

BARNSELY METROPOLITAN BOROUGH COUNCIL

This matter is not a Key Decision within the Council's definition and has not been included in the relevant Forward Plan

**Report of Assistant Chief
Executive (Legal and
Governance)**

COUNCIL NOMINATION TO THE BERNESLAI HOMES BOARD

1. Purpose of Report

- 1.1 A vacancy has arisen for a Council nomination to the Board of Berneslai Homes due to Councillor Wilde passing away in July.

2. Recommendation

- 2.1 **To approve the nomination of Councillor T Sheard to the Berneslai Homes Board with immediate effect.**

3. Introduction

- 3.1 In accordance with the Berneslai Homes Memorandum of Articles and Association the Council has three Member representatives on the Berneslai Homes Board. Our representatives were Councillors Ennis, Franklin and Wilde. However, Councillor Wilde sadly passed away in July, leaving a vacancy on the Board. The Council has therefore sought nominations from all Councillors.
- 3.2 It is a requirement of the Berneslai Homes Memorandum of Articles and Association that all potential Board Members must undergo a "threshold interview" to ensure they meet the essential criteria and have the skills set required to undertake the role of a non executive director. Once applicants have passed the threshold the Council is then able to consider its appointment.
- 3.4 Following the Council's request for nominations Berneslai Homes received 1 application and the threshold interview took place on 22nd August. Councillor T Sheard fully met the threshold and the panel are satisfied in recommending Councillor T Sheard as nomination to the Council.
- 3.5 Councillor T Sheard would commence on the Board with immediate effect.

4. Consideration of Alternative Approaches

- 4.1 There are no alternative approaches for consideration as it is a requirement of the Memorandum and Articles of Association that the Board has a balance of representatives from Independent members, Council nominees and Tenants representatives. The Memorandum and Articles of Association were agreed by the Council and it has determined how an appropriate balance of member representation to the Berneslai Homes Board should be maintained.

5. Proposal and Justification

- 5.1 The agreed process for the nomination of Council representatives to the Board of Berneslai Homes has been followed. Following the notification to the Council that Council member vacancies had arisen application for the position was received. The threshold interview was conducted, as required, and having met the essential criteria it is recommended that Councillor T Sheard be approved as the nomination from the Council to the Berneslai Homes Board.

6. Delivering Sustainable Community Strategy Ambitions and Local Area Agreement Outcomes

- 6.1 There are no implications arising directly from this report.

7. Long Term Sustainability of the Proposal

- 7.1 There are no implications arising from this report.

8. Impact on Local People

- 8.1 There are no implications arising from this report.

9. Compatibility with European Convention on Human Rights

- 9.1 This report is fully compatible with the Human Rights Act.

10. Promoting Equality and Diversity and Social Inclusion

- 10.1 There are no implications arising from this report.

11. Reduction of Crime and Disorder

- 11.1 In investigating the options set out in this report, the Council's duties under Section 17 of the Crime and Disorder Act 1998 have been considered.

12. Conservation of Biodiversity

- 12.1 There are no implications arising from this report.

13. Risk Management Issues, including Health and Safety

- 13.1 There are no implications arising from this report.

14. Financial Implications

- 14.1 Consultations on the financial implications have taken place with representatives of the Executive Director of Finance.

- 14.2 There are no new financial implications arising from this report.

15. Employee Implications

15.1 There are no implications arising from this report.

16. Glossary

16.1 None.

17. List of Appendices

17.1 None.

18. Background Papers

18.1 Berneslai Homes Memorandum and Articles of Association, as amended December 2012.

Officer Contact: Craig Rogerson Telephone No: 01226 773425 Date: August, 2013

ANNEX

COUNCIL NOMINATION TO THE BERNESLAI HOMES BOARD

Consultations

- (a) **Financial Implications**
None directly arising from this report
- (b) **Employee Implications**
None directly arising from this report
- (c) **Legal Implications**
None directly arising from this report
- (d) **Policy Implications**
None directly arising from this report
- (e) **ICT Implications**
None directly arising from this report
- (f) **Local Members**
None directly arising from this report
- (g) **Health and Safety Considerations**
None directly arising from this report
- (h) **Property Implications**
None directly arising from this report
- (i) **Implications for Other Services**
None directly arising from this report
- (j) **Implications for Service Users**
None directly arising from this report
- (k) **Communications Implications**
None directly arising from this report