



Open Report on behalf of Andrew Crookham, Executive Director - Resources

Report to:	County Council
Date:	21 May 2021
Subject:	Appointment of Chairmen and Vice-Chairmen of Committees and Sub-Committees (Except the Lincolnshire Health and Wellbeing Board, the Health Scrutiny Committee for Lincolnshire, the Bourne Town Hall Trust Management Committee and the Corporate Parenting Panel)

Summary:

The purpose of the report is to consider the appointment of Chairmen and Vice-Chairmen of the Council's Committees and Sub-Committees for the Municipal Year 201/22.

Recommendation:

That the appointment of Chairmen and Vice-Chairmen of Committees and Sub-Committees as set out in Appendix A be approved.

1. Background

The Council has approved, under the preceding item of business the allocation of seats to political groups and the appointments to Committees and Sub-Committees.

Appendix A setting out nominations for the appointment of Chairmen and Vice-Chairmen will be circulated in the Order of Proceedings for this meeting, a public document available on the Council's website.

2. Legal Issues:

Equality Act 2010

Under section 149 of the Equality Act 2010, the Council must, in the exercise of its functions, have due regard to the need to:

- * Eliminate discrimination, harassment, victimisation and any other conduct that is prohibited by or under the Act
- * Advance equality of opportunity between persons who share a relevant protected characteristic and persons who do not share it

* Foster good relations between persons who share a relevant protected characteristic and persons who do not share it.

The relevant protected characteristics are age; disability; gender reassignment; pregnancy and maternity; race; religion or belief; sex; and sexual orientation

Having due regard to the need to advance equality of opportunity involves having due regard, in particular, to the need to:

* Remove or minimise disadvantages suffered by persons who share a relevant protected characteristic that are connected to that characteristic

* Take steps to meet the needs of persons who share a relevant protected characteristic that are different from the needs of persons who do not share it

* Encourage persons who share a relevant protected characteristic to participate in public life or in any other activity in which participation by such persons is disproportionately low

The steps involved in meeting the needs of disabled persons that are different from the needs of persons who are not disabled include, in particular, steps to take account of disabled persons' disabilities

Having due regard to the need to foster good relations between persons who share a relevant protected characteristic and persons who do not share it involves having due regard, in particular, to the need to tackle prejudice, and promote understanding

Compliance with the duties in section 149 may involve treating some persons more favourably than others

The duty cannot be delegated and must be discharged by the decision-maker. To discharge the statutory duty the decision-maker must analyse all the relevant material with the specific statutory obligations in mind. If a risk of adverse impact is identified consideration must be given to measures to avoid that impact as part of the decision making process

There are not considered to be any equalities impacts arising out of considering and approving the appointment of Chairmen and Vice-Chairmen of Committees and Sub-Committees.

Joint Strategic Needs Assessment (JSNA and the Joint Health and Wellbeing Strategy (JHWS)

The Council must have regard to the Joint Strategic Needs Assessment (JSNA) and the Joint Health and Wellbeing Strategy (JHWS) in coming to a decision

There are no implications for the JSNA of JHWS in relation to the appointment of Chairmen and Vice-Chairmen of Committees and Sub-Committees.

Crime and Disorder

Under section 17 of the Crime and Disorder Act 1998, the Council must exercise its various functions with due regard to the likely effect of the exercise of those functions on, and the need to do all that it reasonably can to prevent crime and disorder in its area (including anti-social and other behaviour adversely affecting the local environment), the misuse of drugs, alcohol and other substances in its area and re-offending in its area

There are no implications in relation to Crime and Disorder arising from the appointment of Chairmen and Vice-Chairmen of Committees and Sub-Committees.

3. Conclusion

Under the Council's Constitution it is for the Council at the Annual Meeting of the Council to appoint the Chairmen and Vice-Chairmen of Committees and Sub-Committees, excluding the Health Scrutiny Committee for Lincolnshire, the Lincolnshire Health and Wellbeing Board, the Bourne Town Hall Trust Management Committee and the Corporate Parenting Panel. Councillors are asked to consider the nominations circulated in the Order of Proceedings for this meeting.

4. Legal Comments:

The Council's Constitution provides for the Council to appoint the Chairmen and Vice-Chairmen of the Council's Committees and Sub-Committees, (with the exception of the Health Scrutiny Committee for Lincolnshire, the Lincolnshire Health and Wellbeing Board, the Bourne Town Hall Trust Management Committee and the Corporate Parenting Panel) and for appointments to take place at the Annual Meeting.

5. Resource Comments:

There are no specific financial implications arising from the adoption of the recommendations in this report.

6. Consultation

a) Has Local Member Been Consulted?

n/a

b) Has Executive Councillor Been Consulted?

c) Scrutiny Comments

n/a

d) Risks and Impact and Impact Analysis

n/a

7. Appendices

These are listed below and attached at the back of the report	
Appendix A	Nominations for the positions of Chairmen and Vice-Chairmen of Committees and Sub-Committees – to be circulated as part of the Order of Proceedings for the meeting.

8. Background Papers

No Background papers within Section 100D of the Local Government Act 1972 were used in the preparation of this report.

This report was written by Katrina Cope, who can be contacted on 07585 463994 or Katrina.cope@lincolnshire.gov.uk.