
Report To:	Inverclyde Council	Date:	19 May 2022
Report By:	Head of Legal & Democratic Services	Report No:	LS/043/22
Contact Officer:	Iain Strachan	Contact No:	01475 712710
Subject:	Appointments to Outside Bodies – Joint Boards, Joint Committees, Public Bodies and other Public Organisations		

1.0 PURPOSE

- 1.1 This report advises of the requirement to appoint Members to represent the Council on a variety of outside bodies.
- 1.2 This report recommends the appointment of Elected Members to the following joint boards, joint committees, public bodies and other public organisations:
- CoSLA (Convention of Scottish Local Authorities);
 - Clyde & Loch Lomond Plan District Joint Committee;
 - Clyde Valley Learning & Development Joint Committee;
 - Glasgow & Clyde Valley Strategic Development Planning Authority (Clydeplan);
 - Glasgow & Clyde Valley City Deal Cabinet (Joint Committee);
 - Glasgow Airport Consultative Committee;
 - Greater Glasgow & Clyde NHS Board;
 - Inverclyde Alcohol & Drugs Partnership;
 - Inverclyde Alliance Board;
 - Inverclyde Integration Joint Board;
 - Renfrewshire Valuation Joint Board;
 - Scotland Excel Joint Committee;
 - Shared Services Joint Committee;
 - Strathclyde Concessionary Travel Scheme Joint Committee; and
 - Strathclyde Partnership for Transport.

2.0 SUMMARY

- 2.1 The Council is represented on a variety of joint boards, joint committees, public bodies and other public organisations.
- 2.2 At the statutory meeting of the Council, Elected Members are required to make appointments to the various bodies listed at paragraph 1.2, and detailed in Appendix 1. Appendix 1 sets out the number of Elected Members the Council can appoint to each body, and any particular requirements over which Members are eligible for appointment.
- 2.3 No Elected Member is obliged to accept an external appointment. However, if they do then they may find themselves taking on additional legal duties, e.g. as a trustee of a charity or a director of a company, where they will, in essence be obliged to act in the best interests of that organisation. The exact nature of these legal duties will depend upon the nature of the organisation in question and the role they are appointed to. There is also potential for future conflicts of interests between such a role and their role as an Elected Member.
- 2.4 Any Elected Member appointed is requested to undertake the Member training that has been arranged on the appointment to outside bodies, and the associated legal duties of directors and trustees.

3.0 **RECOMMENDATION**

- 3.1 It is recommended that the Council appoints Elected Members to the bodies specified in the appendix.

Iain Strachan
Head of Legal & Democratic Services

4.0 BACKGROUND AND CONSIDERATIONS

- 4.1 The Council has traditionally appointed Elected Members to serve on a variety of trusts, limited companies, joint boards, joint committees and other outside bodies. These appointments are normally decided at the first meeting following the Council elections, or as vacancies arise during the term of the Council.
- 4.2 Appointments are sought for those organisations listed in paragraph 1.2 and Appendix 1 to this report. Appendix 1 contains details of the number of appointments sought for each organisation, and details of any specific requirements that apply. Elected Members have separately been provided with more detail about those organisations, to ensure they understand its nature and what the appointment would involve.
- 4.3 Standing Order 54 of the Council's Standing Orders and Scheme of Administration provides that the Council shall ensure that in making appointments to outside bodies it shall ensure such appointments reflect, as far as practicable, the balance of political representation on the Council, but "only where more than 2 representatives of the Council to an outside body are required". There are a number of organisations in respect of which more than 2 Elected Member representatives are sought, meaning the provisions around political representation apply. As noted above, Appendix 1 sets out the number of Elected Members the Council can appoint to each body, and any particular requirements over which Members are eligible for appointment. Appendix 2 sets out the political representation on the Council and the practical effect of the associated numerical entitlement, together with a suggested representation in terms of the above-mentioned Standing Order 54 and appointment to those outside bodies.
- 4.4 By way of explanation, those members who were not elected as a representative for a particular political party have been treated as a distinct partnership, with their collective numerical entitlement being calculated accordingly. This is based upon officer discussion with those said elected members and the expectation that a formalised coalition arrangement is entered into between them, and is also consistent with arrangements during the previous term of the Council. Appendix 2 will be updated verbally at the meeting if there are any changes proposed as a result of any political discussions. It is also to be noted that groups are not obliged to take up the full allocation they might otherwise be entitled to. Members will also want to consider which appointments they might be better suited to, including by considering the nature of the role and the number of potential meetings.
- 4.5 No Elected Member is obliged to accept an appointment. However, if they do then they may find themselves taking on additional legal duties, e.g. as a trustee of a charity or a director of a company, where they will, in essence be obliged to act in the best interests of that organisation. The exact nature of these legal duties will depend upon the nature of the organisation in question and the role they are appointed to. There is also potential for future conflicts of interests between such a role and their role as an Elected Member.
- 4.6 Any Elected Member appointed is requested to undertake the Elected Member training that has been arranged on the appointment to outside bodies, and the associated legal duties of directors and trustees. Elected Members are also directed to the Standards Commission Guidance Note 'Advice for Councillors on Arm's Length External Organisations':
<https://www.standardscommissionscotland.org.uk/uploads/files/1638361910211201AdviceNoteCouncillorsALEOsv1.pdf>

5.0 IMPLICATIONS

Finance

- 5.1 This report has no direct financial implications.

One off Costs

Cost Centre	Budget Heading	Budget Years	Proposed Spend this Report	Virement From	Other Comments

N/A					
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Annually Recurring Costs/ (Savings)

Cost Centre	Budget Heading	With Effect from	Annual Net Impact	Virement From (If Applicable)	Other Comments
N/A					

Legal

5.2 The legal considerations are contained within this report.

Human Resources

5.3 There are no HR implications arising as a result of this report.

Equalities

5.4 Equalities

Has an Equality Impact Assessment been carried out?

	YES
X	NO – This report does not introduce a new policy, function or strategy or recommend a substantive change to an existing policy, function or strategy. Therefore, no Equality Impact Assessment is required

Fairer Scotland Duty

5.5 If this report affects or proposes any major strategic decision:-

Has there been active consideration of how this report's recommendations reduce inequalities of outcome?

	YES – A written statement showing how this report's recommendations reduce inequalities of outcome caused by socio-economic disadvantage has been completed.
X	NO – This report does not affect or propose any major strategic decision

Data Protection

5.6 Has a Data Protection Impact Assessment (DPIA) been carried out?

	YES – This report involves data processing which may result in a high risk to the rights and freedoms of individuals.
X	NO – This report does not involve data processing that would necessitate a DPIA

Repopulation

5.7 There are no repopulation implications arising from this report.

6.0 CONSULTATIONS

6.1 None.

7.0 LIST OF BACKGROUND PAPERS

7.1 None.

Frequency of Meetings:	Convention – twice a year Boards – 6 times a year
Venue of Meetings:	COSLA Offices, Edinburgh
Nomination:	<p>Councillor (Council Leader): Councillor (Depute Leader):</p> <p>Councillor (Leader of largest opposition group):</p> <p><u>COSLA Boards</u></p> <p>Children & Young People Councillor:</p> <p>Health & Social Care Councillor:</p> <p>Environment & Economy Councillor:</p> <p>Community Wellbeing Councillor:</p>

GLASGOW AIRPORT CONSULTATIVE COMMITTEE	
Description:	Considers key developments and infrastructure arrangements to and around the airport, the regulatory and legislative aspects of the airport's developments and any issues which may involve the community such as promoting public transport initiatives.
No. Council Members:	1 + 1 substitute
Frequency of Meetings:	4 meetings per year
Venue of Meetings:	Glasgow Airport
Nomination:	Councillor: Substitute Councillor:

GLASGOW AND CLYDE VALLEY CITY DEAL CABINET (JOINT COMMITTEE)	
Description:	<p>Established in terms of Section 57 of the Local Government (Scotland) Act 1973 and formed as a "Cabinet" to govern the City Deal and determine the strategic economic development priorities for the Glasgow and Clyde Valley region.</p> <p>The Cabinet reports to the UK and Scottish Governments and acts in the joint interests of the Member Authorities: Glasgow City, East Dunbartonshire, East Renfrewshire, North Lanarkshire, Renfrewshire, South Lanarkshire, West Dunbartonshire and Inverclyde Councils.</p>
No. Council Members:	<p>1 (Leader of the Council) + substitute</p> <p>NOTE: The Joint Committee agreement states that Councils shall be represented by the Leader of the Council, with a substitute also to be appointed.</p>
Frequency of Meetings:	4 times a year
Venue of Meetings:	Glasgow
Nomination:	<p>Councillor (Council Leader):</p> <p>Substitute Councillor:</p>

	Councillor:
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INVERCLYDE ALLIANCE BOARD					
Description:	Community Planning brings together all the public sector partners in an area to plan and co-ordinate action and resources to improve outcomes for local people. The Inverclyde Alliance Board governs the Community Planning Partnership for Inverclyde and provides strategic leadership.				
No. Council Members:	4				
Frequency of Meetings:	4 per year, in the afternoons				
Venue of Meetings:	Usually the Municipal Buildings, Greenock by video conference				
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INVERCLYDE INTEGRATION JOINT BOARD									
Description:	Inverclyde Integration Joint Board (IJB) is made up of voting members, who are either Councillors of Inverclyde Council or non-executive Directors of NHS Greater Glasgow and Clyde, and non-voting members made up of persons nominated by the Council, the NHS Board, third sector bodies, users, carers and other key stakeholders. The Integration Joint Board is a separate legal entity from Inverclyde Council and NHS Greater Glasgow and Clyde and has full autonomy and capacity to act on its own behalf. Health and Social Care functions have been delegated to the Integration Joint Board from the Council and NHS Greater Glasgow and Clyde and the Integration Joint Board is responsible for the planning and operational management of the services to which the delegated functions relate.								
No. Council Members:	<p>4 + 4 named proxies</p> <p>The Chair and Vice-Chair of the IJB are drawn from the voting members of the IJB. If a voting member is appointed by the Council to serve as Chair then the Vice-Chair will be a voting member nominated by the Health Board and vice-versa.</p> <p>The term of office of the Chair and Vice-Chair is 2 years.</p> <p>May 2022 – current Vice-Chair is a voting member nominated by the Council. This will change in June 2023, when the Council will need to nominate an IJB voting member as Chair.</p>								
Frequency of Meetings:	5 per year minimum								
Venue of Meetings:	Greenock Municipal Buildings and by video conference								
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SUGGESTED APPOINTMENTS TO OUTSIDE BODIES WITH MORE THAN 2 REPRESENTATIVES

3 REPRESENTATIVES (5 Bodies – Boglestone Community Association, Inverclyde Community Development Trust, Inverclyde Alcohol & Drug Partnership, Peter Stanton Memorial Trust (3 elected members including the Provost), Riverside Inverclyde)

PARTY	NO. OF ELECTED MEMBERS	% OF TOTAL	NUMERICAL ENTITLEMENT	NUMERICAL ENTITLEMENT ROUNDED TO NEARERST 0.5*	SUGGESTED REPRESENTATION PARTY-BY-PARTY**
Labour	9	40.90	1.23	1	1
SNP	8	36.36	1.09	1	1
Conservative	2	9.09	0.27	0.5	0 or 1
Internal Independent Coalition	3	13.64	0.41	0.5	0 or 1

4 REPRESENTATIVES (5 Bodies – Inverclyde Alliance Board, Inverclyde Integration Joint Board, Inverclyde Leisure, Renfrewshire Valuation Joint Board and Shared Services Joint Committee)

PARTY	NO. OF ELECTED MEMBERS	% OF TOTAL	NUMERICAL ENTITLEMENT	NUMERICAL ENTITLEMENT ROUNDED TO NEARERST 0.5*	SUGGESTED REPRESENTATION PARTY-BY-PARTY**
Labour	9	40.90	1.64	1.5	1 or 2
SNP	8	36.36	1.45	1.5	1 or 2
Conservative	2	9.09	0.36	0.5	0 or 1
Internal Independent Coalition	3	13.64	0.55	0.5	0 or 1

5 REPRESENTATIVES (2 Bodies - James Campbell Buchan Trust and Women's Forum)

PARTY	NO. OF ELECTED MEMBERS	% OF TOTAL	NUMERICAL ENTITLEMENT	NUMERICAL ENTITLEMENT ROUNDED TO NEARERST 0.5*	SUGGESTED REPRESENTATION PARTY-BY-PARTY**
Labour	9	40.90	2.05	2	2
SNP	8	36.36	1.82	2	2
Conservative	2	9.09	0.45	0.5	0 or 1
Internal Independent Coalition	3	13.64	0.68	0.5	0 or 1

- *In order to apply a consistent approach to the suggested representation based upon the Council's political balance, the numerical entitlement has been rounded (whether that be higher or lower) to the nearest 0.5.
- **Where alternatives are given (e.g. "0 or 1" or "2 or 3"), then it would be for the groups in question to seek to agree the specific arrangements to effect the solution for their respective numerical entitlement, with the requirement in the Council's Standing Orders to seek to achieve a balance of political representation being capable of being met by those groups agreeing to alternate representation where the same applies to more than 1 appointment. It is, however, to be noted that where 4 representatives are sought all four groups need to be involved in that discussion, and not just two.