



Mansfield
District Council



Report to: **Mansfield and District Joint Crematorium Committee**

Date: 3 October 2022

Director Lead: Newark & Sherwood District Council, Sue Bearman

Assistant Director Legal & Democratic Services, Clerk to the Joint Committee

sue.bearman@newark-sherwooddc.gov.uk 01636 65595

Lead Officer: As above

Report Summary	
Type of report	Open Report
Report Title	Governance Arrangements for the Joint Committee
Purpose of Report	This report proposes that a revised Agreement is adopted in relation to the Mansfield and District Crematorium Committee, to reflect governance changes at Newark & Sherwood District Council and to clarify which decisions are referred to the Committee.
Recommendations	That the Joint Committee approves the revised Agreement in relation to the Mansfield and District Crematorium Committee, for formal approval by each of the constituent Authorities.

1.0 Background

- 1.1 Newark & Sherwood District Council adopted a new system of governance on 17 May 2022; Executive Arrangements. The agreement under which the Joint Committee operates (the Agreement) needs to be amended to reflect this change.
- 1.2 Members have previously requested that the Agreement is reviewed to provide clarity in respect of the extent of delegation to Officers for decision-making.
- 1.3 A report was brought to Committee on 23 May 2022; Members requested further advice on the composition of the Joint Committee, and further amendments to the Agreement to provide clarity in respect of the extent of delegation to Officers for decision-making and matters that should be reserved to the Joint Committee.
- 1.4 Regarding the composition of the Committee, paragraph 5.1.1 of the Joint Committee Agreement stipulates that each member authority shall appoint three executive members;

separate provision was made for Newark & Sherwood when it operated a committee system of governance. The reason for this provision is that it is a requirement under local government legislation for joint committees discharging executive functions, to have a membership of executive members from its constituent authorities (The Local Authorities (Arrangements for the Discharge of Functions) (England) Regulations 2012 Regulation 12(2)); those members do not need to reflect the political composition of each member authority.

2.0 Proposal/Options Considered and Reasons for Recommendation

- 2.1 The amendments to the Joint Committee Agreement that are required to reflect the governance changes at Newark & Sherwood are shown as tracked changes in the Agreement that is shown in full in the **Appendix** to this report.
- 2.2 The amendments to the Joint Committee Agreement that are proposed in order to provide clarity in respect of the extent of delegation to Officers for decision-making and matters that should be reserved to the Joint Committee, are shown as tracked changes at Section 18 of the Agreement.
- 2.3 It is considered that the amendments proposed provide clarity for Members and Officers, ensuring Members are responsible for decision-making when appropriate, and allowing Officers to continue with day-to-day operational decision-making. This should ensure smooth service delivery and effective oversight.

3.0 Implications

In writing this report and in putting forward recommendations officers have considered the following implications; Data Protection, Digital and Cyber Security, Equality and Diversity, Financial, Human Resources, Human Rights, Legal, Safeguarding and Sustainability, and where appropriate they have made reference to these implications and added suitable expert comment where appropriate.

Background Papers and Published Documents

Except for previously published documents, which will be available elsewhere, the documents listed here will be available for inspection in accordance with Section 100D of the Local Government Act 1972.

The Joint Committee report of 23 May 2022 is [published](#).