

Name of meeting: Annual Council

Date: 24th May 2023

Title of report: Proposed Amendments to Overview and Scrutiny (Reference from Corporate Governance and Audit Committee (CGAC))

Purpose of the report: To seek approval of the proposed amendments to the Overview and Scrutiny structure as described in paragraph 3 of Appendix 1 (report to CGAC and Appendices) and as further described in paragraph 2 of this report.

To note the update on the implementation of recommendations of the Kirklees Democracy Commission in relation to the review of governance models.

Key Decision - Is it likely to result in spending or saving £250k or more, or to have a significant effect on two or more electoral wards?	No
Key Decision - Is it in the <u>Council's Forward Plan (key decisions and private reports)</u>?	Not applicable
The Decision - Is it eligible for call in by Scrutiny?	Not applicable
Date signed off by <u>Strategic Director</u> & name	Rachel Spencer Henshall – 16th May 2023
Is it also signed off by the Service Director for Finance?	Not applicable
Is it also signed off by the Service Director for Legal Governance and Commissioning?	Julie Muscroft – 16th May 2023
Cabinet member portfolio	Cllr Paul Davies

Electoral wards affected: All

Ward councillors consulted: Not applicable.

Public or private: Public Report

Has GDPR been considered? Yes. The report does not include any personal data that identifies a living individual.

1. Summary

- 1.1 The Council's CGAC considered the report and appendices contained in Appendix 1 at its meeting on 12th May 2023.
- 1.2 The report to CGAC proposed changes to the current scrutiny structure described in paragraph 3 and in the appendices of that report.
- 1.3 The report set out an update on the implementation of the recommendations of the Kirklees Democracy Commission in relation to the review of governance models.
- 1.4 CGAC accepted the proposed changes described in the report and appendices described below in paragraph 2.
- 1.5 Paragraph 2 summarises the key changes in Appendix 1 for information.

2. Information required to take a decision

Proposed Structure

2.1 Dis-establish the Corporate Scrutiny Panel

2.2 Retain overarching **Overview and Scrutiny Management Committee** (OSMC) to manage the overall work programme and prioritise the work of the Scrutiny Panels. The Panel will pick up high-level performance monitoring in relation to financial management, scrutinising the performance and implementation of financial policy and the delivery of the Council Plan. The OSMC have responsibility for the Corporate portfolio and will continue to carry out the statutory requirements in relation to crime and disorder and flood risk management.

2.3 Retain the current **Health and Adult Social Care Scrutiny Panel**. This panel retains the statutory scrutiny of Health responsibilities. The power to refer concerns about proposals for significant changes to local health services to the Secretary of State is vested in the individual Joint Health Scrutiny Panels.

2.4 Retain a **Children's Scrutiny Panel**

2.5 Rename the **Economy and Neighbourhoods Scrutiny Panel** to **Environment and Climate Change Panel** (to pick up work under the Environment and wider climate change agenda in addition to highways/streetscene and culture)

2.6 Dis-establish **Ad- Hoc Regeneration Panel**

2.7 Establish a **Growth and Regeneration Panel** (remit to include skills, growth and regeneration along with housing)

2.8 Dis-establish the **Democracy Commission**

A proposed structure chart is attached at **Appendix 2 in the CGAC** report which is **Appendix 1** in this report.

It was discussed and agreed that a review of the implementation of the recommendations would be undertaken by the Democracy Commission in 2023, with enough time for the outcome to be reported to CGAC prior to Annual Council 2024.

3. Implications for the Council

Working with People

N/A

Working with Partners

N/A

Place Based Working

N/A

Climate Change and Air Quality

N/A

Improving outcomes for children and young people

The proposals within the report do not seek to change the current arrangements in respect of scrutiny of Children's Services

Financial Implications for the people living or working in Kirklees

There are no direct cost impacts on the Kirklees community.

Other (e.g., Legal/Financial or Human Resources)

The proposed structure meets with the requirements of the Local Government Act 2000 and subsequent legislation in relation to the provision of a scrutiny function.

The financial implications as set out in paragraph 4.6 of the report to CGAC in Appendix 1 indicate that the proposed structure can be supported without an increase in special responsibility allowances.

Consultation

The Chair of Overview and Scrutiny Management Committee, Chair of the Democracy Commission and CGAC have been consulted on the proposals.

4. Next steps and timelines

Any amendments agreed by Council will be made to the constitution.

5. Officer recommendations and reasons

That Council considers the report at Appendix 1 and

1. Approves the proposed changes as set out within Appendix 1, paragraph 3 and paragraph 2 of this report
2. That subject to the agreement of (1) above, authority is delegated to the Service Director Legal, Governance and Commissioning to make appropriate changes to the Constitution to reflect the agreed changes to the scrutiny arrangements.
3. To note the update on the implementation of the recommendations of the Kirklees Democracy Commission in relation to the review of governance models.

4. To note that a report reviewing the workings of the new scrutiny arrangements be submitted to CGAC in March 2024.

9. Cabinet Portfolio Holder's recommendations

Not applicable.

10. Contact officer

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11. Background papers and History of Decisions

Report to CGAC on 12th May 2023 which is appended to this report.

12. Service Director responsible

Julie Muscroft, Service Director, Legal, Governance and Commissioning

Appendices

Insert: Appendix 1 – Report to CGAC dated 12th May 2023