

# SUPPLEMENTARY AGENDA

**Meeting**    **London Assembly (Plenary)**  
**Date**       **Friday 13 May 2016**  
**Time**       **10.00 am**  
**Place**       **Chamber, City Hall, The Queen's  
Walk, London, SE1 2AA**

Copies of the reports circulated under cover of this supplementary agenda may be found at  
[www.london.gov.uk/mayor-assembly/london-assembly/whole-assembly](http://www.london.gov.uk/mayor-assembly/london-assembly/whole-assembly)

**The following reports were marked 'to follow' on the agenda for this meeting. The Chair of the Assembly has agreed, in accordance with section 100(B)(4) of the Local Government Act 1972 (as amended), to accept these items as urgent business in order to allow their consideration at the very earliest opportunity.**

Mark Roberts, Executive Director of Secretariat  
11 May 2016

## **3    Declarations of Interests** (Pages 1 - 4)

**The Assembly is recommended to:**

- (a)    Note the list of offices held by Assembly Members, as set out in the table at Agenda Item 3, as disclosable pecuniary interests;**
- (b)    Note the declaration by any Member(s) of any disclosable pecuniary interests in specific items listed on the agenda and the necessary action taken by the Member(s) regarding withdrawal following such declaration(s); and**
- (c)    Note the declaration by any Member(s) of any other interests deemed to be relevant (including any interests arising from gifts and hospitality received which are not at the time of the meeting reflected on the Authority's register of gifts and hospitality, and noting also the advice from the GLA's Monitoring Officer set out at Agenda Item 3) and to note any necessary action taken by the Member(s) following such declaration(s).**

## **4 Results of 2016 Greater London Authority Elections** (Pages 5 - 6)

Report of the Executive Director of Secretariat

Contact: Ed Williams, [ed.williams@london.gov.uk](mailto:ed.williams@london.gov.uk), tel 020 7983 4399

**The Assembly is recommended to note the report.**

## **5 Assembly Party Groups and Members** (Pages 7 - 10)

Report of the Executive Director of Secretariat

Contact: Ed Williams, [ed.williams@london.gov.uk](mailto:ed.williams@london.gov.uk), tel 020 7983 4399

The Assembly is to be formally advised of the formal party Groups of the Assembly, including their memberships and the names of party Group leaders, and of any single Members of the Assembly.

**The Assembly is recommended to note the formation of party Groups from within the overall membership of the London Assembly.**

## **7 Establishment of Assembly Committees and Bodies for 2016/17** (Pages 11 - 24)

Report of the Executive Director of Secretariat

Contact: Ed Williams, [ed.williams@london.gov.uk](mailto:ed.williams@london.gov.uk), tel 020 7983 4399

**The Assembly is recommended to:**

- (a) Consider and agree which committees it wishes to establish for the 2016/17 Assembly Year, taking into account the various recommendations set out at paragraphs 4.5-4.7, 4.12-4.15, 4.18-4.20, 4.23-4.25 and 4.29-4.31, and agree terms of reference for those committees;**
- (b) Consider whether, in accordance with the provisions of Section 17 of the Local Government and Housing Act 1989 explained at paragraphs 3.2 to 3.8 of the report, unanimously to agree to disapply the proportionality rules where committee membership is not politically proportional in respect of the overall membership of the Assembly;**
- (c) Determine, if necessary (subject to the decision taken on recommendation (b) above), in accordance with the rules on the political proportionality that apply to the allocation of seats on committees and having had regard to the guidance from the Executive Director of Secretariat set out at Appendix 1 as to the number and allocation between the political party Groups of seats both on an overall basis and, for each committee / body established, the overall size and constitution of each of the ordinary committees and other bodies established;**

- (d) Reconfirm the existing standing delegation to the Chair of the Assembly in respect of powers (conferred by Schedule 4A of the Greater London Authority Act 1999 as amended) to decide to hold a confirmation hearing and to decide whether to request the candidate to produce any documents; and**
- (e) Reconfirm the previous decisions of the then Business Management and Appointments Committee in respect of committee meetings and work programmes, as set out at paragraphs 4.38 and 4.39 of this report.**

## **8 Appointment of Members to Committees** (Pages 25 - 26)

Report of the Executive Director of Secretariat

Contact: Ed Williams, [ed.williams@london.gov.uk](mailto:ed.williams@london.gov.uk), tel 020 7983 4399

**The Assembly is recommended to appoint Members and substitute Members for the 2016/17 Assembly Year to the committees/bodies established under Item 7.**

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# Subject: Declarations of Interests

**Report to: London Assembly (Annual Meeting)**

**Report of: Executive Director of Secretariat**

**Date: 13 May 2016**

**This report will be considered in public**

## 1. Summary

- 1.1 This report sets out details of offices held by Assembly Members for noting as disclosable pecuniary interests and requires additional relevant declarations relating to disclosable pecuniary interests, and gifts and hospitality to be made.

## 2. Recommendations

- 2.1 **That the list of offices held by Assembly Members, as set out in the table below, be noted as disclosable pecuniary interests<sup>1</sup>;**
- 2.2 **That the declaration by any Member(s) of any disclosable pecuniary interests in specific items listed on the agenda and the necessary action taken by the Member(s) regarding withdrawal following such declaration(s) be noted; and**
- 2.3 **That the declaration by any Member(s) of any other interests deemed to be relevant (including any interests arising from gifts and hospitality received which are not at the time of the meeting reflected on the Authority's register of gifts and hospitality, and noting also the advice from the GLA's Monitoring Officer set out at below) and any necessary action taken by the Member(s) following such declaration(s) be noted.**

## 3. Issues for Consideration

- 3.1 Relevant offices held by Assembly Members are listed in the table overleaf:

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<sup>1</sup> The Monitoring Officer advises that: Paragraph 10 of the Code of Conduct will only preclude a Member from participating in any matter to be considered or being considered at, for example, a meeting of the Assembly, where the Member has a direct Disclosable Pecuniary Interest in that particular matter. The effect of this is that the 'matter to be considered, or being considered' must be about the Member's interest. So, by way of example, if an Assembly Member is also a councillor of London Borough X, that Assembly Member will be precluded from participating in an Assembly meeting where the Assembly is to consider a matter about the Member's role / employment as a councillor of London Borough X; the Member will not be precluded from participating in a meeting where the Assembly is to consider a matter about an activity or decision of London Borough X.

<b>Member</b>	<b>Interest</b>
Tony Arbour AM	Member, LFEPA; Member, LB Richmond
Jennette Arnold OBE AM	Committee of the Regions
Gareth Bacon AM	Chairman of LFEPA; Chairman of the London Local Resilience Forum; Member, LB Bexley
Kemi Badenoch AM	
Shaun Bailey AM	
Sian Berry AM	Member, LB Camden
Andrew Boff AM	Member, LFEPA; Congress of Local and Regional Authorities (Council of Europe)
Leonie Cooper AM	Member, LB Wandsworth
Tom Copley AM	Member, LFEPA
Unmesh Desai AM	Member, LB Newham
Tony Devenish AM	Member, City of Westminster
Andrew Dismore AM	Member, LFEPA
Len Duvall AM	
Florence Eshalomi AM	Member, LB Lambeth
Nicky Gavron AM	
David Kurten AM	
Joanne McCartney AM	Statutory Deputy Mayor
Steve O'Connell AM	Member, LB Croydon
Caroline Pidgeon MBE AM	
Keith Prince AM	Member, LB Redbridge
Caroline Russell AM	Member, LB Islington
Dr Onkar Sahota AM	
Navin Shah AM	
Fiona Twycross AM	Member, LFEPA
Peter Whittle AM	

[Note: LB - London Borough; LFEPA - London Fire and Emergency Planning Authority]

3.2 Paragraph 10 of the GLA's Code of Conduct, which reflects the relevant provisions of the Localism Act 2011, provides that:

- where an Assembly Member has a Disclosable Pecuniary Interest in any matter to be considered or being considered or at
  - (i) a meeting of the Assembly and any of its committees or sub-committees; or
  - (ii) any formal meeting held by the Mayor in connection with the exercise of the Authority's functions
- they must disclose that interest to the meeting (or, if it is a sensitive interest, disclose the fact that they have a sensitive interest to the meeting); and
- must not (i) participate, or participate any further, in any discussion of the matter at the meeting; or (ii) participate in any vote, or further vote, taken on the matter at the meeting

UNLESS

- they have obtained a dispensation from the GLA's Monitoring Officer (in accordance with section 2 of the Procedure for registration and declarations of interests, gifts and hospitality – Appendix 5 to the Code).

3.3 Failure to comply with the above requirements, without reasonable excuse, is a criminal offence; as is knowingly or recklessly providing information about your interests that is false or misleading.

- 3.4 In addition, the Monitoring Officer has advised Assembly Members to continue to apply the test that was previously applied to help determine whether a pecuniary / prejudicial interest was arising - namely, that Members rely on a reasonable estimation of whether a member of the public, with knowledge of the relevant facts, could, with justification, regard the matter as so significant that it would be likely to prejudice the Member's judgement of the public interest.
- 3.5 Members should then exercise their judgement as to whether or not, in view of their interests and the interests of others close to them, they should participate in any given discussions and/or decisions business of within and by the GLA. It remains the responsibility of individual Members to make further declarations about their actual or apparent interests at formal meetings noting also that a Member's failure to disclose relevant interest(s) has become a potential criminal offence.
- 3.6 Members are also required, where considering a matter which relates to or is likely to affect a person from whom they have received a gift or hospitality with an estimated value of at least £25 within the previous three years or from the date of election to the London Assembly, whichever is the later, to disclose the existence and nature of that interest at any meeting of the Authority which they attend at which that business is considered.
- 3.7 The obligation to declare any gift or hospitality at a meeting is discharged, subject to the proviso set out below, by registering gifts and hospitality received on the Authority's on-line database. The on-line database may be viewed here:  
<http://www.london.gov.uk/mayor-assembly/gifts-and-hospitality>.
- 3.8 If any gift or hospitality received by a Member is not set out on the on-line database at the time of the meeting, and under consideration is a matter which relates to or is likely to affect a person from whom a Member has received a gift or hospitality with an estimated value of at least £25, Members are asked to disclose these at the meeting, either at the declarations of interest agenda item or when the interest becomes apparent.
- 3.9 It is for Members to decide, in light of the particular circumstances, whether their receipt of a gift or hospitality, could, on a reasonable estimation of a member of the public with knowledge of the relevant facts, with justification, be regarded as so significant that it would be likely to prejudice the Member's judgement of the public interest. Where receipt of a gift or hospitality could be so regarded, the Member must exercise their judgement as to whether or not, they should participate in any given discussions and/or decisions business of within and by the GLA.

## **4. Legal Implications**

- 4.1 The legal implications are as set out in the body of this report.

## **5. Financial Implications**

- 5.1 There are no financial implications arising directly from this report.

<b>Local Government (Access to Information) Act 1985</b>
List of Background Papers: None
Contact Officer: Ed Williams, Head of Committee and Member Services
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# Subject: Results of 2016 Greater London Authority Elections

**Report to: London Assembly (Annual Meeting)**

**Report of: Executive Director of Secretariat**

**Date: 13 May 2016**

**This report will be considered in public**

## 1. Summary

- 1.1 This report sets out the results of the Greater London Authority elections held on 5 May 2016.

## 2. Recommendation

- 2.1 **That the Assembly notes the results of the Greater London Authority elections held on 5 May 2016.**

## 3. Background and Issues for Consideration

- 3.1 The fifth elections for the office of Mayor and for membership of the London Assembly were held on 5 May 2016 under the constituency and London list arrangements provided for in the Greater London Authority Act 1999 (as amended).
- 3.2 The Rt Hon Sadiq Khan MP was elected Mayor of London.
- 3.3 The following persons were elected to the London Assembly:

### Constituency Members:

Barnet and Camden	Andrew Dismore
Bexley and Bromley	Gareth Bacon
Brent and Harrow	Navin Shah
City and East	Unmesh Desai
Croydon and Sutton	Steve O'Connell
Ealing and Hillingdon	Onkar Sahota
Enfield and Haringey	Joanne McCartney
Greenwich and Lewisham	Len Duvall
Havering and Redbridge	Keith Prince

Lambeth and Southwark  
Merton and Wandsworth  
North East  
South West  
West Central

Florence Eshalomi  
Leonie Cooper  
Jennette Arnold OBE  
Tony Arbour  
Tony Devenish

### **London (List) Members:**

Kemi Badenoch  
Shaun Bailey  
Sian Berry  
Andrew Boff  
Tom Copley  
Nicky Gavron  
David Kurten  
Caroline Pidgeon MBE  
Caroline Russell  
Fiona Twycross  
Peter Whittle

## **4. Legal Implications**

- 4.1 Before they may act in office and take their seats on the Assembly and its committees, and in order to be entitled to their salary, Assembly Members must sign a declaration of acceptance of office and written undertaking to observe the GLA's statutory Code of Conduct. The same rule applies to the Mayor. All Assembly Members and the Mayor have now signed that declaration.

## **5. Financial Implications**

- 5.1 There are no financial implications arising directly from this report.

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**List of appendices to this report:** None.

### **Local Government (Access to Information) Act 1985**

List of Background Papers: Greater London Authority Act 1999 (as amended) – Sections 1-4, Schedules 1 and 2; Declarations of Results from the Returning Officer

Contact Officer:	Ed Williams, Head of Committee and Member Services
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# Subject: Assembly Party Groups and Members

**Report to: London Assembly (Annual Meeting)**

**Report of: Executive Director of Secretariat**

**Date: 13 May 2016**

**This report will be considered in public**

## 1. Summary

- 1.1 This report formally informs the Assembly of the formal party Groups of the London Assembly, including their memberships and the names of party Group leaders.

## 2. Recommendation

- 2.1 **That the Assembly notes the formation of four party Groups from within the overall membership of the London Assembly.**

## 3. Background

- 3.1 Under the Local Government (Committees and Political Groups) Regulations 1990 (as amended), Part III Regulations 8 (1) to (5), a party Group is not deemed to have been formally constituted until the relevant written notice has been submitted to the Head of Paid Service.

## 4. Issues for Consideration

- 4.1 Under Regulation 8, the Head of Paid Service has been formally notified of the constitution of the following Groups and Party Leaders:

**Labour Group (12 Members):**

**Leader**

**Deputy Leader**

Other Members:

**Assembly Member**

Len Duvall

Fiona Twycross (Business Manager)

Jennette Arnold OBE

Leonie Cooper

Tom Copley

Unmesh Desai

Andrew Dismore

Florence Eshalomi

Nicky Gavron

Joanne McCartney

Onkar Sahota

Navin Shah

**GLA Conservatives Group (8 Members):**

**Leader**

**Deputy Leader**

Other Members:

**Assembly Member**

Gareth Bacon

Kemi Badenoch

Tony Arbour

Shaun Bailey

Andrew Boff

Tony Devenish

Steve O'Connell

Keith Prince (Business Manager)

**Green Party Group (2 Members):**

**Leader**

**Deputy Leader**

**Assembly Member**

Sian Berry

Caroline Russell (Business Manager)

**UKIP Group (2 Members):****Assembly Member****Leader**

Peter Whittle

**Deputy Leader**

David Kurten

**5. Legal Implications**

5.1 No legal implications directly arise from this report.

**6. Financial Implications**

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

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**List of appendices to this report:** None.**Local Government (Access to Information) Act 1985**

Background papers: Local Government (Committees and Political Groups) Regulations 1990 (as amended), Part III, Regulation 8 (1) to (5)

Contact Officer: Ed Williams, Head of Committee and Member Services

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# Subject: Establishment of Assembly Committees and Bodies for 2016/17

**Report to: London Assembly (Annual Meeting)**

**Report of: Executive Director of Secretariat**

**Date: 13 May 2016**

**This report will be considered in public**

## 1. Summary

- 1.1 This report sets out recommendations in relation to the re-establishment of Assembly committees and sub-committees for the 2016/17 Assembly Year.

## 2. Recommendations

**The Assembly is recommended to:**

- 2.1 **Consider and agree which committees it wishes to establish for the 2016/17 Assembly Year, taking into account the various recommendations set out at paragraphs 4.5-4.7, 4.12-4.15, 4.18-4.20, 4.23-4.25 and 4.29-4.31, and agree terms of reference for those committees;**
- 2.2 **Consider whether, in accordance with the provisions of Section 17 of the Local Government and Housing Act 1989 explained at paragraphs 3.2 to 3.8 below, unanimously to agree to disapply the proportionality rules where committee membership is not politically proportional in respect of the overall membership of the Assembly;**
- 2.3 **Determine, if necessary (subject to the decision taken on recommendation 2.2 above), in accordance with the rules on the political proportionality that apply to the allocation of seats on committees and having had regard to the guidance from the Executive Director of Secretariat set out at Appendix 1 as to the number and allocation between the political party Groups of seats both on an overall basis and, for each committee / body established, the overall size and constitution of each of the ordinary committees and other bodies established;**
- 2.4 **Reconfirm the existing standing delegation to the Chair of the Assembly in respect of powers (conferred by Schedule 4A of the Greater London Authority Act 1999 as amended) to decide to hold a confirmation hearing and to decide whether to request the candidate to produce any documents; and**

- 2.5 **Reconfirm the previous decisions of the then Business Management and Appointments Committee in respect of committee meetings and work programmes, as set out at paragraphs 4.38 and 4.39 of this report.**

### **3. Background**

#### **Establishment of Assembly Committees**

- 3.1 The Assembly established the following committees and panels as ordinary committees for the 2015/16 Assembly Year:

- Audit Panel (4 Members and 4 scheduled meetings per year);
- Budget and Performance Committee (7 Members);
- Confirmation Hearings Committee (9 Members);
- Economy Committee (7 Members);
- Environment Committee (7 Members);
- GLA Oversight Committee (9 Members);
- Health Committee (5 Members);
- Housing Committee (7 Members);
- Planning Committee (5 Members);
- Police and Crime Committee<sup>[1]</sup> (9 Members);
- Regeneration Committee (5 Members); and
- Transport Committee (9 Members).

#### **Political proportionality**

- 3.2 The provisions of the Local Government and Housing Act 1989 (see below) and the Local Government (Committees and Political Groups) Regulations 1990 apply to any committees and sub-committees established by the Assembly. This means that the allocation of seats on committees must then be proportionate to the number of Members each party Group has on the Assembly as a whole, unless there is a unanimous decision to disapply the full requirements of the political balance requirements.
- 3.3 The Assembly has a duty when allocating or reviewing the allocation of seats on committees to give effect (so far as is reasonably practicable) to the following four principles (set out in section 15 of the Local Government and Housing Act 1989):
- (i) That all the seats are not allocated to the same political Group (Principle I);

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<sup>[1]</sup> The London Assembly is statutorily required to establish a Committee to discharge the functions granted to it by Section 33 of that Police Reform and Social Responsibility Act 2011.



- (ii) That the greatest number of the seats goes to the political Group with the most seats on the Assembly (Principle II);
  - (iii) That, subject to the above two principles, the total number of seats on the ordinary committees of the Assembly are allocated to each political Group in the same proportion as the Group's representation on the Assembly (Principle III); and
  - (iv) That, subject to the above three principles, the number of seats on each committee are allocated to each political Group in the same proportion as the Group's representation on the Assembly (Principle IV).
- 3.4 Section 17(1) of the 1989 Act provides that the Assembly may make appointments to committees that do not wholly comply with the proportionality principles set out above as long as no single Assembly Member votes against those appointments. From 2000 until May 2008 the Assembly disappplied the proportionality rules. Between May 2008 and April 2013 there was not unanimous agreement to disapply the proportionality rules and seats on Assembly committees were therefore allocated on a strictly proportional basis during that period. The Assembly agreed, at its annual meeting on 1 May 2013, to revert to the previous position and unanimously agreed to disapply the strict application of proportionality rules from the establishment of its committees and sub-committees, and subsequently did so again at its Annual Meetings on 14 May 2014 and on 13 May 2015.
- 3.5 A political Group is defined as two or more Assembly Members, who formally notify the Head of Paid Service that they are to be regarded as a Group, give the Group's name and appoint one Member of the Group as Leader. The proportionality rules only apply to political Groups, not to individual Members who do not belong to one. However, the Authority's Standing Orders state that every Member of the Assembly shall be entitled to serve on at least one committee.
- 3.6 The London Assembly has four political Groups. The Labour Group has 12 Assembly seats, the GLA Conservatives Group has 8 seats, the Green Party Group has 2 seats, and the UKIP Group has 2 seats. There is also one ungrouped Member. The total number of seats on the London Assembly is 25.
- 3.7 This means that, the overall percentage allocation of seats is as follows:-
- Labour Group – 48%
  - GLA Conservatives Group - 32%
  - Green Party Group – 8%
  - UKIP Group – 8%
- 3.8 General guidance from the Executive Director of Secretariat in relation to proportionality, including figures for various sizes of committees, is attached at **Appendix 1**.

## 4. Issues for Consideration

### Police and Crime Committee

- 4.1 The London Assembly is required by the provisions of the Police Reform and Social Responsibility Act 2011 to arrange for the functions granted to it by Section 33 of that Act and those functions conferred by Section 60A and Schedule 4A of the GLA Act, to be discharged on its behalf by a particular committee, which has previously been known as the Police and Crime Committee<sup>1</sup>.
- 4.2 The key functions of the Committee, as defined in the Act - and as reflected in the terms of reference set out at **Appendix 2**, agreed by the Assembly when it initially established the Committee in December 2011, are:
- The power to hold confirmation hearings in respect of the Mayor's Office for Policing and Crime's (MOPAC) proposed candidate for Deputy Mayor for Policing and Crime and the power to veto, by a two-thirds majority, the candidate where they are not an Assembly Member;
  - The power to review the draft Policing Plan and make recommendations to MOPAC who must have regard to them;
  - The power to review MOPAC's Annual Report and make reports and recommendations at a public meeting, which MOPAC must attend;
  - The power to require relevant reports and information in MOPAC's possession (except those which are operationally sensitive) to enable them to fulfil their statutory obligations;
  - The power to require MOPAC/Deputy Mayor for Policing and Crime to attend the Panel to answer questions; and
  - Responsibility for complaints about MOPAC. (In accordance with Regulation 7 of the Elected Local Policing Bodies (Complaints and Misconduct) Regulations 2011, the Police and Crime Committee has previously delegated all of the powers and functions conferred on it by those regulations, with the exception of the functions set out at Part 4 of the regulations (resolution of other complaints) which may not be delegated, to the GLA's Monitoring Officer.)
- 4.3 In law, the Assembly is not permitted to exercise any of the special scrutiny functions<sup>2</sup> delegated to the Police and Crime Committee by the Police Reform and Social Responsibility Act 2011 and Section 54(5) of the GLA Act does not apply to the Committee in this respect. The Assembly also may not arrange for any of its other functions to be discharged by the Police and Crime Committee.
- 4.4 There are no statutory rules regarding the size of this committee or the number of meetings it must hold.

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<sup>1</sup> The Act requires the establishment of an ordinary committee of the Assembly to be the statutory Police and Crime Panel. This is referred to as a committee for the purposes of consistency with the Assembly's existing structure and working arrangements.

<sup>2</sup> These special scrutiny functions are to: (a) review the draft police and crime plan, or draft variation, given to the Assembly by the Mayor's Office for Policing and Crime in accordance with section 6(6)(c), and (b) make a report or recommendations on the draft plan or variation to the Mayor's Office for Policing and Crime; and to hold a confirmation hearing in respect of the appointment of the Deputy Mayor for Policing and Crime and exercise the Committee's power of veto if the candidate is not an Assembly Member.

## Recommendations

### The Assembly is recommended to:

- 4.5 **Establish an ordinary committee to be known as the Police and Crime Committee, to discharge the functions granted to it by Section 33 of the Police Reform and Social Responsibility Act 2011 and those functions conferred by section 60A and schedule 4A of the GLA Act 1999 (as amended);**
- 4.6 **Approve the terms of reference for this Committee; and**
- 4.7 **Determine the overall size and constitution of the Committee.**

### Confirmation Hearings Committee

- 4.8 The GLA Act 1999 (as amended) provides that Mayoral nominees for the following offices may be subject to non-binding 'confirmation hearings' conducted by the London Assembly:
  - Chair<sup>3</sup> and Deputy Chair of Transport for London;
  - Chair of the London Fire and Emergency Planning Authority;
  - Chair and Deputy Chair of the London Pensions Fund Authority;
  - Chair of the Cultural Strategy Group;
  - Chair of the London Waste and Recycling Board; and
  - Chair of a Mayoral Development Corporation.
- 4.9 Section 60A and Schedule 4A to the GLA Act 1999 (as amended) set out the process to be followed. The Assembly may, within three weeks of receiving notification of such an appointment from the Mayor, hold a confirmation hearing and make a recommendation to the Mayor as to whether or not the candidate should be appointed to the office.
- 4.10 The Assembly has previously established a Confirmation Hearings Committee to undertake these hearings.
- 4.11 In addition to the offices subject to hearings listed at paragraph 4.8 above, as noted at paragraph 4.2, the Police and Crime Committee may also hold confirmation hearings in respect of MOPAC's proposed candidate for Deputy Mayor for Policing and Crime and has the power to veto, by a two-thirds majority, the candidate where that person is not an Assembly Member. This function must be carried out by the Police and Crime Committee itself and may not be delegated to another Assembly Committee.

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<sup>3</sup> This would not apply if the Mayor appointed him/herself to this office

## **Recommendations**

### **The Assembly is recommended to:**

- 4.12 **Establish an ordinary committee to undertake its responsibilities in relation to confirmation hearings to be known as the Confirmation Hearings Committee;**
- 4.13 **Approve the proposed term of reference for this Committee, namely: “In accordance with Section 60A and Schedule 4A of the Greater London Authority Acts 1999, to hold confirmation hearings and, as necessary, to make recommendations to the Mayor on proposed appointments”;**
- 4.14 **Determine the overall size and constitution of this Committee; and**
- 4.15 **Re-confirm the existing standing delegation to the Assembly Chair in respect of powers (conferred by the Greater London Authority Act 2007) to decide to hold a confirmation hearing and to decide whether to request the candidate to produce any documents.**

### **Business Management/Staffing Committee**

- 4.16 Standing Order 10.4 requires the Assembly to appoint an ordinary committee to undertake its business management functions; Standing Order 10.5 requires the Assembly to designate one of its committees to exercise the staffing functions specified within that Standing Order, including responding to consultation on relevant staffing matters from the Head of Paid Service.
- 4.17 The Assembly has previously established the GLA Oversight Committee to undertake these business management and staffing functions as well as other functions in relation to scrutiny oversight, including in particular the responsibility of scrutinising the Mayor’s activities in respect of education matters within London. The Assembly is now asked to establish a body to undertake these functions during the 2016/17 year.

## **Recommendations**

### **The Assembly is recommended to:**

- 4.18 **Establish an ordinary committee to undertake its business management, staffing and scrutiny oversight responsibilities;**
- 4.19 **Agree the terms of reference of this committee; and**
- 4.20 **Determine the overall size and constitution of this committee.**

## **Audit**

- 4.21 The Chartered Institute of Public Finance & Accountancy (CIPFA) guidance for local authorities on audit committees (2013) reaffirms their importance as a key component of corporate governance. Such committees, CIPFA states, provide a high-level focus on assurance and an organisation's arrangements for governance, managing risk and maintaining an effective control environment.
- 4.22 The Audit Panel has previously been established as a four Member body.

### **Recommendations**

#### **The Assembly is recommended to:**

- 4.23 **Establish an ordinary committee to undertake its audit responsibilities to be known as the Audit Panel;**
- 4.24 **Agree the terms of reference of this committee body; and**
- 4.25 **Determine the overall size and constitution of this committee.**

## **Scrutiny Committees – General**

- 4.26 One of the Assembly's primary duties is to undertake scrutiny and investigation in order to hold the Mayor to account on behalf of Londoners. To this end, the Assembly may establish bodies that it considers necessary and appropriate to undertake its scrutiny function for the 2016/17 Assembly year.
- 4.27 In considering the terms of reference of any scrutiny committees, the Assembly is recommended to consider the need to take into account:
- The Assembly's statutory responsibilities in relation to London TravelWatch (formally the London Transport Users' Committee) which have previously been dealt with by the Assembly's Transport Committee; and
  - The Assembly's responsibilities in respect of responding to consultations on the Mayor's Draft Strategies.
- 4.28 The Regeneration Committee has previously been tasked with providing lead oversight for the Assembly of the policies, decisions and actions of the London Legacy Development Corporation, the Old Oak and Park Royal Development Corporation (OPDC) and any future mayoral development corporations. The Assembly may therefore wish to include similar responsibilities within a specific committee's terms of reference.

## **Recommendations**

### **The Assembly is recommended to:**

- 4.29 **Establish as ordinary committees those bodies that it considers necessary and appropriate to undertake its scrutiny function for the 2016/17 Assembly Year;**
- 4.30 **Agree the terms of reference for any committees established; and**
- 4.31 **Determine the overall size and constitution of any committees established.**

### **Budget Monitoring Sub-Committee**

- 4.32 Should the Assembly agree to re-establish a Budget and Performance Committee, it may like to consider whether it wishes to give its approval to that Committee establishing a Budget Monitoring Sub-Committee with the following term of reference:

“To consider the quarterly monitoring reports provided by the GLA and its functional bodies as referred to it by the Budget and Performance Committee, and any other reports falling within the terms of reference of the Budget and Performance Committee which that Committee considers appropriate, and to report back its findings to the Budget and Performance Committee as necessary.”

- 4.33 Standing Order 8.1E states that committees may only establish sub-committees with the approval of the Assembly or the GLA Oversight committee. Alternatively, the Assembly may establish sub-committees itself, directly.

### **Working Groups of the GLA Oversight Committee**

- 4.34 During the 2015/16 Assembly year, the GLA Oversight Committee re-established a number of working groups, namely: the Education Panel, the Head of Paid Service Performance Review Panel, the Standing Orders Working Group and the Devolution Working Group. It is proposed that the committee established in accordance with Standing Order 10.4 to undertake the Assembly’s business management functions, will consider, at its first meeting of the 2016/17 Assembly Year, whether it wishes to re-establish the above – and any other - working groups.
- 4.35 In accordance with Standing Orders 8.1D and 8.5, the GLA Oversight Committee does not require the prior consent of the Assembly to establish the bodies set out at paragraph 4.37 above.

### **Appointment of Members, Chair and Deputy Chairs to Committees**

- 4.36 Decisions in relation to the appointment of Members, Chairs and Deputy Chairs to/of committees are dealt with at Items 8 and 9 on the agenda for this meeting.

## Timetable of Assembly meetings

- 4.37 A report regarding the proposed timetable of Assembly and committee meetings for the 2016/17 Assembly year is set out at Item 10 on the agenda.

## Committee meetings and work programmes

- 4.38 The then Business Management and Appointments Committee, at its meeting held on 9 February 2005, resolved:

*“That, if during the year a committee modified its approved work programme and/or number of meetings in response to topical events, and an ad hoc extra meeting was called for, that would be permitted if the members of the committee concerned agreed; if 2 or more members of that committee did not agree to a proposal for an extra meeting, the matter would be referred to this committee [now the GLA Oversight Committee] for determination (noting that the Chair of BMAC has existing delegated authority from the Assembly to determine, in consultation with the Deputy Chair and party Group leaders, requests for additional committee meetings); and*

*That the current procedure for the proposed use of rapporteurs by committees, wherein the prior approval of this committee is required, be maintained.”*

- 4.39 The Assembly, at its meeting held on 23 February 2005, also resolved:

*That each Committee should report to BMAC at the start of the municipal year on its work programme for the year, including the proposed number of meetings which that programme would entail, and that BMAC should have the authority to vary the attached timetable.”*

- 4.40 The Assembly is now asked to reconfirm those decisions.

### Recommendation

- 4.41 **The Assembly is now asked to reconfirm the decisions set out at paragraphs 4.38 and 4.39 above made by the then Business Management and Appointments Committee.**

## 5. Legal Implications

- 5.1 The Assembly has the power to establish ordinary and advisory committees and sub-committees. In doing so, it must (as far as is practicable) comply with the law and rules on the political proportionality of committee membership, explained in the body of this report.
- 5.2 The Assembly is, however, permitted to disapply proportionality rules to any body provided that the Assembly agrees to this with no Member voting against the proposed arrangements.

- 5.3 To clarify, the position is that –
- (a) The Assembly can approve an allocation on a proportionate basis by a simple majority of votes cast;
  - (b) The Assembly may only approve an allocation on a non-proportionate basis if no single member votes against (abstentions not counted).
- 5.4 The distinction between ordinary (quasi-executive) committees and advisory committees is important. Under s 62 of the GLA Act 1999 (as amended) only *ordinary* committees may invoke the Assembly's formal powers to require the attendance of witnesses and the production of documents under sections 61 to 64 of the Act. Therefore it is important that the GLA Oversight Committee, Audit Panel, and any other scrutiny committees established are all ordinary committees so that they can exercise these powers should the need arise.

## 6. Financial Implications

- 6.1 There are no direct financial implications for the GLA arising from these proposals.

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### List of appendices to this report:

**Appendix 1** – Guidance from the Executive Director of Secretariat in relation to the proportional allocation of seats on Assembly committees

**Appendix 2** – 2015/16 Terms of Reference for the Police and Crime Committee

<b>Local Government (Access to Information) Act 1985</b>
List of Background Papers: None.
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**NB Highest fractions receive seat entitlements**  
**Therefore, actual seat allocations will depend on sizes of ALL Groups**

Overall composition of the London Assembly:

Labour Group	12 seats	48%
GLA Conservatives Group	8 seats	32%
Green Party Group	2 seats	8%
UKIP Group	2 seats	8%

The political proportionality calculations for different sized committees are set out below.

It should be noted, however, that, as the requirement to ensure that the number of seats on each committee is allocated to each political Group in the same proportion as the Group's representation on the Assembly is subject to the requirements to ensure that: (i) That the biggest number of the seats goes to the political Group with the most seats on the Assembly; and (ii) the *total* number of seats on the ordinary committees of the Assembly are allocated to each political Group in the same proportion as the Group's representation on the Assembly, in practice the allocation of seats on any individual committee may vary according to the overall size of the proposed committee structure.

#### **10 seat committees**

Labour Group	4.8
GLA Conservatives Group	3.2
Green Party Group	.8
UKIP Group	.8

#### **8 seat committees**

Labour Group	3.84
GLA Conservatives Group	2.88
Green Party Group	.64
UKIP Group	.64

#### **6 seat committees**

Labour Group	2.88
GLA Conservatives Group	1.92
Green Party Group	.48
UKIP Group	.48

#### **4 seat committees**

Labour Group	1.92
GLA Conservatives Group	1.28
Green Party Group	.32
UKIP Group	.32

#### **9 seat committees**

Labour Group	4.32
GLA Conservatives Group	2.88
Green Party Group	.72
UKIP Group	.72

#### **7 seat committees**

Labour Group	3.36
GLA Conservatives Group	2.24
Green Party Group	.56
UKIP Group	.56

#### **5 seat committees**

Labour Group	2.4
Conservative Group	1.6
Green Party Group	.4
UKIP Group	.4

#### **3 seat committees**

Labour Group	1.44
GLA Conservatives Group	.96
Green Party Group	.24
UKIP Group	.24

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## Police and Crime Committee –Terms of Reference 2015/16

<b>Terms of Reference</b>	
1.	To review and make a report or recommendation on the draft police and crime plan, or draft variation, given to the Assembly by the Mayor's Office for Policing and Crime.
2.	To review, put questions to the Mayor's Office for Policing and Crime at a public meeting, and make a report or recommendation (as necessary) on the Mayor's Office for Policing and Crime's Annual Report.
3.	To keep under review the exercise of the functions of the Mayor's Office for Policing and Crime.
4.	<p>To investigate, and prepare reports, as necessary, about:</p> <ul style="list-style-type: none"> <li>• any actions and decisions of the Mayor's Office for Policing and Crime;</li> <li>• any actions and decisions of the Deputy Mayor for Policing and Crime;</li> <li>• any actions and decisions of a member of staff of the Mayor's Office for Policing and Crime;</li> <li>• matters relating to the functions of the Mayor's Office for Policing and Crime;</li> <li>• matters in relation to which the functions of the Mayor's Office for Policing and Crime are exercisable; or</li> </ul> <p>any other matters which the Assembly considers to be of importance to policing and crime reduction in the metropolitan police district.</p>
5.	To submit proposals, as necessary, to the Mayor's Office for Policing and Crime.
6.	In accordance with section 60A of, and Schedule 4A to, the GLA Act 1999 (as amended) to hold a confirmation hearing in respect of the proposed candidate for Deputy Mayor for Policing and Crime and to make recommendations to the Mayor and decisions as necessary on the proposed appointment.
7.	<p>To fulfil functions in relation to complaints about conduct matters, in accordance with the responsibilities accorded to the Committee by section 31 and schedule 7 of the Police Reform and Social Responsibility Act 2011 and the Elected Local Policing Bodies (Complaints and Misconduct) Regulations 2011.</p> <p>[Note: The Committee functions must be exercised with a view to supporting the effective exercise of the functions of the Mayor's Office for Policing and Crime</p>

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# Subject: Appointment of Members to Committees

**Report to: London Assembly (Annual Meeting)**

**Report of: Executive Director of Secretariat**

**Date: 13 May 2016**

**This report will be considered in public**

## 1. Summary

- 1.1 Having established, under Item 8 on the agenda for this meeting, ordinary committees and sub-committees for the 2016/17 Assembly Year and agreed the size and constitution of those bodies, the Assembly is now asked to appoint Members and substitute Members to those bodies.

## 2. Recommendations

**The Assembly is recommended to:**

- 2.1 **Appoint Members for the 2016/17 Assembly Year to the ordinary committees and sub-committees established under Item 7 on the agenda; and**
- 2.2 **Agree that all relevant<sup>1</sup> non-appointed Members of each political Group be appointed as substitute Member(s) for their relevant party Group Committee Members on each committee and sub-committee.**

## 3. Background

### **Appointment of Members to Committees**

- 3.1 Having established the Assembly's committees and sub-committees for the 2016/17 year and agreed the size and constitution of those bodies, the Assembly is now asked to appoint Members to those committees based on nominations provided by Assembly party Groups (which will be tabled at the meeting).

## 4. Legal Implications

- 4.1 In accordance with Section 16 of the Local Government and Housing Act 1989, if the Assembly applies the strict political balance requirements of the Local Government and Housing Act 1989, it

<sup>1</sup> Any Members appointed as a non-executive director for the Mayor's Office for Policing and Crime may not be appointed as a substitute Member for the Police and Crime Committee.

must appoint Members to committees in accordance the wishes of the party Group to which the relevant seats have been allocated and must act in accordance with the wishes of that Group in determining whether and when to terminate those appointments.

## 5. Financial Implications

5.1 There are no direct financial implications arising from this report.

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### List of appendices to this report:

None.

<b>Local Government (Access to Information) Act 1985</b>
List of Background Papers: None.
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