatives 2 Reserves	Cllr Edger Cllr Grayson Cllr Leake Cllr Wade
59.	South East England Regional Assembly	1 Representative	Clir Mrs Ballin
60.	South East Reserve Forces' and Cadets' Association	1 Reserve 1 Representative	Clir Edger
61.	South Hill Park Trust Board	4 Representatives	Cllr Finnie (until 2005 AGM) Cllr Thompson (until 2005 AGM) Cllr Birch (until 2007 AGM) Cllr Mrs Ryder (until 2007 AGM)
62.	South Hill Park Trust Limited (The Company)	1 Representative	Cllr Mills
63.	Standing Conference for Archives	1 Representative	Cllr McCracken
64.	Thames Valley Economic Partnership Advisory Board	2 Representatives	Cllr Mrs Ballin Cllr Barnard

	BODY	REPRESENTATION REQUIREMENTS	NOMINATIONS
65.	Thames Valley Police Authority Joint Committee	1 Member	Cllr North
66.	Thames Valley Police Authority	(The appointment of local authority representatives to the Thames Valley Police Authority is the responsibility of the Thames Valley Police Authority Joint Committee)	Cllr North
67.	University of Reading - Court and Council	1 Representative	Cllr Bettison
68.	Voluntary Sector Compact Implementation Group	3 Members	Cllr Miss Haydon Cllr Mrs Ryder Cllr Mrs Shillcock
69.	Warfield Parochial Charities - Trustees	2 Representatives	Cllr McLean Cllr Sargeant