

## Decision Summary

**Committee:** Annual Council  
**Date:** 20 May 2009  
**Committee Clerk:** Adrian Johnson  
**Tel:** 01484 221000

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### 1. To elect the Mayor for the ensuing year

To note.

**Decision:** Councillor Julie Stewart Turner was elected Mayor for the ensuing year.

### 2. To appoint a Deputy Mayor for the ensuing year

To note.

**Decision:** Councillor Andrew Palfreeman was appointed Deputy Mayor for the ensuing year.

### 3. To approve as a correct record and authorise the signing of the Minutes of the Ordinary Meeting of the Council held on 18 March 2009

Please see detailed report.

**Decision:** The Minutes were agreed as a correct record and signed by the Mayor.

### 4. Interests

The Councillors will be asked to say if there are any items on the Agenda about which they might have a personal interest which prevents them from taking part in the discussions. They could be financial or some other reason. A form is attached for completion by Councillors if they have an interest in any of the items to be discussed at the meeting. Please complete this form and return it to the Committee Officer at the end of the meeting.

**Decision:** Arising from the presentation given by Councillor Bolt in relation to Item 11 below as to electing the Leader of the Council for the Municipal Year 2009/10, insofar as he referred to Castle Hall School and the Building Schools for the Future proposals, Councillor K Pinnock declared a prejudicial interest in her capacity as a Governor of Whitcliffe Mount Speciality Business and Enterprise College; she remained in the meeting under advice from the Head of Legal Services, as only a passing reference had been made.

## **5. Announcements by the Mayor and Chief Executive**

To note.

**Decision:** The Chief Executive reported that Councillor Iqbal had resigned from the Conservative Party and was now sitting as an Independent Member.

The Mayor referred to a protocols guide which she had arranged for circulation to Members designed to help in the smooth running of Council meetings.

## **6. To receive any apologies for absence from Elected Members**

To note.

**Decision:** Apologies for absence were received from Councillors Grunsell, Raistrick, Ward, T Woodhead and Yates.

## **7. Constitution of Kirklees Council**

To consider and determine amendments to the Constitution of Kirklees Council:

(Report of the Head of Legal Services, together with the Minutes of Corporate Governance and Audit Committee of 8 May 2009, attached)

**Contact:** Susan Betteridge 01484 221720

**Decision:** Agreed that the amendments to the Constitution set out or referred to in the report at Item 7 circulated previously, as modified by the recommendations from the Corporate Governance and Audit Committee of 8 May 2009, including an amendment to Article 6 relating to the Overview and Scrutiny function so as to reinstate the Corporate Affairs Panel, be approved and adopted and that the Head of Legal Services (or nominee) and Head of Policy and Governance be authorised to finalise and implement the drafting required to give effect to amendments.

**8. Revisions to Contract Procedure Rules and Financial Procedure Rules**

To consider and determine.

(Report of Director of Finance attached; Minutes of Corporate Governance and Audit Committee, attached at item 7 above, also refer)

**Contact:** Martin Dearnley 01484 221133

**Decision:** Agreed that amendments to Contract Procedure Rules and Financial Procedure Rules referred to in the report at Item 8 circulated previously be approved and adopted, as modified by the recommendations from the Corporate Governance and Audit Committee of 8 May 2009, and that the Director of Finance be authorised to finalise and implement the drafting required to give effect to the amendments.

**9. To approve the dates, times and venues of meetings of the Council for the Municipal Year 2009/10 as proposed by Corporate Governance and Audit Committee on 8 May 2009**

(Report attached)

**Contact:** Adrian Johnson 01484 221712

**Decision:** That, as per the submitted report:-

Ordinary meetings of the Council be held on the following dates at 5.00 pm:-

24 June 2009 (Holding Executive to Account)  
29 July 2009 (Key Discussion/Scrutiny)  
16 September 2009 (Holding Executive to Account)  
21 October 2009 (Key Discussion/Scrutiny)  
9 December 2009 (Holding Executive to Account)  
20 January 2010 (Key Discussion/Scrutiny)  
24 March 2010 (Holding Executive to Account)

(All at the Huddersfield Town Hall with the exception of 29 July and 16 September, which be held at Cleckheaton Town Hall)

That Budget Council be held on 24 February 2010 at 5.00 pm at Huddersfield Town Hall and that the provisions of Council Procedure Rule 3 should apply to this meeting.

That the Annual Meeting of the Council be held on 26 May 2010 at Huddersfield Town Hall (provisional).

**10. To provide an opportunity for Group Leaders to outline their Group's approach to the formation of the administration for the 2009/10 Municipal Year**

To note.

**Decision:** Councillors Mehboob Khan, Jim Dodds, Kath Pinnock and Andrew Cooper spoke on this item.

**11. To elect the Leader of the Council for the Municipal Year 2009/10**

To determine.

**Decision:** Councillor Mehboob Khan was elected Leader of the Council.

**12. Cabinet : Appointment of Members, their Portfolios, and Deputy Leader**

To determine for the Municipal Year 2009/10 the number of Members to be appointed to the Cabinet, to approve their portfolios and appoint Members thereto and appoint one Member to be Deputy Leader of the Council.

(Report to be tabled)

**Decision:** That the following portfolios and the appointments of Members thereto, as indicated, together with the appointment of Deputy Leader, be approved:-  
Deputy Leader - Councillor Kath Pinnock

Cabinet Portfolio Holders:-

Children and Families - Councillor Ken Smith (Cabinet Member with statutory responsibility), Councillor John Smithson  
Corporate - Councillor Mehboob Khan, Councillor Kath Pinnock  
Adults and Communities - Councillor Shabir Pandor (Cabinet Member with statutory responsibility), Councillor Andrew Marchington  
Regeneration, Environment and Transport - Councillor David Sheard, Councillor Molly Walton, Councillor Christine Stanfield.

**13. Committees of the Council**

To determine for the Municipal Year 2009/10 the Committees of the Council.

(Report attached)

**Decision:** That the Committees of the Council for the ensuing Municipal Year be established as set out in the report submitted at Item 13 of the Council Summons (herewith).

#### **14. Allocation of Seats**

To determine for the Municipal Year 2009/10 the allocation of seats on Committees to any Political Groups formed under the Local Government (Committees and Political Groups) Regulations 1990 or any substituted regulations and the allocation of seats to any Members of the Council who are not Members of any such Political Groups.

(Schedule to be tabled)

Members are informed that it is proposed that arrangements for representation of Political Groups on the Committees and Panel listed below should NOT be in accordance with the requirements of Sections 15 and 16 of the Local Government and Housing Act 1989 but should be as set out in the report to be circulated at this item:

Corporate Governance and Audit Committee  
Personnel Committee  
Overview and Scrutiny Management Committee  
Corporate Parenting Panel

This notice is given in accordance with Section 17 of the 1989 Act and Regulation 20 of the Local Government (Committees and Political Groups) Regulations 1990. Each proposal will require approval with no Member of the Council voting against.

(Part 3 of the Local Government Act 2000 states: A Standards Committee of a relevant authority in England is not to be regarded as a body to which Section 15 of the Local Government and Housing Act 1989 (duty to allocate seats to Political Groups) applies).

- Decision:**
- (1) That the requirements of Section 15 and 16 of the Local Government and Housing Act 1989 should not apply to the Corporate Governance and Audit Committee; Personnel Committee, Overview and Scrutiny Management Committee; and Corporate Parenting Panel.
  - (2) That the number and proportions of Members on Committees and Panels be in accordance with the schedule marked Item 14 circulated at the meeting (herewith).

#### **15. Dates/Time of Cabinet and other Committees and Panels**

To determine for the Municipal Year 2009/10 the dates and times of meetings of Cabinet, Cabinet Committees, and other Committees and Appeals Panels.

(Schedule attached)

- Decision:**
- That the dates and times of meetings in the ensuing Municipal Year be in accordance with the schedule circulated at Item 15 (herewith) subject to the correction to the date listed for the July Council meeting which be held on 29 July 2009, and to the alteration of the scheduled February meeting of the Planning Sub-Committee (Heavy Woollen Area) which be held on 3 February 2010.

## **16. Membership of Committees/Panels and Ratio of Substitutes Panel**

To determine for the Municipal Year 2009/10 the Membership of the Committees and Panels in accordance with nominations from Group Business Managers and the ratio of the Panel of Substitute Members for each Political Group.

(Report to be tabled)

**Decision:** Please see detailed/appendix report.

## **17. Appointment of Members to Joint Authorities**

To determine for the Municipal Year 2009/10 arrangements for the allocation of seats to the Joint Authorities.

(Report attached)

**Decision:** (1) That the proposed allocation of seats between the Groups for the appointment of Members to the West Yorkshire Joint Authorities for the year 2009/10, as outlined in the report circulated at Item 17, be approved, and that the arrangements for seat allocations on the Police Authority be noted.

(2) That the Group Business Managers forward names of the Members to be appointed to the Joint Authorities to the Head of Policy and Governance Service.

(3) That pursuant to Section 31 of the Local Government Act 1985 the Head of Policy and Governance Service terminates the appointment(s) of any Members appointed to a Joint Authority(ies) who have been replaced pursuant to Resolution (2) above and that he gives notice of the new appointment(s) and the termination of the previous appointment(s) to the Joint Authority(ies) concerned.

## **18. Appointments to Outside Bodies/other Committees**

To determine for the Municipal Year 2009/10 the appointment of representatives to other Committees, outside bodies etc. except where appointment to those bodies has been delegated by the Council or is exercisable only by the Cabinet.

(Report attached)

**Decision:** That the allocation of places/ratios, as appropriate, in the report circulated to all Members at Item 18 be confirmed; that Group Business Managers put forward nominations to the Head of Policy and Governance Service to fill any vacancies or make any adjustments to nominees previously put forward, as appropriate, excepting those bodies with executive functions, which be referred to Cabinet for nomination.

## 19. Spokespersons of Joint Committees and External Bodies

To determine, for the Municipal Year 2009/10 the Council's spokespersons nominated to reply to oral questions at Council meetings upon any service provided by various organisations.

(Report attached)

**Decision:** (1) That the following Councillors be nominated to reply to oral questions at Council meetings:-

Kirklees Neighbourhood Housing - Councillor Molly Walton  
Kirklees Active Leisure - Councillor David Woodhead  
West Yorkshire Joint Services Committee - Councillor Mohan Sokhal.

(2) That Council notes that Councillor Mehboob Khan will be the spokesperson for the Leeds City Region Leaders' Board, and that spokespersons for the West Yorkshire Integrated Transport Authority; West Yorkshire Fire and Rescue Authority; and West Yorkshire Police Authority will be notified by those bodies.

## 20. To appoint the Chairs and, if considered appropriate, the Deputy Chairs of the following Committees etc for the Municipal Year 2009/10

To determine for:-

- (a) Overview and Scrutiny Management Committee
- (b) Standards Committee
- (c) Planning and Highways Committee
- (d) Licensing and Safety Committee
- (e) Personnel Committee
- (f) Area Committee - Batley
- (g) Area Committee - Birstall and Birkenshaw
- (h) Area Committee - Colne Valley
- (i) Area Committee - Denby Dale
- (j) Area Committee - Dewsbury
- (k) Area Committee - Holme Valley North
- (l) Area Committee - Holme Valley South
- (m) Area Committee - Huddersfield North
- (n) Area Committee - Huddersfield South
- (o) Area Committee - Kirkburton
- (p) Area Committee - Mirfield
- (q) Area Committee - Spennings Valley
- (r) Appeals Panel
- (s) Corporate Governance and Audit Committee
- (t) Corporate Parenting Panel

**Decision:** Committee Chairs were approved in accordance with the attached schedule.