

<b>MERSEYSIDE FIRE AND RESCUE AUTHORITY</b>			
<b>MEETING OF THE:</b>	<b>AUTHORITY (ANNUAL GENERAL MEETING)</b>		
<b>DATE:</b>	<b>9<sup>TH</sup> JUNE 2022</b>	<b>REPORT NO:</b>	<b>CFO/022/22</b>
<b>PRESENTING OFFICER</b>	<b>MONITORING OFFICER</b>		
<b>RESPONSIBLE OFFICER:</b>	<b>RIA GROVES</b>	<b>REPORT AUTHOR:</b>	<b>SHAUNA HEALEY</b>
<b>OFFICERS CONSULTED:</b>	<b>STRATEGIC LEADERSHIP TEAM CHAIR OF THE AUTHORITY</b>		
<b>TITLE OF REPORT:</b>	<b>STRUCTURE OF THE AUTHORITY</b>		
<b>APPENDICES:</b>	<b>None</b>		

### **Purpose of Report**

1. To
  - (a) inform Members of:
    - (i) the minimum legal structure of the Authority
    - (ii) the existing decision making structure of the Authority; and
    - (iii) optional variations to the existing structure
  - (b) request that the Authority determines an appropriate decision making structure for 2022/23; and
  - (c) request that arrangements are made for the appointment of Committees, the nomination of Chairs, the determination of the powers and duties of Committees, the appointment of Members to Committees; and Special Responsibility Roles.

### **Recommendation**

2. It is recommended that Members determine an appropriate decision making structure for 2022/23 by:
    - a) determining which committees it wishes to establish;
    - b) determining the number of voting Members to be appointed to each committee;
    - c) determining the number of seats on each committee to be allocated to each political group in accordance with the political balance regulations;
    - d) determining that alternate from the relevant political group can attend a committee in the absence of the substantive Member;
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- e) confirming the Members who are to be appointed to committees and roles attracting a Special Responsibility Allowance, in accordance with the wishes of the relevant political group in respect of those seats allocated to that group;
- f) confirming the Members who are to be appointed to Lead Member roles;
- g) confirming that Members will inform Democratic Services prior to the start of any meeting if an alternate Member is attending on their behalf; and
- h) approve the proposed structure to reflect the recommended changes to the number of seats on Audit Committee and the Members Development Group as a result in the change to political balance.

## **Introduction and Background**

3. This report confirms that the political balance of the Authority as:

Labour	72.21%
Liberal Democrats	11.11%
Conservative	5.56%
Green	5.56%
Liverpool Community Independents Group	5.56%

4. Members are advised that as a result of the Local Elections on the 5<sup>th</sup> May 2022, this year the Opposition Party with the largest percentage is the Liberal Democrats and there is now an opposition Member from the Green Party and the Liverpool Community Independents Group appointed to the Authority as well as from the Conservative Party. This change in political balance has impacted the proportionality of each committee.
5. Based upon the balance of the Authority, Members are requested to consider and determine the appropriate decision making structure, appointment of committees, nominate Chairs and Members to those committees, appointment of roles that attract a Special Responsibility Allowance (SRA);
6. Minimum Legal Requirement

- 6.1 The minimum statutory requirements for a decision making structure are:

- (a) Authority Meetings – There is a statutory requirement to hold an Annual General Meeting (before the end of June in each year) and to meet to determine the precept each year (by the end of February in each year). The Authority is also required to consider other miscellaneous matters including statutory reports of the Chief Finance Officer, Director of Finance and Procurement or Monitoring Officer and public interest reports, should they arise.

(b) It is recognised as good practice to have an Audit Committee, or a Committee that deals with audit matters. In the Authority's case this also serves as the Standards Committee - which is a legal requirement.

## 7. Existing Structure

6.1 At present, as well as the Authority committee, the Authority has appointed:

6.1.1A Community Safety and Protection Committee, a Policy and Resources Committee and a Scrutiny Committee, each consisting of 9 Members; and an Audit Committee consisting of 6 voting Members (according to Political proportionality).

Members are to agree to the appointments to each committee in accordance with the structure detailed in Appendix B with the only restriction on appointment being the Chair and Vice Chair of the Authority, who should not attend meetings of the Scrutiny Committee,

The Audit Committee will deal with Members Standards issues; and is the Investigating and Disciplinary Committee for dealing with any complaints under the Disciplinary Procedure for Relevant Officers

The Community Safety and Protection Committee and the Policy and Resources Committee have delegated decision-making powers in the circumstances where there is no opportunity for the Authority to meet in full.

6.1.2 An Appeals Committee and an Appointments Committee.

6.1.3 A Joint Fire and Police Collaboration Committee, which is a none, decision-making Committee consisting of 5 Members – 4 Members representing Merseyside Fire & Rescue Authority, plus 1 Co-Opted Members representing Merseyside Police (Police & Crime Commissioner). Since the appointment of the Police and Crime Commissioner to the Authority in 2021, this Committee only meets when required and does not have a standard meeting cycle.

6.1.4 Each Committee has certain delegated powers, which are contained within its Terms of Reference.

6.2 The Authority has appointed Lead Members with responsibilities over certain activities and a Member Development and Engagement Group with approved Terms of Reference, consisting of Officers from Democratic Services and People & Organisations Development and Members from each political group.

## 8. Determination of a Structure for 2022/23

7.1 it is recommended that:

(a) the Authority committee structure continues to include a Policy and Resources Committee; a Community Safety and Protection Committee, a Scrutiny Committee, an Audit Committee, a Joint Fire and Police

Committee plus an Appeals Committee and Appointments Committee; and a Member Development and Engagement Group.

The Audit Committee will consist of 6 Members plus the Independent Person in a non-voting capacity. It will continue to deal with Members Standards issues and act as the Investigating and Disciplinary Committee in relation to and in accordance with the Disciplinary Procedures for Relevant Officers.

There are two Lead Members who chair the Scrutiny Committee on a rotational basis.

The Lead Members are appointed to be the responsible member for Operational Response, Preparedness, Prevention, Protection and People which aligns to the Authority's aims.

7.2 The proposed Terms of Reference and powers of each Committee are contained within the Constitution for 2022/23, which is the subject of another report on this agenda.

7.3 In making their decision on a structure, Members are also requested to take into account the following matters:

- (a) the requirement for each political group to complete a notice in writing to the Monitoring Officer, detailing their Membership and a Group leader where appropriate;
- (b) the requirement for political balance on any committees which are appointed; unless the Authority has resolved otherwise and no Member has voted against such resolution;
- (c) the requirement to appoint Members to committees in accordance with the wishes of the political group to whom the seat has been allocated. In this respect it will assist the Monitoring Officer if all such nominations can be determined at, or before the Annual Meeting;
- (d) the appointment of Chairs of Committees;
- (e) the appointment of Lead Members; and
- (f) the requirement for approval of the Powers and Duties of each appointed Committee.

## 9. Number of Seats & Political Balance/ Membership of Committees

8.1 The Authority is required to make appointments to its committees in a manner which, so far as practicable reflects the political balance of the Authority unless the Authority has resolved otherwise.

8.2 Following the local elections this year, the representation of each political group on the Authority will be as follows:

Labour	13 Members
Liberal Democrat	2 Members
Conservative	1 Member
Green	1 Member
Liverpool Community	1 Member
Independents Group	

8.3 In order to comply with political balance requirements, where practicable, it is therefore appropriate that the proportion of seats on committees allocated to political groups is in accordance with the proportionality below.

Labour	72.21%
Liberal Democrat	11.11%
Conservative	5.56%
Green	5.56%
Liverpool Community	5.56%
Independents Group	

8.4 Having decided which committees the Authority is to establish; and the number of voting Members to be appointed to each committee, it is then appropriate for each political group to submit nominations for membership of those committees in accordance with the allocation of seats to that political group.

8.5 Members are requested to consider their nominations in advance of the meeting, so that the information can be provided; and appointments confirmed at the Annual Meeting.

## 10. Chairs of Committees

9.1 Having determined which Members are to be appointed to the committees, it is appropriate for the Authority to consider proposals for the appointment of Chairs to committees.

9.2 Members are requested to consider this issue prior to the Annual Meeting, with a view to the Authority being in a position to appoint Chairs of committees at the Annual General Meeting.

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### **Equality and Diversity Implications**

11. There are no equality or diversity implications directly related to this report.

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### **Staff Implications**

12. There are no staff implications contained within this report.

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### **Legal Implications**

13. The Authority is required by law to set a minimum structure and a Standards Committee, which this report addresses.

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### **Financial Implications & Value for Money**

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14. Costs associated with allowances relating to responsibilities such as Charing are detailed in another report on this agenda.

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### **Risk Management, Health & Safety, and Environmental Implications**

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15. There are no direct risk management or health and safety implications contained within this report.

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**Contribution to Our Vision:** *To be the best Fire & Rescue Service in the UK.*

Our Purpose: *Here to serve, Here to protect, Here to keep you safe.*

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16. Confirming a robust Authority structure ensures that the we are able to best serve communities and share knowledge of what we do.

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### **BACKGROUND PAPERS**

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**NONE**

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### **GLOSSARY OF TERMS**

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**MFRA** Merseyside Fire and Rescue Authority

**MFRS** Merseyside Fire and Rescue Service

**SRA** Special Responsibility Allowance.