



Audit, Governance and Standards Committee

Thu 25 Sep
2014
7.00 pm

Committee Room 2
Town Hall
Redditch

REDDITCH BOROUGH COUNCIL

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a
difference*

www.redditchbc.gov.uk

Access to Information - Your Rights

The Local Government (Access to Information) Act 1985 widened the rights of press and public to attend Local Authority meetings and to see certain documents. Recently the Freedom of Information Act 2000, has further broadened these rights, and limited exemptions under the 1985 Act.

Your main rights are set out below:-

- Automatic right to attend all Council and Committee meetings unless the business would disclose confidential or “exempt” information.
- Automatic right to inspect agenda and public reports at least five days before the date of the meeting.
- Automatic right to inspect minutes of the Council and its Committees (or summaries of business undertaken in private) for up to six years following a meeting.
- Automatic right to inspect lists of background papers used in the preparation of public reports.
- Access, upon request, to the background papers on which reports are based for a period of up to four years from the date of the meeting.
- Access to a public register stating the names and addresses and electoral areas of all Councillors with details of the membership of all Committees etc.
- A reasonable number of copies of agenda and reports relating to items to be considered in public must be made available to the public attending meetings of the Council and its Committees etc.
- Access to a list specifying those powers which the Council has delegated to its Officers indicating also the titles of the Officers concerned.
- Access to a summary of the rights of the public to attend meetings of the Council and its Committees etc. and to inspect and copy documents.
- In addition, the public now has a right to be present when the Council determines “Key Decisions” unless the business would disclose confidential or “exempt” information.
- Unless otherwise stated, all items of business before the Executive Committee are Key Decisions.
- (Copies of Agenda Lists are published in advance of the meetings on the Council's Website:
www.redditchbc.gov.uk

**If you have any queries on this Agenda or any of the decisions taken or wish to exercise any of the above rights of access to information, please contact
Debbie Parker Jones
Democratic Services**

**Town Hall, Walter Stranz Square, Redditch, B98 8AH
Tel: 01527 881411
Email: d.parkerjones@bromsgroveandredditch.gov.uk**

Welcome to today's meeting.

Guidance for the Public

Agenda Papers

The **Agenda List** at the front of the Agenda summarises the issues to be discussed and is followed by the Officers' full supporting **Reports**.

Chair

The Chair is responsible for the proper conduct of the meeting. Generally to one side of the Chair is the Democratic Services Officer who gives advice on the proper conduct of the meeting and ensures that the debate and the decisions are properly recorded. On the Chair's other side are the relevant Council Officers. The Councillors ("Members") of the Committee occupy the remaining seats around the table.

Running Order

Items will normally be taken in the order printed but, in particular circumstances, the Chair may agree to vary the order.

Refreshments : tea, coffee and water are normally available at meetings - please serve yourself.

Decisions

Decisions at the meeting will be taken by the **Councillors** who are the democratically elected representatives. They are advised by **Officers** who are paid professionals and do not have a vote.

Members of the Public

Members of the public may, by prior arrangement, speak at meetings of the Council or its Committees. Specific procedures exist for Appeals Hearings or for meetings involving Licence or Planning Applications. For further information on this point, please speak to the Democratic Services Officer.

Special Arrangements

If you have any particular needs, please contact the Democratic Services Officer.

Infra-red devices for the hearing impaired are available on request at the meeting. Other facilities may require prior arrangement.

Further Information

If you require any further information, please contact the Democratic Services Officer (see foot of page opposite).

Fire/ Emergency instructions

If the alarm is sounded, please leave the building by the nearest available exit – these are clearly indicated within all the Committee Rooms.

If you discover a fire, inform a member of staff or operate the nearest alarm call point (wall mounted red rectangular box). In the event of the fire alarm sounding, leave the building immediately following the fire exit signs. Officers have been appointed with responsibility to ensure that all visitors are escorted from the building.

Do Not stop to collect personal belongings.

Do Not use lifts.

Do Not re-enter the building until told to do so.

The emergency Assembly Area is on Walter Stranz Square.



Audit, Governance and Standards Committee

Thursday, 25th September, 2014
7.00 pm

Committee Room 2 Town Hall

Agenda

Membership:

Cllrs:	Roger Bennett (Chair) David Thain (Vice-Chair) Michael Braley Natalie Brookes John Fisher	Jane Potter Rachael Smith John Witherspoon Pat Witherspoon
Independent Member:	Dave Jones (non-voting co-opted – for Audit and Governance)	
Feckenham Parish Council Representative	Kevin White (non-voting co-opted – for Standards)	

<p>1. Apologies and named Substitutes</p>	<p>To receive the apologies for absence and details of any Councillor nominated to attend the meeting in place of a member of the Committee.</p>
<p>2. Declarations of Interest</p>	<p>To invite Councillors to declare any Disclosable Pecuniary Interests and/or Other Disclosable Interests they may have in items on the agenda, and to confirm the nature of those interests.</p>
<p>3. Minutes (Pages 1 - 16)</p>	<p>To confirm as a correct record the minutes of the meeting of the Audit, Governance and Standards Committee held on 3rd July 2014, subject to an amendment, as noted at the meeting of Full Council on 15th September 2014, to the final sentence of Minute No. 15 (Portfolio Holder Update – 2013/14 Outturn) which should read:</p> <p>“Officers responded that a large number of Bromsgrove District Council staff had relocated to the Town Hall, with the rental income for this for the last financial year being £100k.”.</p> <p>(Minutes attached)</p>
<p>4. Monitoring Officer's Report - Standards Regime (Pages 17 - 20) Head of Legal, Equalities and Democratic Services</p>	<p>To receive a report from the Monitoring Officer on any matters of relevance to the Committee.</p> <p>(Report attached)</p> <p>(No Direct Ward Relevance)</p>

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<p>5. Feckenham Parish Council Representative's Report - Standards Regime</p>	<p>To receive a report from the Feckenham Parish Council Representative on any matters of relevance to the Committee.</p> <p>(Oral report)</p> <p>(Astwood Bank & Feckenham Ward)</p>
<p>6. Audit, Governance and Standards Committee - Action List and Work Programme</p> <p>(Pages 21 - 30)</p> <p>Chief Executive</p>	<p>To consider the Audit, Governance and Standards Committee's Action List and Work Programme.</p> <p>(Action List and Work Programme attached)</p> <p>(No Direct Ward Relevance)</p>
<p>7. Review of the Independent Member Role on the Committee</p>	<p>Section 4 of the Audit, Governance & Standards Committee Procedure Rules state that the Committee can appoint a number of people as non-voting co-optees.</p> <p>Following a formal recruitment and selection process which took place in late 2013, Mr Dave Jones was appointed the Committee's first Independent Member (non-voting co-opted) on a 12-month trial basis to December 2014.</p> <p>Members are asked to consider whether they wish for the role of Independent Member on the Committee to continue and, if so, whether this should be on a permanent basis or for a set term of office, and how the position should be appointed to.</p> <p>Note: Mr Jones and any members of the public present will be asked to leave the meeting during the consideration of this item.</p> <p>(No separate report)</p> <p>(No Direct Ward Relevance)</p>
<p>8. Grant Thornton - Audit Findings Report</p>	<p>To enable Members to consider the Audit Findings Report 2013/14 from Grant Thornton.</p> <p>(Report to follow)</p> <p>(No Direct Ward Relevance)</p>

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<p>9. Risk Monitoring and Reporting</p>	<p>To receive any Officer and/or Lead Risk Member (Councillor John Witherspoon and Mr Dave Jones, Independent Member) oral updates in relation to risk monitoring activity which has taken place since the last meeting of the Committee.</p> <p>(Oral report(s))</p> <p>(No Direct Ward Relevance)</p>
<p>10. Fraud Monitoring and Reporting</p>	<p>To receive any Officer and/or Lead Fraud Member (Councillors Braley and Thain) oral updates in relation to fraud monitoring activity which has taken place since the last meeting of the Committee.</p> <p>(Oral report(s))</p> <p>(No Direct Ward Relevance)</p>
<p>11. Benefits Investigations - 1st April 2014 to 30th June 2014</p> <p>(Pages 31 - 40)</p> <p>Executive Director, Finance and Resources</p>	<p>To advise Members on the performance of the Benefits Services Fraud Investigation Service during the period 1st April 2014 to 30th June 2014.</p> <p>(Report attached)</p> <p>(No Direct Ward Relevance)</p>
<p>12. Statement of Accounts 2013/14</p> <p>Executive Director, Finance and Resources</p>	<p>To approve the Statement of Accounts for 2013/14.</p> <p>(Report to follow)</p> <p>(No Direct Ward Relevance)</p>
<p>13. Internal Audit - Monitoring Report</p> <p>(Pages 41 - 92)</p> <p>Executive Director, Finance and Resources</p>	<p>To consider the progress report of internal audit work with regard to the residual 2013/14 audit work and the 2014/15 year.</p> <p>(Report attached)</p> <p>(No Direct Ward Relevance)</p>
<p>14. Portfolio Holder's update - Quarterly Budget Monitoring</p>	<p>To receive an oral update from Councillor John Fisher, Portfolio Holder for Corporate Management, on the latest Finance Monitoring Report referred to the Executive Committee.</p> <p>(Oral report)</p> <p>(No Direct Ward Relevance)</p>

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15. Exclusion of the Public

Should it prove necessary, in the opinion of the Chief Executive, to exclude the public from the meeting at any point during the proceedings in relation to any item(s) of business on the grounds that either exempt and/or confidential information is likely to be divulged, the following resolution(s) will be moved:

"That under Section 100 I of the Local Government Act 1972, as amended, it/they involve the likely disclosure of exempt information as defined in Part I of Schedule 12A to the Act, as amended, the relevant paragraphs of that part being (*...to be specified by the Chairman at the meeting*), and that it is in the public interest to do so.", and/or

"That under Section 100 A of the Local Government Act 1972, as amended, it/they involve the likely disclosure of confidential information which would be in breach of an obligation of confidence."

The paragraphs under Part 1 of Schedule 12A to the Act are as follows:

Subject to the "public interest" test, information relating to:

- **Para 1 – any individual;**
- **Para 2 – the identity of any individual;**
- **Para 3 – financial or business affairs;**
- **Para 4 – labour relations matters;**
- **Para 5 – legal professional privilege;**
- **Para 6 – a notice, order or direction;**
- **Para 7 – the prevention, investigation or prosecution of crime;**

may need to be considered as 'exempt'.