

**All Committee meetings were cancelled with effect from
23rd March 2020 due to the COVID-19 emergency.**

**The recommendations in this report were approved by an Executive
Director of the Council, acting under delegated authority in terms of
paragraph 2.1.1 of the Council's List of Officer Powers.**

24 June 2020 - CANCELLED

Approved by Executive Director, Communities – 14 May 2020

Appointment to Partner Organisation – St Andrews Community Trust

Report by: Morag Ferguson, Head of Legal & Democratic Services

Wards Affected: 18 - St Andrews

Purpose

To advise the Committee of the actions taken by officers to reappoint a Fife Council representative to the St Andrews Community Trust as a matter of urgency.

Recommendation(s)

The Committee is asked to note the actions taken by officers under delegated powers to reappoint Councillor Dominic Nolan as the Council representative on the St Andrews Community Trust.

Resource Implications

None. The post is non-remunerative.

Legal & Risk Implications

External organisations have their own governance structures, and members should seek advice from Legal and Democratic Services on any concerns that they have on membership of the organisations. In particular, members may be subject to other legal duties as directors under the Companies Acts (directors' responsibilities) and legislation relating to Charity Trustees.

Impact Assessment

An EqIA has not been completed because the report does not propose a change to existing policies or to practices.

Consultation

The North East Fife Area Committee members have been consulted and are in agreement with the reappointment of Councillor Dominic Nolan.

- 1.1 At the meeting of the Committee on 30 August 2017, Councillor Dominic Nolan was appointed in the capacity of a Trustee on the St Andrews Community Trust. (Paragraph 10 (e) of 2017.N.E.F.A.C.9 refers).
- 1.2 Only St Andrews members can be appointed to the St Andrews Trust and its Nominations Committee. Any member appointed to the Trust's Nominations Committee, currently Councillor Thomson, cannot be a Trustee of the Trust. In addition, members appointed to either the St Andrews Links Trust or the St Andrews Links Trust Management Committee, currently Councillors Thomson and Verner respectively, are also not eligible to be appointed to the Community Trust. This means the only other member eligible for appointment is Councillor Jane Ann Liston.

2.0 CURRENT POSITION

- 2.1 The Chair of the St Andrews Community Trust has recently contacted the Council to advise that, in accordance with the Articles of Association of the Trust, Councillor Nolan's initial three year term as a Trustee will come to an end at the AGM on 4th June. In line with the Articles he will be eligible to be reappointed for a further three years. The Trust requires written confirmation of a reappointment from the Council by 4th June.
- 2.2 Following consultation with all North East Fife Committee members, including Councillor Jane Ann Liston as the only other eligible member, unanimous support was expressed for the reappointment of Councillor Nolan as the Council representative on the Trust.
- 2.4 In terms of Paragraph 2.1 of the Council's List of Officer Powers, Officers are authorised to take such measures as may be required in cases of urgency, subject to advising the appropriate Convener and Vice- Convener, as soon as possible, and to reporting to the appropriate Committee as soon as possible thereafter.
- 2.5 In light of the need for the written confirmation of a reappointment by 4th June and having consulted with local members and the Convener, officers agreed, in terms of Paragraph 2.1 of the List of Officer Powers that Councillor Dominic Nolan be reappointed to represent the Council on the St Andrews Community Trust.

3.0 Conclusions

- 3.1 The reappointment of Councillor Dominic Nolan to the St Andrews Community Trust will enable the Trust to meet its Articles of Association.

Appendices

None

Background Papers

No background papers were relied on in the preparation of this report in terms of the Local Government (Scotland) Act, 1973.

Report Contact

Elizabeth Mair
Committee Officer
Fife House, North Street, Glenrothes, KY7 5LT
Telephone: 03451 55 55 55 Ext. 442304
Email – Elizabeth.mair@fife.gov.uk