

Committee: Overview and Scrutiny	Date: 08 January 2013	Classification Unrestricted	Report No:	Agenda Item No:
Report of: Service Head Democratic Services Originating Officer(s): Angus Taylor, Principal Committee Officer, Democratic Services		Title Co-option to Overview and Scrutiny Committee Membership Ward(s) affected: All		

1. Summary

- 1.1 The report provides the Overview and Scrutiny Committee (OSC) with an update on the current position in relation to the co-option of representatives in respect of education matters.
- 1.2 The OSC is requested to agree the co-option of a Church of England Diocese representative in respect of education matters in accordance with statutory requirements and the Council's Constitution (as amended). The OSC is also asked to subsequently note its revised membership, as set out in Appendix 2 to this report.

2. Recommendations

That the Overview & Scrutiny Committee:

- 2.1 Note the current position in relation to the co-option of representatives in respect of education matters, as set out at paragraphs 3.1 to 3.6;
- 2.2 Agree the co-option of a Church of England Diocese representative in respect of education matters, as set out at paragraph 3.5;
- 2.3 Note, subject to the agreement of recommendation 2.2 above, the final current membership of the OSC as set out in Appendix 2.

3. Co-option of Education and other Representatives to Overview and Scrutiny Committee

- 3.1 The OSC, at its meeting held on 19 June 2012, considered a report which advised it of the statutory and constitutional provisions and requirements relating to the co-option of representatives in respect of education matters (set out at Appendix 1 for ease of reference). Accordingly the OSC agreed the co-option of nominated representatives as set out in the table below:

Church of England Diocese representative	Reverend Michael Ainsworth
Roman Catholic Diocese of Westminster representative	A nomination is awaited
Parent Governor representative	Memory Kampiyawo
Parent Governor representative	A nomination is awaited
Parent Governor representative	A nomination is awaited
Muslim Community Representative	Mr Mushfique Uddin

3.2 The OSC, at its meeting held on 04 September 2012, considered a report which informed it that a ballot of Parent Governors was underway, with a view to securing nominations for the 2 vacant places available for Parent Governor representatives, and this had delayed the appointments. It also advised that efforts continued to secure a nomination for the vacant Roman Catholic faith representative. The OSC noted the position in relation to the co-option of representatives in respect of education matters.

3.3 The OSC, at its meeting held on 02 October 2012, considered a report which informed it of the outcome of the ballot of Parent Governors which had closed on 3 September 2012. Also that efforts continued to secure a nomination for the vacant Roman Catholic faith representative. Accordingly the OSC agreed the co-option of two further nominated representatives in respect of education matters (parent governors) as set out in the table below:

Parent Governor representative	Nozrul Mustafa
Parent Governor representative	Reverend James Olanipekun

3.4 At the meeting of the OSC, held on 04 December 2012, the Reverend Michael Ainsworth, co-opted member of the OSC (Church of England Diocese representative), informed the OSC that he would be resigning his position as a co-opted member of the OSC with immediate effect, due to other commitments. Mr Ainsworth emphasised that the Church of England was keen to maintain a representative on the OSC and the Church of England Diocese would be formally nominating a new representative shortly.

3.5 The lead Officer in the Policy and Performance Section has since advised that Andy Rider, Church of England Area Dean of Tower Hamlets, has formally nominated Dr Phillip Rice for the position as co-opted member of the OSC (Church of England Diocese representative). Consequently, in accordance with the statutory and constitutional provisions and requirements relating to the co-option of

representatives in respect of education matters (set out at Appendix 1), the OSC is requested to note the current position in relation to the co-option of representatives in respect of education matters set out at para 3.5 above, and to agree the co-option as set out in the table below:

Church of England Diocese representative	Dr Phillip Rice
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3.6 The OSC is also asked, subject to the agreement of the recommended co-option in respect of education matters (Church of England Diocese representative), to subsequently note its revised membership, as set out in Appendix 2 to this report.

5. Comments of the Chief Financial Officer

5.1 There are no specific financial implications arising from the reports recommendations but in the event that the Council agrees further action in response to this report's recommendations then officers will be obliged to seek the appropriate financial approval before further financial commitments are made.

6. Concurrent report of the Assistant Chief Executive (Legal)

6.1 Section 9F of the Local Government Act 2000 ("**LGA 2000**") requires authorities to set up an Overview and Scrutiny Committee ("**OSC**") and the Council's Constitution makes appropriate provision for this.

6.2 Paragraph 7 of Schedule A1 of the LGA 2000 makes provision for overview and scrutiny committees to have church representatives. If the Council's OSC has functions in relation to education and the Council maintains one or more Church of England Schools, then the OSC must include at least one qualifying person. A person is a qualifying person if he or she is nominated by the Diocesan Board of Education for any Church of England diocese which falls wholly or partly in Tower Hamlets. Consistent with the statutory provisions, the Council's Constitution provides for the membership of the OSC to include a Church of England representative (see Appendix 1).

6.3 A church representative appointed in this way is entitled to vote on any matter which relates to any education functions which are the responsibility of the Council's executive. The Council's Constitution provides that a church representative may speak but not vote on matters other than education.

7. One Tower Hamlets Considerations

7.1 Equal opportunities and reducing poverty will be central to the work of the OSC. The report ensures the Committee is properly informed of changes to its composition.

8. Sustainable Action for a Greener Environment

8.1 There are no specific SAGE implications arising from the recommendations in the report.

9. Risk Management Implications

9.1 The Co option of representatives in respect of education matters is necessary by virtue of Schedule A1 of the LGA 2000.

10. Crime and Disorder Reduction Implications

10.1 There are no specific Crime and Disorder Reduction implications arising from the recommendations in the report.

11. Appendices

Appendix 1 Statutory and constitutional provisions and requirements relating to the co-option of representatives in respect of education matters

Appendix 2 Revised Overview and Scrutiny Committee Membership 2012/13

LOCAL GOVERNMENT ACT, 1972 SECTION 100D (AS AMENDED) LIST OF "BACKGROUND PAPERS" USED IN THE PREPARATION OF THIS REPORT

Brief description of "background paper"

If not supplied
Name and telephone
number of holder

n/a