

JOINT CONSULTATIVE COMMITTEE
(A Joint Councillor/Staff-Side Representative Body)

GENERAL

- An advisory body with no delegated powers.
- This body reports via Senior Leadership Team to the Cabinet Executive.

MEMBERSHIP, CHAIRMANSHIP AND QUORUM

- Number of Members: **5 (Member side)**
4 (Staff side)
- Substitute Members permitted: YES
- Whether Proportionality applies: YES - in relation to Councillor membership.
- Appointments/Removal from Office: As expressed through the wishes of the Political Groups and given effect to by the Council by way of resolution
- Eligibility/Non-Eligibility for Membership:
 - Members - All Members of the Council are eligible.
 - Substitute Members - All Members of the Council are eligible.
- Eligibility/Non-Eligibility for Chairmanship/Vice-Chairmanship:
 - All Members of the Committee are eligible to hold these positions of office which is usually alternated between the employer and employee sides.
- Quorum: **2 (Member side)**
2 (Staff side)

PROCEDURES

Compilation of Agenda

The appropriate Director is responsible for the compilation of the Agenda in consultation with the Chief Executive.

FUNCTIONS

To hold joint discussions with staff-side representatives on employer/employee issues, other than individual cases falling within the Disciplinary/Grievance procedure.

DELEGATED POWERS

None.

Footnote

Except from Local Government and Housing Act 1989.

“Conflict of interest in staff negotiations

12. - (1) It shall be the duty of a local authority to secure that, so far as practicable, the interests of that authority in any negotiations with respect to the terms and conditions on which persons in local authority employment hold office or are employed are never represented, whether directly or indirectly by, or by persons who include-

- (a) a person who is both a Member of the authority and in such employment;
or
- (b) a person who is both a Member of the authority and an official or employee of a trade union whose Members include persons in local authority employment.

(2) In this section-
[“member”, in relation to a trade union consisting wholly or partly of, or of representatives of, constituent or affiliated organisations, includes a Member of any of its constituent or affiliated trade unions;] and
“official” and “trade union” have the same meanings as in [the Trade Union and Labour Relations (Consolidation) Act 1992];
and a person shall be treated for the purposes of this section as in local authority employment if he holds any paid office or employment under a local authority or any such paid office or employment under any other person as, by virtue of Section 80(1)(a) of the Local Government Act 1972 or [relates to Scotland only], disqualifies him for membership of any authority”.