

Schedule 4 – Terms of Reference – New Council post May 2019 recommended to review

Overview and Scrutiny Board and Sub-committees, Regulatory and Other Committees, Area Committees, Working Parties and Other Bodies

Name of Committee and Terms of Reference	Membership
<p>Appeals Committee (Transport):</p> <p>Terms of Reference:</p> <p>To determine appeals in respect of school transport.</p>	<p>7 members of the Council in accordance with the political balance requirements</p> <p>Conservative (4)</p> <p>Liberal Democrat (1)</p> <p>Independent Group (1)</p> <p>Independent (1)</p>
<p>Audit Committee:</p> <p>Terms of Reference:</p> <ol style="list-style-type: none"> 1. To consider the Head of Internal Audit’s annual report and opinion, and a summary of Internal Audit activity (actual and proposed) and the level of assurance it can give over the Council’s corporate governance arrangements. 2. To consider summaries of specific Internal Audit reports as requested. 3. To consider reports dealing with the management and performance of the providers of Internal Audit Services. 4. To consider a report from Internal Audit on agreed recommendations not implemented within a reasonable timescale. 5. To consider the External Auditor’s Annual Letter, relevant reports, and the report to those charged with governance. 	<p>7 members of the Council excluding members of the <u>Executive Cabinet</u>, in accordance with the political balance requirements</p> <p>Conservative (4)</p> <p>Liberal Democrat (2)</p> <p>Independent Group (1)</p>

Name of Committee and Terms of Reference	Membership
<p>6. To consider specific reports as agreed with the External Auditor.</p> <p>7. To comment on the scope and depth of external audit work and to ensure it gives value for money.</p> <p>8. To liaise with the Public Sector Audit Appointments Ltd over the appointment of the Council’s external auditor.</p> <p>9. To commission work from Internal and External Audit within approved resources.</p> <p>10. To support the Council’s compliance with the CIPFA Code of Practice for Treasury Management in Public Services including the role as nominated Committee to be responsible for ensuring effective scrutiny of the capital strategy, treasury management strategy and policies.</p>	
<p>Regulatory Framework</p> <p>11. To maintain a strategic overview of the Council’s Constitution in respect of contract procedure rules, financial regulations and codes of conduct and behaviour (the primary responsibility for considering and ensuring that the constitution is fit for purpose lies with the Monitoring Officer and the Standards Committee in relation to the codes of conduct).</p> <p>12. To maintain a strategic overview of the Council’s compliance with the prevailing Accounts and Audit Regulations.</p> <p>13. To review any issue referred to it by the Chief Executive, a Director, the Monitoring officer, Section 151 Officer (Chief Finance Officer) or any Council body.</p> <p>14. To monitor the effective development and operation of risk management and</p>	

Name of Committee and Terms of Reference	Membership
<p>corporate governance in the Council.</p> <p>15. To monitor council policies on ‘Raising Concerns at Work’ and the ‘Anti-fraud and corruption strategy’ and the Council’s complaints process.</p> <p>16. To consider the findings of reviews of the effectiveness of the system of internal control including the Annual Governance Statement and to recommend its adoption.</p> <p>17. To oversee the Council’s arrangements for corporate governance and consider necessary actions to ensure compliance with best practice.</p> <p>18. To review the Code of Corporate Governance.</p> <p>19. To monitor the Council’s compliance with its own and other published standards and controls.</p> <p>20. To maintain a strategic overview of the Council’s compliance with the Regulation of Investigatory Powers Act 2000 (RIPA).</p> <p>Accounts</p> <p>21. To consider the External Auditor’s report to those charged with governance on issues arising from the audit of the accounts.</p> <p>22. On behalf of the Council, to consider and approve the annual statement of accounts.</p>	
<p>Civic Committee:</p> <p>Terms of Reference:</p>	<p>7 members of the Council in accordance with the political balance requirements</p>

Name of Committee and Terms of Reference	Membership
<ol style="list-style-type: none"> 1. To consider nominations for the title of Honorary Freeman and Honorary Alderman and make recommendations to the Council as necessary following unanimous voting on acceptance of any nominations. 2. To consider and promote nominations for national and local awards. 3. To identify events to attract Royal visits. 4. To keep updated on major national civic events. 	<p>Conservative (4)</p> <p>Liberal Democrat (2)</p> <p>Independent (1)</p>
<p>Development Management Committee:</p> <p>Terms of Reference:</p> <ol style="list-style-type: none"> 1. At all times to have regard to the adopted Torbay Local Plan 1995-2011 (“the Torbay Local Plan”) and, following submission to the Secretary of State, the new Torbay Local Plan 2012 - 2032. 2. To consider and (if appropriate) determine (unless such determination is reserved by law to Council) all applications and all other matters (including issuing notices, making Orders and requesting the Monitoring Officer to issue civil or criminal proceedings) relating to: <ul style="list-style-type: none"> Town and Country Planning, including <ul style="list-style-type: none"> • Conservation Areas • Listed Buildings • Scheduled Ancient Monuments • The display of advertisements • Tree Preservation Orders • Complaints about high hedges • Public Rights of Way • Minerals 	<p>9 members of the Council (excluding the CabinetExecutive Lead with responsibility for Planning, in accordance with the political balance requirements) with membership comprising, if reasonably possible, members from the various areas of the Borough</p> <p>Conservative (5)</p> <p>Liberal Democrat (2)</p> <p>Independent Group (2)</p>

Name of Committee and Terms of Reference	Membership
<ul style="list-style-type: none"> • Highways matters • Waste • Enforcement; and • Environmental Assessment <p>so far as they are set out in Schedule 2 of this Part 3 of the Constitution (Council Functions) or are identified as Council functions in Schedule 1 of this Part 3 (Local Choice Functions): i.e. so far as they are not Executive functions.</p> <p>3. The Committee shall not determine any application (or other matter) in a manner that would (in the opinion of the Executive Head of Business Services) not be in accordance with the adopted and/or new Torbay Local Plan unless both those<u>the</u> Officers recommend such determination and the determination is consistent with the Executive Head’s recommendation.</p> <p>If, contrary to officer recommendation, the Committee consider that an application (or other matter) shall be determined not in accordance with the adopted and /or Torbay Local Plan then (unless their determination is consistent with the recommendation of the Executive Head of Business Services) the item shall be referred to Council for determination.</p>	
<p>Employment Committee:</p> <p>Terms of Reference:</p> <ol style="list-style-type: none"> 1. To make recommendations to Council on the appointment of the Head of Paid Service including the terms and conditions of his/her employment. 2. To determine appointments to post of Director or equivalent positions of the Council, including the terms and conditions of contracts, appointment procedures and arrangements. 3. To consider applications for the position of Coroner and to recommend to 	<p>5 members of the Council in accordance with the political balance requirements (to include an<u>a</u> Cabinet<u>Cabinet</u>-Executive member)</p> <p>Conservative (3)</p> <p>Liberal Democrat (1)</p> <p>Independent (1)</p>

Name of Committee and Terms of Reference	Membership
<p>Council the person to be appointed to that post.</p> <p>4. To hear and determine appeals in relation to disciplinary matters, in relation to dismissal.</p> <p>5. To consider any matters referred by the Chief Executive on the appointment of Directors on Council owned companies.</p> <p>6. To consider any disciplinary or grievance matters in relation to the Chief Executive.</p> <p>7. To consider and determine requests for Flexible Retirement from Senior Officers.</p>	
<p>Terms of Reference:</p> <p>To determine all matters relating to the strategic management of the Council’s function as a Harbour Authority, in line with the Tor Bay Harbour Port Masterplan, the Council’s Policy Framework. Specifically the Committee will:-</p> <p>1. manage all of the Harbour’s financial matters in accordance with approved financial procedures and the Council’s aspirations for the harbour to be self financing as outlined in the Tor Bay Harbour Port Masterplan and including (but not limited to):</p> <p>(a) the setting of harbour charges from time to time (including in-year changes to the schedule) normally following consultation with the relevant Harbour Liaison Forums;</p> <p>(b) approving the annual revenue budgets within the ring-fenced harbour accounts;</p>	<p>9 members of the Council in accordance with the political balance requirements, plus up to five external non-voting advisors appointed by the Committee on a four year term and one non-voting advisor who is a private sector representative of the Board of the TDA.</p> <p>(Group Leaders will be asked to take account of the geographical spread of members in making appointments to the Committee)</p> <p>Conservative (5)</p> <p>Liberal Democrat (2)</p>

Name of Committee and Terms of Reference	Membership
<p>(c) receiving quarterly budget monitoring reports and to approve variances as appropriate; and</p> <p>(d) monitoring the harbour reserve funds and to seek to ensure that the funds are kept above an appropriate minimum contingency level and ensure the harbour remains self-financing;</p> <p>providing that no decision by the Harbour Committee shall impact adversely on the Council’s general fund or capital budget.</p> <p>2. to act as Duty Holder for the purposes of the Port Marine Safety Code;</p> <p>3. approve and monitor a business plan for Tor Bay Harbour, in line with the Council’s policy framework, and address any issues relating to performance;</p> <p>4. review these terms of reference annually and request the Council to make any necessary amendments and/or additions;</p> <p>5. review annually the powers delegated to the Head of Tor Bay Harbour Authority and refer any proposed changes to the Council for determination. The Committee itself shall not authorise any changes;</p> <p>6. consider any other matters referred to the Committee by the Head of Tor Bay Harbour Authority;</p> <p>7. establish any sub-committee or working parties as the Committee sees fit, in particular a Harbour Appointments Sub-Committee for the recruitment of advisors;</p> <p>8. recommend the format, composition and governance of the Harbour Liaison Forums and keep the arrangements under review;</p> <p>9. to provide strategic direction to the Head of Tor Bay Harbour Authority and the</p>	<p>Independent Group (1)</p> <p>Independent (1)</p>

Name of Committee and Terms of Reference	Membership
<p>elected Mayor <u>Leader of the Council</u> in relation to those assets within Tor Bay Harbour and the harbour estate that are managed by Tor Bay Harbour Authority.; and</p> <p>10. appoint advisors following receipt of recommendations from the Harbour Appointments Sub-Committee and the Board of TDA. Appointments will be merit based and be in accordance with the Local Protocol for members of the Harbour Committee.</p>	
<p>Health and Wellbeing Board</p> <p>1. To encourage those who arrange for the provision of any health or social care services in the area to work in an integrated manner for the purpose of advancing the health and wellbeing of the people in its area.</p> <p>2. To provide advice, assistance and support, as it thinks appropriate for the purpose of encouraging the making of arrangements under Section 75 (arrangements between NHS bodies and local authorities) of the National Health Service Act 2006 in connection with the provision of such services.</p> <p>3. To encourage those who arrange for the provision of health-related services in its area to work closely with the Health and Wellbeing Board.</p> <p>4. To encourage those who arrange for the provision of any health or social care services in its area and those who arrange for the provision of any health-related services in its area to work closely together.</p> <p>5. To exercise the functions of Torbay Council and South Devon and Torbay Clinical Commissioning Group under sections 116 (health and social care: joint strategic needs assessments) and 116A (health and social care: joint health and wellbeing strategy) of the Local Government and Public Involvement in Health Act 2007, namely:</p>	<p>This is a Council Committee with up to five members of the Council (to be appointed by the <u>Leader of the Council</u>elected Mayor);</p> <p>Membership: Director of Adult Social Services Director of Children’s Services Director of Public Health A representative of Healthwatch Torbay A representative of South Devon and Torbay Clinical Commissioning Group</p> <p>Mayor;<u>Leader of the Council;</u> Executive Cabinet Lead for Adults and Children; Executive Cabinet Lead for Health and Wellbeing; <i>(note: to be updated with Leader of the Council’s relevant Cabinet Leads);</i></p>

Name of Committee and Terms of Reference	Membership
<ul style="list-style-type: none"> • Preparation of a Joint Strategic Needs Assessment; and • Preparation of a Joint Health and Wellbeing Strategy. <p>6. To assess needs for pharmaceutical services in Torbay and publish a statement of its first assessment and of any revised assessment.</p> <p>7. To provide the Council its opinion on whether the local authority is discharging its duty under section 116B (duty to have regard to assessment and strategies) of the Local Government and Public Involvement in Health Act 2007.</p> <p>8. To exercise the statutory duty to promote co-operation between Torbay Council, its relevant partners and other partners or bodies as the Council considers appropriate, to improve the well-being of children in the area.</p> <p>9. To consider the annual report of the Torbay Safeguarding Children’s Board.</p> <p>10. To make any decisions that legislation or government guidance reserves to Health and Wellbeing Board’s and/or proposes that Health and Wellbeing Boards would be appropriate forum for such decisions to be made.</p>	<p>Conservatives (2)</p> <p>Liberal Democrat (1)</p> <p>Non-voting Co-opted Members: Torbay and Southern Devon Health and Care NHS Trust South Devon Healthcare NHS Foundation Trust Police and Crime Commissioner Devon Partnership NHS Trust Torbay Community Development Trust Chairman of Safer Communities Torbay Chairman of Torbay Safeguarding Children Board Chairman of Torbay Safeguarding Adults Board Chairman of Torbay Together Representative from Devon and Cornwall Police Executive Head of Community Safety</p>
<p>Terms of Reference:</p> <p>1. The Housing Committee to have strategic oversight of delivery of the Council’s Housing Strategy and “My home is My Life” plan.</p> <p>2. To receive reports of overall performance and sub groups of the housing strategy as needed.</p>	<p>7 members of the Council in accordance with the political balance requirements (to include the Executive Cabinet Lead with responsibility for Housing)</p> <p>Conservative (4)</p>

Name of Committee and Terms of Reference	Membership
<p>3. To receive reports on national policy changes for housing and be advised as to how they impact or provide opportunities for Torbay.</p>	<p>Liberal Democrat (1) Independent Group (1)</p>
<p>4. To receive and approve Business Cases for developments/phases and therefore approve drawdowns of loans in accordance with the Prudential Borrowing limit set by Council.</p>	<p>Independent (1)</p>
<p>5. To approve the disposal of any land to the Companies associated with any Business Cases/Phases considered.</p>	
<p>6. The Head of Finance can refer any proposed acquisition decision (irrespective of value) to Full Council for determination where he deems that this is in the best interest of the Council.</p>	
<p>7. In respect of the Housing Rental Company reserved matters, to consider the following;</p> <p>7.1 Varying the quorum provisions for Director or Shareholder meetings.</p> <p>7.2 Permitting the registration (upon subscription or transfer) of any person as a member of the Company other than the Council.</p> <p>7.3 The creation, allotment or issue of any shares or the variation of any rights attaching to any Share</p> <p>7.4 Granting any option or other interest (in the form of convertible securities or in any other form) over or in its Shares capital, redeeming or purchasing any of its own Shares or effecting any other reorganisation of its Shares capital.</p>	

Name of Committee and Terms of Reference	Membership
<p>7.5 Issuing any loan capital in the Company or entering into any commitment with any person with respect to the issue of any loan capital.</p>	
<p>7.6 Making any borrowing arrangement, other than from the Council.</p>	
<p>7.7 Passing any resolution for its winding up or presenting any petition for its administration (unless it has become insolvent).</p>	
<p>7.8 Changing the nature/scope of the Company’s Business or commencing any new business by the Company which is not ancillary or incidental to the Business.</p>	
<p>7.9 Approving any Business Plan prepared by the Board.</p>	
<p>7.10 Taking any action or decision which would not be consistent with any adopted Business Plan and/or any approved Business Case.</p>	
<p>7.11 Forming any subsidiary or acquiring shares in any other company or participating in any partnership or joint venture (incorporated or not).</p>	
<p>7.12 Selling any part of the Business unless authorised through any adopted Business Plan.</p>	
<p>7.13 Amalgamating or merging with any other company or business undertaking.</p>	
<p>7.14 The provision of letting agency services to others.</p>	
<p>7.15 Creating or granting any Encumbrance over the whole or any part of the</p>	

Name of Committee and Terms of Reference	Membership
<p>Business, undertaking or assets of the Company or over any Shares in the Company or agreeing to do so other than liens arising in the ordinary course of business or any charge arising by the operation or purported operation of title retention clauses and in the ordinary course of business.</p> <p>7.16 Making any loan (otherwise than by way of deposit with a bank or other institution the normal business of which includes the acceptance of deposits or in the ordinary course of business) or granting any credit (other than in the normal course of trading) or giving any guarantee (other than in the normal course of trading) or indemnity (other than i in the normal course of trading).</p> <p>7.17 Altering any mandate given to the Company’s bankers relating to any matter concerning the operation of the Company’s bank accounts other than by the substitution of any person nominated as a signatory by the party entitled to make such nomination.</p> <p>7.18 Entering into any arrangement, contract or transaction (including the appointment of any agent or intermediary to conduct any of the Company’s Business) outside the normal course of its business.</p> <p>7.19 Making or permitting to be made any change in the accounting policies and principles adopted by the Company in the preparation of its audited and management accounts where such change would have an impact on the EBITDA.</p> <p>7.20 Declaring or paying any dividend or making any other distribution (by way of capitalisation, repayment or in any other manner) out of the Company's distributable profits or any of its reserves other than an interim dividend in</p>	

Name of Committee and Terms of Reference	Membership
<p>accordance with the Articles.</p> <p>7.21 (a) Making the initial decision for the Company to have its own employees</p> <p>(b) Granting any pension rights (Local Government Pension Scheme) to any director, officer, employee, former director, former officer or former employee, or any member of any such person's family.</p> <p>7.22 Dismissing any officer or employee in circumstances in which the Company incurs or agrees to bear redundancy or other costs in excess of £50,000 in total and dismissing any Director.</p> <p>7.23 Instituting, settling or compromising any material legal proceedings (other than debt recovery proceedings in the ordinary course of business) instituted or threatened against the Company or submitting to arbitration or alternative dispute resolution any dispute involving the Company.</p>	
<p>Investment and Regeneration Committee:</p> <p>Terms of Reference:</p> <ol style="list-style-type: none"> 1. To review the Investment and Regeneration Fund Strategy and make recommendations to the Council for revision of the same, when appropriate. 2. To determine any investment or purchase using the Investment and Regeneration Fund up to the value of £25 million, in accordance with the Investment and Regeneration Fund Strategy. All investments or purchases to be subject to a (documented) review by the s151 Officer, Monitoring Officer and Executive Head of Business Services (any of whom may require the proposal to be referred to Council for approval). 	<p>7 members of the Council in accordance with the political balance requirements (members to receive mandatory training, including any substitutes)</p> <p>Conservative (4)</p> <p>Liberal Democrat (2)</p> <p>Independent Group (1)</p>

Name of Committee and Terms of Reference	Membership
<p>3. To review with officer advice current and future investment opportunities.</p> <p>4. To determine when to receive external advice on investment opportunities.</p> <p>5. To receive performance reports on the Investment and Regeneration Fund on a quarterly basis.</p> <p>6. To be responsible for progressing and overseeing the Town Centre Regeneration Programme in accordance with the Transformation Strategy for Torbay’s Town Centres.</p> <p>7. To determine any Town Centre Regeneration opportunities and allocate funding from the £25 million previously approved by the Council for Town Centre Regeneration.</p> <p>8. To appoint working parties from amongst its membership or any other members of the Council to investigate individual Town Centre Regeneration Projects and to monitor their progress.</p>	
<p>Licensing Committee:</p> <p>Terms of Reference:</p> <p>To carry out the Licensing functions of the Council.</p>	<p>15 members of the Council in accordance with the political balance requirements</p> <p>Conservative (8)</p> <p>Liberal Democrat (3)</p> <p>Independent Group (1)</p> <p>Independents (3)</p>
<p>Overview and Scrutiny Board:</p>	<p>8 members of the Council in accordance with the political</p>

Name of Committee and Terms of Reference	Membership
<p>Terms of Reference:</p> <ol style="list-style-type: none"> 1. To approve and co-ordinate the work programme for the overview and scrutiny function for the year. 2. To appoint sub-committees and/or working parties to perform the overview and scrutiny function (the membership of such bodies to be in accordance with Standing Order D2 in relation to Overview and Scrutiny). 3. To appoint the Council's representatives to the Heart of the South West Local Enterprise Partnership (LEP) Joint Scrutiny Committee. 4. To review or scrutinise decisions made, or other action taken, in connection with the discharge of functions which are the responsibility of the Cabinet<u>Executive</u>. 5. To make reports or recommendations to the Authority or the Executive Cabinet<u>Executive Cabinet</u>. 6. To make reports or recommendations to the Authority or the Executive Cabinet<u>Executive Cabinet</u> with respect to the discharge of functions which are not the responsibility of the Executive Cabinet. 7. To make reports or recommendations to the Authority or the Executive Cabinet<u>Executive Cabinet</u> or the Council's partner authorities (as defined by the Local Government and Public Involvement in Health Act 2007) on matters which affect the Authority's area or the inhabitants of that area. 8. To consider all matters and issues arising from the Council's power of scrutinising local health services in accordance with the Health and Social Care Act 2001, the National Health Service Act 2006 and Health and Social Care Act 2012. 	<p>balance requirements (including the Overview and Scrutiny Co-ordinator and Scrutiny Lead Members) excluding the elected Mayor<u>Leader of the Cabinet</u>, other members of the Executive Cabinet<u>Executive Cabinet</u> and the Chairman/woman of the Council plus 2 Diocesan and 2 Parent Governor Representatives</p> <p>Conservative (5)</p> <p>Liberal Democrat (2)</p> <p>Independent Group (1)</p>

Name of Committee and Terms of Reference	Membership
<p>9. To consider all matters and issues arising from the Council’s power to review or scrutinise decisions made, or other action taken, in connection with the discharge by the responsible authorities of their crime and disorder functions in accordance with the Police and Justice Act 2006.</p> <p>10. To review and scrutinise the exercise by risk management authorities of flood risk management functions or coastal erosion risk management functions which may affect the local authority's area in accordance with Flood and Water Management Act 2010.</p>	
<p>Note: The Leader of the Council will determine governance structure for the Cabinet Policy Development and Decision Group (Joint Operations Team) and Policy Development and Decision Group (Joint Commission Team):</p> <p>Terms of Reference</p> <p>1. to begin early discussions on developing policy in key areas (notably, but not exclusively to those areas that are covered by the Council's Budget and Policy Framework, or are considered Key Decisions) and to review forthcoming issues in the Forward Plan;</p> <p>2. to review and offer opinions/guidance on the policy/development options put forward by officers to assist in the development of Equality Impact Assessments and other formal papers prior to the decision making process;</p> <p>3. to consider the most appropriate form of wider consultation and review the outcomes of consultation;</p> <p>4. to receive and make recommendations to the Mayor on Overview and Scrutiny reports; and</p> <p>5. to receive reports and make recommendations to the Mayor on Executive</p>	<p>These are Executive Committees comprising the Elected Mayor and Executive Leads (to be appointed by the Elected Mayor)</p>

Name of Committee and Terms of Reference	Membership
<p>decisions to enable the Mayor to make decisions at Policy Development Decision Groups.</p>	
<p>Standards Committee:</p> <p>Terms of Reference:</p> <p>6.1. To promote and maintain high standards of conduct by the elected Mayor, councillors, co-opted members and church and parent governor representatives.</p> <p>2. To assist the elected Mayor, councillors, co-opted members and church and parent governor representatives to observe the Members’ Code of Conduct.</p> <p>3. To advise the Council on the adoption or revision of the Members’ Code of Conduct.</p> <p>4. To monitor the operation of the Members’ Code of Conduct.</p> <p>5. To advise, train or arrange to train the elected Mayor, councillors, co-opted members and church and parent governor representatives on matters relating to the Members’ Code of Conduct.</p> <p>6. To assist the Monitoring Officer in carrying out his/her responsibilities pursuant to the Code of Conduct and its protocols.</p> <p>7. To review the Council’s local protocols as contained in the Constitution.</p> <p>8. To review the Constitution in relation to ethics and probity issues.</p> <p>9. To advise others on probity and ethics.</p> <p>10. To consider any alleged breaches of local protocols by members.</p> <p>11. To share experience with other standards committees.</p>	<p>7 members of Torbay Council in accordance with the political balance requirements</p> <p>Conservative (4)</p> <p>Liberal Democrat (2)</p> <p>Independent Group (1)</p>

Name of Committee and Terms of Reference	Membership
<p>The Council may arrange for the Standards Committee to exercise such other functions as the Council considers appropriate.</p>	
<p>Adult Services and Public Health Monitoring Working Party</p> <p>Terms of Reference:</p> <ol style="list-style-type: none"> 1. To provide strategic political interface between elected members and the Executive Cabinet Lead for Adults and Children and the Directors of Adult Services and Public Health. 2. To understand the key priorities for Adult Services and Public Health. 3. To be fully briefed on the changes within Adult Services and Public Health especially in respect of the arrangements with the Integrated Care Organisation, changes arising from the Devon-wide Sustainability and Transformation Plan and changes in Government legislation and/or guidance. 4. To understand the financial situation in relation to Adult Services and Public Health. 	<p>5 members of the Council in accordance with the political balance requirements</p> <p>Conservative (3)</p> <p>Liberal Democrat (1)</p> <p>Independent Group (1)</p>
<p>Airshow Working Party</p> <p>Terms of Reference:</p> <ol style="list-style-type: none"> 1. To enable Members to be kept fully briefed on the progress of the Torbay Air Show 2. To monitor the budget allocated for the Torbay Air Show. 3. To consider how the Torbay Air Show can provide an opportunity to create 	<p>5 members of the Council in accordance with the political balance requirements</p> <p>Conservative (3)</p> <p>Liberal Democrat (1)</p> <p>Independent (1)</p>

Name of Committee and Terms of Reference	Membership
<p>greater benefits which support the Council’s broader corporate objectives (including providing opportunities for the Council’s Looked After Children).</p>	
<p>Children’s Services Monitoring Working Party</p> <p>Terms of Reference:</p> <ol style="list-style-type: none"> 1. To provide strategic political interface between elected members and the Executive Cabinet Lead for Adults and Children and the Director of Children’s Services; 2. To understand the key priorities for Children’s Services; 3. To be fully briefed on progress of improvements within Children’s Services; and 4. To understand the financial situation and plans for recovery of Children’s Services. 	<p>5 members of the Council in accordance with the political balance requirements</p> <p>Conservative (3)</p> <p>Liberal Democrat (1)</p> <p>Independent (1)</p>
<p>Community Asset Transfer Panel</p> <p>Terms of Reference:</p> <p>To assess applications made at Stage 1 and Stage 2 of the Community Asset Transfer process in accordance with the criteria set out in the Community Asset Transfer Policy.</p>	<p>5 members of the Council in accordance with the political balance requirements, to include the CabinetExecutive Lead responsible for Planning</p> <p>Conservative (3)</p> <p>Liberal Democrat (1)</p> <p>Independent (1)</p>

Name of Committee and Terms of Reference	Membership
<p>Community Governance Review Working Party</p> <p>To oversee impartially and objectively the implementation of the Community Governance Review and to report back to Full Council with recommendations based on the responses to the consultation.</p>	<p>8 members of the Council in accordance with the political balance requirements, to include the <u>Leader of the Council</u>Elected Mayor</p> <p>Conservative (5)</p> <p>Liberal Democrat (2)</p> <p>Independent Group (1)</p>
<p>Constitution Working Party</p> <p>Terms of Reference:</p> <p>1. To consider the warding patterns for the electoral review and make recommendations to Council.</p> <p>2. To prepare the Constitution for a Leader and Cabinet model of governance and make recommendations to Council.</p> <p>2. To consider representations and make recommendations to Council on the review of polling districts, polling places and polling stations having due regard to legislation and Electoral Commission guidance.</p>	<p>5 members of the Council in accordance with the political balance requirements</p> <p>Conservative (3)</p> <p>Liberal Democrat (1)</p> <p>Independent Group (1)</p>
<p>Consultation, Communication and Engagement Working Party</p> <p>Terms of Reference:</p> <p>1. To develop the approach for improving Members and officers working together to ensure that Members are aware of all engagement activity.</p>	<p>5 members of the Council in accordance with the political balance requirements</p> <p>Conservative (3)</p>

Name of Committee and Terms of Reference	Membership
<p>2. To develop approaches to ensure Members are equipped to promote and be involved in engagement activity.</p> <p>3. To develop a set of key performance indicators against which this strategy and the action plan can be measured.</p>	<p>Liberal Democrat (1)</p> <p>Independent Group (1)</p>
<p>Corporate Parenting Panel</p> <p>Terms of Reference:</p> <p>Purpose:</p> <p>1. To lead on behalf of the Council and partners of the Local Authority to ensure that all services directly provided for children and young people in care and care leavers are delivered to a high standard and to all statutory requirements;</p> <p>2. To raise the aspiration, ambitions and life chances of children and young people in care, narrowing the gap of achievement and outcomes between children in care and their peers;</p> <p>3. To ensure that children in care are protected and supported to develop as healthy citizens, able to participate fully in their community.</p> <p>4. To ensure that all elected members are aware of their corporate parenting responsibilities and that all Council services are mindful of the needs of children in care and respond accordingly within their particular remit.</p> <p>Functions:</p> <p>5. To receive regular reports in relation to the adoption, fostering, commissioning, children looked after services, care leavers and the virtual school with a view to identifying any areas of underperformance and recommending any changes.</p>	<p>5 members of the Council in accordance with the political balance requirements, to include the Executive Cabinet Lead responsible for Children</p> <p>Conservative (3)</p> <p>Liberal Democrat (1)</p> <p>Independent (1)</p> <p>Note: The Panel will also include a representatives from the Children in Care Council and a foster carer. In addition, membership will include partners to support the delivery of key priorities in particular a senior local police officer, a Head Teacher, and designated health lead.</p>

Name of Committee and Terms of Reference	Membership
<p>6. To ensure that the principles of the corporate parenting are incorporated within key plans, policies and strategies of the Council including interagency working arrangements.</p> <p>7. To review reports relating to complaints from looked after children to ensure officers have dealt with these appropriately and made any recommendations for change.</p> <p>8. To raise awareness in Torbay Council and amongst its partners and the wider community by promoting the role of members as corporate parents and the Council as a corporate family with key responsibilities;</p> <p>9. To raise the profile of the needs and achievements of children looked after and care leavers through a range of celebratory events/activities determined by children looked after and care leavers.</p> <p>10. To ensure that leisure, cultural, further education and employment opportunities are provided and taken up by our children looked after and care leavers;</p> <p>11. To ensure that the views of children and young people are regularly heard through the Corporate Parenting Panel to improve educational, health and social outcomes.</p> <p>12. To meet with children and young people in care, frontline staff and foster carers to inform the Panel of the standards of care and improvement outcomes for children looked after.</p> <p>13. To monitor the ongoing commitment to providing support, training and clarity of expectations for foster carers to provide excellent and high quality care.</p> <p>14. To appoint elected members as Champions for Children in Care in respect of the following strands:</p>	

Name of Committee and Terms of Reference	Membership
<ul style="list-style-type: none"> • Housing; • Employment and training opportunities within council departments and with partner agencies; • Health (including mental health); • Educational Attainment and access to Higher Education; • Foster carer recruitment and retention; and • Response to those who go missing. 	
<p>Devolution Working Party</p> <p>Terms of Reference:</p> <p>1. To explore opportunities for Devolution.</p>	<p>5 members of the Council in accordance with the political balance requirements</p> <p>Conservative (3)</p> <p>Liberal Democrat (1)</p> <p>Independent Group (1)</p>
<p>Financial Future Working Party</p> <p>Terms of Reference:</p> <p>1. To review in detail the Council’s Medium Term Resource Plan and Capital Expenditure and their underlying budgets to understand inter alia;</p> <p>(a) services that are statutory and have to be delivered, and services that are discretionary and can cease to be provided, and the relative costs of</p>	<p>6 members of the Council in accordance with the political balance requirements, plus the <u>Elected Mayor/Leader of the Council</u></p> <p>Conservative (4)</p> <p>Liberal Democrat (1)</p>

Name of Committee and Terms of Reference	Membership
<p>the same,</p> <p>(b) opportunities for income generation including additional investments;</p> <p>2. To oversee an education programme for the residents of Torbay to ensure they are fully aware of the Council’s financial challenges;</p> <p>3. To make representations to Government in respect of the Council’s financial position;</p> <p>4. To consider the potential for holding a referendum to increase Council Tax above the cap set by Government, including undertaking any consultation; and the arrangements that would need to be put in place for a referendum; and</p> <p>5. To make any appropriate recommendations to the CabinetExecutive and Council on any of these matters.</p>	<p>Independent Group (1)</p>
<p>Harbour Asset Working Party (plus external advisors)</p> <p>Terms of Reference:</p> <p>1. To review all assets within Tor Bay Harbour and the Harbour Estate.</p> <p>2. To establish how each asset is performing.</p> <p>3. To identify any assets that are surplus.</p>	<p>5 members of the Council in accordance with the political balance requirements</p> <p>Conservative (3)</p> <p>Liberal Democrat (2)</p>
<p>Harbour Budget Working Party (plus external advisors)</p> <p>Terms of Reference:</p> <p>1. To scrutinise the draft Tor Bay Harbour Authority budget prior to presentation to the Harbour Committee and to review the full range of harbour charges.</p>	<p>5 members of the Council in accordance with the political balance requirements</p> <p>Conservative (3)</p>

Name of Committee and Terms of Reference	Membership
<p>2. To assist Officers to monitor and review the budget ahead of each quarterly Harbour Committee meeting.</p>	<p>Liberal Democrat (2)</p>
<p>Oldway Mansion and Estate Working Party</p> <p>Terms of Reference:</p> <ol style="list-style-type: none"> 1. To review any condition surveys for buildings on the site. 2. To review proposals for use of buildings and grounds. 3. To ascertain community views in respect of these matters. 4. To make recommendations about how future use of building should be taken forward. 5. To identify relevant members from the local community and relevant representatives from the business, public and voluntary sectors to be invited to meetings. 6. To specify, fully cost and prioritise the works to Oldway as identified in Phase 1 of the DCA report (presented to Council on 21 June 2018). 7. To explore with the community all potential sources of funding for the entirety of the Phases, including, but not limited to: <ul style="list-style-type: none"> • Grant funding • Fund raising events • Crowd funding 	<p>5 members of the Council in accordance with the political balance requirements</p> <p>Conservative (3)</p> <p>Liberal Democrat (1)</p> <p>Independent Group (1)</p>

Name of Committee and Terms of Reference	Membership
<ul style="list-style-type: none"> • Business opportunities and investment • Legacies • Philanthropic contributions <p>8. To produce a flexible programme of proposed delivery of restoration works which aligns with the availability of funding.</p> <p>9. To provide strategic oversight of commissioning and delivery of any restoration works.</p>	
<p>Town Centre Regeneration Programme Board</p> <p>Terms of Reference:</p> <p>1. To approve the programme plan, which will lists all work programmes and projects, and agree the schedule of delivery and authorise any deviation from it.</p> <p>2. To consider the allocation of time and resources necessary to meet the Programme objectives.</p> <p>3. To confirm programme tolerances (budget, time and quality).</p> <p>4. Manage Programme Risks – i.e. to both assess risks (i.e. barriers to delivery and risks of success) and ensure that all identified risks are managed effectively and efficiently – by ensuring:</p> <ul style="list-style-type: none"> (a) that suitable counter-measures are developed and deployed to reduce likelihood and/or impact of risk; and, (b) that where required - i.e. for high impact probability risks – suitable contingency plans re; identified risk/s are put in place and deployed to reduce impact of risk if/when it materialises. 	<p>6 members of the Council in accordance with the political balance requirements, plus the Elected Mayor<u>Leader of the Cabinet</u>, partners and officers</p> <p>Conservative (4)</p> <p>Liberal Democrat (1)</p> <p>Independent Group (1)</p>

Name of Committee and Terms of Reference	Membership
<p>5. To ensure that the required resources are committed for each phase and arbitrate on any conflicts within the Programme or negotiate a solution to any problems between the Programme and external bodies – also ensure that resources required to manage risks and issues are identified/agreed and sourced.</p> <p>6. To review each completed Phase and approve progress to the next stage.</p> <p>7. To approve changes to the Programme scope and timescales.</p> <p>8. To assist and support the Masterplan Delivery Team in the resolution of issues and risks escalated to it.</p> <p>9. To provide assurance that all Acceptance Criteria have been met; ensuring implementation includes appropriate handling of equal opportunities issues.</p> <p>10. To decide the recommendations for follow-on actions and transfer these to appropriate authorities.</p> <p>11. To engage with and take market advice from any advisory team(s) established.</p>	