

Somerset Waste Board
29 June 2018
Report for information

Constitutional matters, Waste Board membership and meeting dates 2018/19

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Forward Plan Reference:	SWB/18/03/02
Summary:	The report sets out the Board's meeting dates for 2018/19 together with the County Council, District and Borough Council membership of the Somerset Waste Board from May 2018 to the next Annual General Meeting in June 2019. The report also outlines future constitutional matters for the Waste Board in relation to the future amalgamation of Taunton Deane Borough Council and West Somerset Council.
Recommendations:	<p>That the Somerset Waste Board:</p> <ol style="list-style-type: none"> 1. Notes the Board's membership for 2018/19 set out in Section 1. 2. Agrees the Board meeting dates for 2018 and 2019 set out in Section 2. 3. Supports the necessary work to be taken forward by the Administering Authority with partners to review the Constitution and Inter-Authority Agreement as set out in Section 3.

1. Somerset Waste Board Membership 2018-19

1.1. The Board membership for 2018/19 is as follows:

1.2. Mendip District Council

Nigel Taylor
Nigel Woolcombe-Adams

1.3. Sedgemoor District Council

Dawn Hill
Gill Slocombe

1.4. Somerset County Council

David Hall
Mike Pullin

1.5. South Somerset District Council

Jo Roundell-Greene
Derek Yeomans

1.6. Taunton Deane Borough Council

Patrick Berry
Hazel Prior-Sankey

1.7. West Somerset District Council

Martin Dewdney
Brenda Maitland-Walker

- 1.8.** The Board is asked to welcome the appointment of Cllr Mike Pullin from Somerset County Council and Cllr Hazel Prior-Sankey from Taunton Deane Borough Council to the Board.

2. Board meeting dates for 2018 and 2019

- 2.1.** The Board is requested to approve the following Board meeting dates for 2018 and 2019:

2.2. 2018	2019
28 September (Taunton Library meeting room)	15 February
	15 March
19 October (Sedgemoor District Council offices)	28 June (AGM)
14 December (South Somerset District Council offices)	27 September
	6 December

- 2.3.** All meetings to be held at 10am and will be held at either Taunton Library meeting room, South Somerset District Council or other district council offices due to refurbishment works at County Hall from September 2018 for approximately 18 months. Agendas and papers will be published five clear working days before the meeting. Details of any proposed key decisions for consideration by the Board are published in advance via the Waste Board's Forward Plan which can be viewed on the County Council's website.

3. Future constitutional matters for the Board

- 3.1.** The Board received reports in 2017 regarding the proposed amalgamation of Taunton Deane Borough Council and West Somerset Council. In February 2017 the Board approved a consultation response to the Secretary of State

regarding implications for the Somerset Waste Board.

- 3.2.** The Government has now approved the Structural Change Order relating to the two councils which will lead to the formation of a Shadow Authority during 2018 pending the creation of a new single authority named Somerset West and Taunton in April 2019. Shadow Authority arrangements are designed to manage the transition from two councils into one. The Shadow Authority will consist of all 84 Members of both existing councils and will be an entity in its own right.
- 3.3.** Following the approval to the Structural Change Order, this triggers the need for Somerset Waste Partnership to progress work with Taunton Deane and West Somerset representatives to review the Inter Authority Agreement (IAA). The process for this is set out in clause 20 of the IAA and will result in the dissolution and replacement of the current Partnership and Board to coincide with the creation of the new authority. Further details regarding potential implications and proposed actions in relation to the IAA review are set out elsewhere on the Waste Board's agenda within the Financial Outturn and Use of Balances 2017-18 report.
- 3.4.** In addition to the IAA, there are a number of constitutional implications for the Partnership and the Board as a result of the formation of the new authority:

 - The need to revise the membership of the Board to replace references to Taunton Deane and West Somerset councils with the new authority
 - The Board membership will reduce from 12 members to 10 members
 - The new authority will be entitled to two representatives
 - During 2018, in addition to Taunton Deane and West Somerset, the shadow authority will also need to be involved in the development of the 2019/20 Annual Budget and the Business Plan
 - The need to review the scrutiny arrangements and in particular the membership of the Joint Scrutiny Panel
 - Potentially revise the quorum requirements from six members to five members, with the requirement for at least one member from each of three (currently four) different Partner Authorities
- 3.5.** Section 16 of the Board's Constitution outlines that if it is agreed by all of the Partner Authorities that another local authority should be permitted to join the Board, then pursuant to Regulation 11(2)(c) of the 2000 Regulations, the Board shall be dissolved with a view to a new board being established and a replacement constitution on similar terms to the existing Constitution (as varied by agreement of the proposed Partner Authorities) being completed. In view of the Structural Change Order, it is proposed that this work is progressed by the Monitoring Officer for the Administering Authority in liaison with the Monitoring Officers of all partner authorities and a report recommending a new Constitution be presented to the Board during Autumn 2018.

4. Background papers

- 4.1** Waste Board Constitution
- 4.2** Somerset Waste Partnership Inter Authority Agreement
- 4.3** The Somerset West and Taunton (Local Government Changes) Order 2018

