

## Appendix 1

**Supervisory Board: Draft Constitution****1 Governance**

The Supervisory Board will act as a Joint Committee under ss 101, 102 Local Government Act 1972 and s 20 Local Government Act 2000 and pursuant to the Local Authorities (Arrangement for the Discharge of Functions) (England) Regulations 2012

Political Proportionality rules will not apply to the Supervisory Board as so constituted.

**1.1 Access to Meetings**

Normal rules apply as to public access i.e. as a Joint Committee the public has access except for exempt business.

**1.2 Approvals Process**

Cabinet authority at each constituent authority will be required to authorise and delegate functions to the Joint Committee. Local Authorities may also need to take it through Full Council depending on their Constitution.

**1.3 Host Authority**

The Supervisory Board will be hosted under local government arrangements by Birmingham City Council and the Chief Executive or nominated Strategic Director of Birmingham City Council shall be Secretary to the Supervisory Board. Birmingham City Council Standing Orders will apply to the Supervisory Board. The Host Authority will also provide s151 and Monitoring Officer roles to the Joint Committee.

**2 Objects of Supervisory Board**

- 2.1 To provide effective decision making and clear political accountability for management of the Single Local Growth Fund and other significant funding streams that cover the full GBS LEP geography as agreed with the LEP Board;
- 2.2 To empower the GBSLEP Board;
- 2.3 To co-ordinate and liaise with GBS Local Transport Board; and
- 2.4 To consider any further measures necessary to strengthen the GBSLEP Board.

**3 Membership**

- 3.1 One member from each constituent authority. Such member to be the Leader (or other appointed member) from each constituent authority (voting).
- 3.2 The Chair of GBSLEP (non-voting).
- 3.3 Each Supervisory Board member should identify an alternate.

**4 Voting**

- 4.1 One member one vote for local authority members.

4.2 Normal rules as to declarations of interest to be applied in accordance with the law and regulations governing pecuniary interests and Birmingham City Council Code of Conduct. The Chair has the right to decide whether observers declaring an interest can observe the meeting or should be asked to leave.

4.3 No ability to vote for private sector members. Under current legislation private sector members are not allowed to vote on such a Joint Committee.

## **5 Quorum**

5.1 Four members present (one from Birmingham City Council, one from Solihull MBC, one District from Staffordshire and one District from Worcestershire).

## **6 Meetings**

6.1 The Chair of the Meeting will be [*elected at the first meeting*]. Terms of Reference and Standing Orders will provide for an appropriate substitute in the event of unavailability.

6.2 The Supervisory Board will normally meet on the same day and immediately following the GBSLEP Board meeting, but meetings can be called at other times as needed.

## **7 Scrutiny**

7.1 Local Authorities are required under s21 Local Government Act 2000 to ensure that their overview and scrutiny committees have power to “review or scrutinise decisions made by the executive”. As Districts are delegating their executive decision making a Joint Scrutiny Committee will be appointed to oversee the decisions of the Supervisory Board. Its membership will be drawn from the nine local authorities and its focus will be on Call-In of decisions.