

Article 8 - Planning, licensing and other functions

This article describes the following committees which council has established:

- (a) The planning and regulatory committee
- (b) Health and wellbeing board
- (c) Employment panel
- (d) Standards panel
- (e) Independent panel

2.8.1 Planning and regulatory committee

2.8.2 Composition

2.8.3 The committee comprises 15 councillors, one of whom will be appointed by Council to be the standing chairperson of the licensing sub-committee.

2.8.4 Role

2.8.5 The committee:

determines applications for planning and listed building consents which are not decided by an officer; and

its licensing sub-committee fulfils the council's licensing duties not undertaken by an officer.

2.8.6 The committee may establish one or more sub-committees consisting of three members of the planning and regulatory committee to fulfil functions delegated to the licensing sub-committee as set out in the functions scheme at part 3 section 5.

2.8.7 Health and wellbeing board

2.8.8 Composition

2.8.9 The following shall be members of the health and wellbeing board:

- Herefordshire Council Leader of Council;
- Herefordshire Council Portfolio Holder with responsibility for Adults, Health and Wellbeing
- Herefordshire Council Portfolio Holder with responsibility for Children and Young People;
- Herefordshire Council Corporate Director – Community Wellbeing
- Herefordshire Council Corporate Director – Children and Young People
- Herefordshire Council Corporate Director – Economy and Environment
- Herefordshire Council Director of Public Health
- A nominated representatives from the Integrated

Care
Board;

- A nominated representative from Wye Valley NHS Trust;
- A nominated representative from Herefordshire & Worcestershire Health and Care NHS Trust;
- A nominated representative from Healthwatch Herefordshire;
- A nominated representative from the Voluntary and Community Sector
- A nominated representative from West Mercia Police;
- A nominated representative from Herefordshire and Worcestershire Fire and Rescue Service
- A nominated representative from Herefordshire General Practice;
- A nominated representative from the Herefordshire Safeguarding Adults Board

2.8.10 Council has delegated authority to the Leader of the Council to appoint the chairperson of the board annually from the members of the executive appointed to the board; one of the board members representing NHS Herefordshire and Worcestershire Integrated Care Board will be appointed vice chairperson annually by the board.

2.8.11 The members of the board marked with an * are those specified in the Health and Social Care Act 2012, the other board members are additional as deemed appropriate by council after consultation with the board. If Board members are unable to attend they can nominate a substitute.

2.8.12 All board members shall be voting members unless the council otherwise directs.

2.8.13 Role

2.8.14 The board will carry out the statutory functions as required by the Health and Social Care Act 2012, and any other functions delegated to it, as set out in part 3 section 5 of the constitution. To act as a partnership forum in which key leaders from the local health and care system work together to improve the health and wellbeing of Herefordshire residents.

2.8.15 Employment panel

2.8.16 Composition

2.8.17 The employment panel comprises six councillors.

2.8.18 Role

2.8.19 To fulfil specific employment functions in relation to specified senior management roles; to review the annual pay policy statement for recommendation to Council; and to be a consultee on employee terms, conditions and employment policies.

2.8.20 Independent panel

- 2.8.20a Statutory provisions require that the council takes into account any advice, views or recommendations of an independent panel before a chief executive can be dismissed, for any reason other than redundancy, permanent ill-health or the expiry of a fixed term contract unless the authority has undertaken to renew that fixed term contract.
- 2.8.21 Council has appointed an independent panel as a committee of the Council, comprising only independent persons (at least two) appointed in accordance with procedure rule 2.8.20a above to review the decision to dismiss statutory officers (in accordance with JNC agreements) and prepare a report for Council.
- 2.8.21a An “independent person” means any independent person who has been appointed by the council and who has accepted an invitation issued by the monitoring officer in accordance with the following priority order -
- (a) a relevant independent person who has been appointed by the authority under section 28(7) of the localism act 2011 and who is a local government elector;
 - (b) any other relevant independent person who has been appointed by the authority;
 - (c) a relevant independent person who has been appointed by another authority or authorities.

2.8.22 Standards panel

2.8.23 Composition

2.8.24 The standards panel will consist of an independent person the chair of the audit and governance committee and two other members of audit and governance committee and a parish councillor nominated by Herefordshire Association of Local Councils. One of the members from the audit and governance committee shall chair the panel.

2.8.25 The three members from audit and governance committee shall be appointed at the first audit and governance meeting after the Council AGM. The committee may also appoint up to two further substitute members who should only substitute if any of the three standing members are unavailable.

2.8.26 Role

To consider and determine complaints that cannot be resolved by the monitoring officer.

2.8.27 The members of the panel will also receive copies of all decisions made by the monitoring officer under the code of conduct complaint process and may directly provide feedback of their views on the decision or meet informally with the monitoring officer. Where requested by the Chairperson of the panel, the monitoring officer will convene a meeting to discuss a specific decision.