



SIGNED OFF BY	Director of People
AUTHOR	Mari Roberts-Wood, Director of People
TELEPHONE	01737 276030
EMAIL	mari.roberts-wood@reigate-banstead.gov.uk
TO	Executive
DATE	Thursday, 30 May 2019
EXECUTIVE MEMBER	Portfolio Holder for Neighbourhood Services

KEY DECISION REQUIRED	N
WARDS AFFECTED	(All Wards);

SUBJECT	Appointment to the Board of the Banstead Common Conservators (2019)
----------------	---

RECOMMENDATIONS
(i) To consider each of the nominations to the Banstead Commons Conservators and appoint two representatives to fill positions that have come to the end of their term and one vacancy.
REASONS FOR RECOMMENDATIONS
To ensure that positions on the Board of the Banstead Commons Conservators are suitably filled.
EXECUTIVE SUMMARY
This report covers the annual appointment of representatives to serve on the Banstead Commons Conservators. Officers have delegated authority to accept those nominations (paragraph 1.12 of Officer Scheme of Delegation). In the event that the number of nominations received exceed the number of vacancies, or where nominations come from non-members the matter is passed to the Executive for determination.
Executive has authority to approve the above recommendations

STATUTORY POWERS

Representation on outside bodies is made in accordance with Local Government Acts 1972 and 2000.

The appointment of Banstead Commons Conservators is laid down by the Scheme set out in the Schedule to the Metropolitan Commons (Banstead) Supplemental Act 1893.

BACKGROUND

The Council works with several bodies to ensure high standards of care and ensuring effective access to public open space owned by the Council. The Banstead Commons Conservators (BCC) carries out an important role in one of the largest areas being 1350 acres of Metropolitan Common land in the Borough (Banstead Heath, Banstead Downs and Park Downs).

The board consists of eight conservators appointed on a rolling basis and each serving a three year term of office. Historically two have been elected representatives (councillors); one nominated by the London Borough of Sutton, which adjoins the Commons along its northern boundary, and the remainder nominated representatives from the local community. The posts are voluntary and unpaid.

Whilst the bodies nominating conservators has changed over the 125 years since the Commons areas were defined, the position has now settled so that all appointments are made by the Council. The provisions of the Act make it clear that the Council may appoint such persons as it sees fit. There is no stipulation restricting who may be appointed except that someone who is bankrupt or has compounded with his creditors is not eligible.

In January 2015 the Council reviewed the process by which it makes appointments to all outside bodies and the Executive agreed responsibility for the determination of appointments should fall to the Head of Health and Wellbeing in consultation with the relevant Executive Member and respective Group Leaders.

In 2016 in view of the fact that appointments to Banstead Commons Conservators include the nomination of non-members the Executive agreed that the Council should return to the previous approach with regard this particular body, where by, in the event that the number of nominations received exceeds the number of vacancies, or where nominations come from non-members, the matter of appointments should be determined by the Executive.

The Conservators receive grant funding, subject to a Service Level Agreement to help them achieve their objectives.

KEY INFORMATION

Nominations

Two of the Conservators terms have concluded at the end of March 2019 and one vacancy has come about as an elected representative has stood down. The Executive are asked to determine the three appointments.

The current representatives and the nominations received are set out below. Additional information, including biographical details for each non-elected representative nominee, is set out in the Exempt part 2 section of the Executive's agenda.

Current Conservators and dates their terms expire	Representatives coming to the end of their term in 2019	Nominations	Term
Dr J.H. Peacock (31.03.2019) Mr J. McCrea (31.03.2019) Mr N. Cull (London Borough Sutton) (31.03.2020) Mr R.S. Mantle (31.03.2020) Mr D. Atkins (31.03.2020) Mr V.W. Broad (31.03.2021) Cllr - Vacant (31.03.2021) Mr J.C. Mill (31.03.2021)	Cllr G Curry (standing down from the Board) Dr J.H. Peacock (31.03.2019) Mr J. McCrea (31.03.2019)	Cllr Nadean Moses Dr J.H. Peacock Dr W.S. Bellenger	Three Years

OPTIONS

The Executive have the discretion to decide which nominees to appoint. Alternatively the Executive may ask officers to seek new nominations.

LEGAL IMPLICATIONS

The legal requirements involved in the appointment or election of Conservators have been followed.

FINANCIAL IMPLICATIONS

There are no financial implications relating to the appointments.

EQUALITIES IMPLICATIONS

It is important that appointments to outside bodies are made by the Council in a fair and representative way best suiting the interests and diversity of Borough residents.

COMMUNICATION IMPLICATIONS

The positions have been notified to all Members through Group Leaders. In addition, a

<p>public notice inviting applications was posted on notice boards across the Commons.</p> <p>The appointments will be publicised on noticeboards across the Banstead Commons and nominees notified of the outcome of the Executive decision.</p>
RISK MANAGEMENT CONSIDERATIONS
None
OTHER IMPLICATIONS
None
CONSULTATION
Details of non-elected representative nominees and accompanying biographical details are set out in the Exempt part 2 section of the Executive's agenda.
POLICY FRAMEWORK
There are no policy implications
BACKGROUND PAPERS
None