


<p>Non-Executive Report of the:</p> <p>Extraordinary General Purposes</p> <p>13th September 2107</p>	
<p>Report of: Denise Radley, Corporate Director, Health, Adults & Community</p>	<p>Classification: Unrestricted</p>
<p>Amendments to Terms of Reference for Appointment Sub Committee</p>	

Originating Officer(s)	Jacinta Gasson Mulcahy
Wards affected	All

Summary

At its meeting on 17th June 2017, the Committee agreed to the establishment of the Appointments Sub-Committee for the current municipal year and the process for Chief Officer/ Deputy CO appointments and proposes criteria for membership of the Sub-Committee in accordance with the Constitution and agreed procedures.

The Council is now looking to recruit to the post of Divisional Director, Integrated Commissioning. Due to the integrated nature of the role and its collaborative working with the NHS, it is appropriate that NHS representatives be involved and to be co-opted to sit on the Sub-Committee in a non-voting advisory capacity but whose views will need to be taken into account prior to reaching a decision.

Recommendations:

The General Purposes Committee is recommended to:

1. Agree the additional arrangements as set out in paragraph 3.5 of the report for the Appointments Sub-Committee for the post of Divisional Director, Integrated Commissioning only.

1. REASONS FOR THE DECISIONS

- 1.1 The Constitution requires that the General Purposes Committee sets up Appointment Sub-Committees to determine senior officer appointments.

2. ALTERNATIVE OPTIONS

- 2.1 The Council could proceed under its existing arrangements.

3. DETAILS OF REPORT

- 3.1 Under the Officer Employment Procedure Rules, the Appointments Sub-Committee will be established on criteria approved by the General Purposes Committee comprising relevant Councillors to make appointments to Chief Officer and Deputy Chief Officer posts.
- 3.2 At its meeting on 17th June 2017, the Committee agreed to the establishment of the Appointments Sub-Committee for the current municipal year and the process for Chief Officer/ Deputy CO appointments and proposed criteria for membership of the Sub-Committee in accordance with the Constitution and agreed procedures.
- 3.3 The Council is now looking to recruit to the post of Divisional Director, Integrated Commissioning. This role will be tasked with progressing our joint commissioning arrangements and delivery across health and social care, building on the strong collaboration that has been developed with health partners. It will manage all operational services for adult social care.
- 3.4 Due to the integrated nature of the role and its collaborative working with the NHS, it is considered representatives from the NHS will be required to sit on the Sub-Committee in an advisory capacity but whose views will need to be taken into account prior to reaching a decision.
- 3.5 It is therefore proposed that in addition to the processes and arrangements agreed at its meeting on 17th June 2017 that the following additional arrangements be put in place in respect of the Appointments Sub-Committee for the post of Divisional Director, Integrated Commissioning only :
- (a) That the membership of the Sub-Committee be increased by the appointment of 6 persons from NHS and any other appropriate body to be co-opted to sit on the Appointments Sub-Committee in a non-voting advisory capacity only;
 - (b) That the quorum be increased to 6 (3 Councillors and 3 co-opted members); and
 - (c) That before making an appointment, the voting members must take account of the views of the co-opted members.

4. COMMENTS OF THE CHIEF FINANCE OFFICER

- 4.1 The Chief Financial Officer has been consulted on this report and has no additional comments to make.

5. LEGAL COMMENTS

- 5.1 Under the Council's Constitution it is for the General Purposes Committee to determine criteria for the appointment of statutory and non-statutory Chief Officers and Deputy Chief Officers for Appointments Sub-Committees, which may be established from time to time to consider such appointments.
- 5.2 The Local Authorities (Standing Orders) (England) Regulations 2001 require that an Appointments Sub-Committee include at least one member of the Executive. The regulations also set out a statutory 'objection' procedure under which an appointment may only be confirmed if there is no well-founded objection to the proposed appointment by the Mayor or a member of the Executive. Section 13 of the Local Government & Housing Act 1989 requires that co-opted members should be treated as non-voting members of the Sub Committee.
- 5.3 When considering the criteria for Appointments Sub Committees, the Council must have due regard to the need to eliminate unlawful conduct under the Equality Act 2010, the need to advance equality of opportunity and the need to foster good relations between persons who share a protected characteristic and those who don't (the public sector equality duty). There is information in section 8 below relevant to these considerations.

6. ONE TOWER HAMLETS CONSIDERATIONS

- 6.1 The involvement of Health partners in the appointment to the post of Joint Director Integrated Commissioning will facilitate the progression of our joint commissioning arrangements and contribute to improved delivery across health and social care for our community and in particular the most vulnerable.

7. BEST VALUE (BV) IMPLICATIONS

- 7.1 This report does not have Best Value implications.

8. SUSTAINABLE ACTION FOR A GREENER ENVIRONMENT

- 8.1 There are no implications on the sustainable environment.

9. RISK MANAGEMENT IMPLICATIONS

9.1 There are no Risk Management implications

10. CRIME AND DISORDER REDUCTION IMPLICATIONS

10.1 There are no Crime and Disorder implications.

Linked Reports, Appendices and Background Documents

Linked Report

- none.

Appendices

- none

Local Government Act, 1972 Section 100D (As amended)

List of “Background Papers” used in the preparation of this report

List any background documents not already in the public domain including officer contact information.

- none.

Officer contact details for documents:

- N/A