



**Swansea Bay City Region Joint Committee - 9 July 2020**

**Joint Scrutiny – Change to Terms of Reference**

<b>Purpose:</b>	To update Joint Committee on a request from Joint Scrutiny to change Terms of Reference
<b>Policy Framework:</b>	Swansea Bay City Deal (SBCD) Joint Committee Agreement
<b>Recommendation(s):</b>	It is recommended that Joint Committee: <ol style="list-style-type: none"> <li>1. Approves the amendment to the Terms of Reference set out at paragraph 1.5 below for the Joint Scrutiny Committee</li> <li>2. Authorises the Monitoring Officer of Swansea Council/Heads of Legal of Carmarthenshire, Pembrokeshire and Neath Port Talbot Councils to enter into any agreement necessary to effect the changes to the Joint Committee Agreement.</li> </ol>
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**1. Introduction**

- 1.1 Following the Actica Consulting Ltd review report together with the internal review by Pembrokeshire County Council the Joint Committee agreed to amend the Joint Committee Agreement. Following an approval process by all four constituent authorities the Joint Committee Agreement was amended to incorporate changes recommended by the Reviews.
- 1.2 During the process of amending the Joint Committee Agreement the Joint Scrutiny Committee Chair wrote to the Joint Committee requesting some changes which included that the quorate number for the Joint Scrutiny Committee was reduced from 8 to 6. The membership of the Joint Scrutiny Committee stands at 12.



- 1.3 In their meeting of the 29 October 2019 the Joint Committee agreed that the Joint Committee Agreement should be finalised by a Deed of Variation and that legal officers consider whether the amendment to the quorate number can be made under delegated powers.
- 1.4 Legal officers have considered the position now that the Deed of Variation has been finalised. Whilst NPT, Swansea Council and Pembrokeshire are able to make the amendment under delegated powers, Carmarthenshire Council have advised that they will need to take a report through their democratic process. It was also felt appropriate to add in the same caveat that was made to the Joint Committee Terms of Reference voting clause around not being able to vote on a project if the member representative of a Council involved in a project is not present at the meeting.
- 1.5 It is therefore proposed that there is an amendment to Clause 7 of Schedule 12 – Terms of Reference of Joint Scrutiny Committee in that the current Clause 7.1 is deleted and amended as follows:

#### 7. Quorum

- 7.1 The quorum for meetings shall be no less than 6 members, which must include at least 1 member from each of the 4 Authorities. The Joint Scrutiny Committee is not permitted to scrutinise a matter relating to a project if a member representative of the Councils involved in that project is not present at the meeting.

## **2. Financial Implications**

- 2.1 There are no financial implications associated with this report.

## **3. Legal implications**

- 3.1 There are no further legal implications associated with this report.

**Background Papers:** None

**Appendices:** None