

Report to: **Partnership Board – Transport for the South East**

Date of meeting: **22 July 2021**

By: **Lead Officer, Transport for the South East**

Title of report: **Transport for the South East – Governance Arrangements**

Purpose of report: **To agree the appointment of the Chair, Vice-Chair and co-opted Board members to the Transport for the South East Partnership Board**

RECOMMENDATIONS:

The members of the Partnership Board are recommended to:

- (1) Nominate and elect a Chair and Vice-Chair for the period of one year;**
 - (2) Agree to co-opt for a period of one year to the Partnership Board:**
 - a. The Chair of the Transport Forum;**
 - b. Two people nominated collectively by the Local Enterprise Partnerships;**
 - c. A person nominated by the National Parks and other protected landscape designations;**
 - d. Two people nominated by the District and Borough Authorities; and**
 - e. A representative from Highways England, Network Rail and Transport for London.**
 - (3) Allocate voting rights of one vote each for the two Local Enterprise Partnership representatives, the Chair of the Transport Forum and the nominated representatives of the district and borough authorities and the protected landscapes;**
 - (4) Appoint for a period of one year the Chair for the Transport Forum;**
 - (5) Note the proposals for the governance member sub-group;**
 - (6) Consider future meeting arrangements for Partnership Board; and**
 - (7) Note the request for members of the Partnership Board to complete the register of interests forms.**
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1. Introduction

1.1 The Partnership Board agreed the constitution for Transport for the South East in its shadow form in June 2017 and a revised constitution in December 2019. The constitution set out proposals for the structure and composition of the Partnership Board. It was agreed that the arrangements should be reviewed on an annual basis.

2. Appointment of the Chair

2.1 The Partnership Board is recommended to nominate and elect a Chair and Vice-Chair.

2.2 As agreed in the constitution for the Partnership Board, the Chair and Vice-Chair's term of office will be for a period of one year, when they are either reappointed or another member elected.

2.3 The Chair presides at Partnership Board meetings if they are present. In their absence, the Vice-Chair presides. If both are absent, the secretariat will start the meeting and the Partnership Board will appoint, from amongst its members, an Acting Chair for the meeting in question.

3. Co-opting additional Partnership Board members

3.1 The constitution for the Partnership Board allows for persons who are not members of the Constituent Authorities to be co-opted onto the Partnership Board, and affords the Partnership Board the power to allow them voting rights.

3.2 In June 2017, it was agreed that a number of organisations should be co-opted to the Partnership Board. These arrangements have ensured that businesses, district and borough councils and protected landscapes are represented on the Board and are involved in the decision-making process.

3.3 The proposed arrangements for co-opted members reflect the structures for the Partnership Board as set out in the constitution. If agreed by members, they would reflect a continuation of the arrangements in place since June 2017. It is proposed that the Partnership Board give consideration to co-opting the following organisations and representatives:

- The Chair of the Transport Forum – the Transport Forum has been in operation since September 2017 and brings together representatives from user groups, operators (bus, airport, ports, train and ferry), Government agencies, Local Enterprise Partnerships (LEPs), business members, district and borough authorities and the potential supply chain to provide advice and guidance to the Partnership Board. The Forum is independently chaired by Geoff French.

It is recommended that the Partnership Board co-opt Geoff French as the Chair of the Transport Forum with allocated voting rights.

- Two people collectively nominated by the LEPs – TfSE covers five LEP areas, namely Coast to Capital, Enterprise M3, Solent, South East and Thames Valley Berkshire LEPs. LEPs are partnerships between Local Authorities and businesses and play a central role in determining local economic priorities and undertaking activities to drive economic growth. The LEPs support TfSE in ensuring that economic growth is promoted and is central to the development of the transport strategy.

It is proposed that two LEP Board members are co-opted to the Partnership Board to collectively represent the five LEPs. It is recommended that voting rights of one vote be allocated to each of the two LEP representatives.

- District and Borough (non-unitary) Authorities – it is proposed that the collective views of the district and borough authorities should be represented on the Partnership Board through two co-opted Board members.

The positions on the Partnership Board are currently filled by Cllr Daniel Humphreys, Leader, Worthing Borough Council, and Cllr David Monk, Leader, Folkestone and Hythe District Council.

As agreed at the Partnership Board in July 2018, it is proposed that the district and borough representatives should be allocated voting rights.

In addition to the two district and borough authorities represented on the Board, district and borough representatives from all five county areas are represented on the Transport Forum.

- National Parks and other protected landscape designations – the environmental impact of the transport strategy and proposed interventions will need to be considered by the Board. It is recommended that a representative from the South Downs National Park Authority be co-opted to the Partnership Board to represent the collective interests of the National Parks and other environmental and protected landscape designations. The position is currently filled by Ian Philips, Chair of the South Downs National Park Authority.

As agreed at the Partnership Board in July 2018, it is proposed that the representative for the National Parks and protected landscape designations should be allocated voting rights.

3.4 In June 2019 the Partnership Board agreed to co-opt the following organisations, on a non-voting basis:

- Network Rail – TfSE has a key role in influencing strategic investment decisions in the rail network. Engagement with Network Rail at the Partnership Board will support this objective and it is proposed that the John Halsall, Managing Director (Southern region), is co-opted to the Board.
- Highways England – this arrangement would be similar to the one proposed for Network Rail and would support the aim of TfSE to influence investment on the strategic road network through the Road Investment Strategy (RIS) programme. It is proposed that Richard Leonard, Head of Network Development, is co-opted to the Board.
- Transport for London – the relationship between the TfSE area and London is an important aspect of our economy, particularly in relation to transporting people and goods. It is proposed that Alex Williams, Director of City Planning, Transport for London, is co-opted to the Board.

4. Governance – Member Sub-Group

4.1 In June 2019, the Partnership Board agreed to establish a member sub-group to lead on governance issues and to lead on the development of the proposal to Government. The group led on the development of the proposal to Government and the draft constitution.

4.2 The membership of the sub-group included Board members from four constituent authorities, one LEP representative and the Chair of the Transport Forum.

4.3 It is proposed that the member sub-group reconvenes in the autumn of 2021, following the final report on the future development of TfSE. The member sub-group will oversee the implementation of the recommendations from this report and ensure that TfSE has the most appropriate and effective structures to deliver the Strategic Investment Plan.

4.4. Volunteers for membership of the sub-group should contact the TfSE secretariat.

5. Meeting arrangements for 2021/2022

5.1 Due to ongoing restrictions arising from the Covid-19 pandemic, TfSE Partnership Board meetings have been held virtually since April 2020.

5.2 Unlike local authorities, there are no statutory requirements for the TfSE Board to hold physical meetings. Virtual meetings have offered a number of benefits, including cost savings and reduced travel time as well as the opportunity for members of the public to observe meetings. However, as restrictions are eased, Board members are asked to consider the format (i.e. physical or virtual) of future Partnership Board meetings.

6. Register of Interests

6.1 TfSE maintains a Register of Member's interests in accordance with section 29 of the Localism Act 2011 and will ensure that it is available for inspection and published on TfSE's website as required by the Act.

6.2 Members of TfSE must within 28 days of their appointment to office notify TfSE's secretariat in writing of the details of their disclosable pecuniary interests arising in respect of the TfSE area (including, where required, interests of their partner) and their personal interests.

6.3 Where a Member of TfSE is present at a meeting and has a disclosable pecuniary interest or, an interest that would be a personal interest under the provisions of the Code in any matter to be considered at the meeting, they must disclose the interest to the meeting.

6.4 Where a member of TfSE has a disclosable pecuniary interest or an interest that under the provisions of the Code would be a prejudicial interest in any matter being considered at a meeting, they must not participate or vote on the matter and must withdraw from the room of the meeting while the matter is being considered.

6.5 A copy of the Register of Interest form will shortly be circulated to all members. The completed register of interests will be published on the TfSE website.

7. Conclusion

7.1 The Local Transport Authority members of the Partnership Board are recommended to agree the arrangements set out in this report for the election of the Chair and Vice-Chair of the Partnership Board, Chair of the Transport Forum, the appointment of the co-opted Board members and the allocation of voting rights.

7.2 Members of the Partnership Board are also recommended to agree that the Governance Member Sub-group reconvenes in autumn 2021 following the final report on the future development of TfSE.

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