

**NWIFCA Technical, Science and Byelaw
Sub-Committee
7 February 2014: 10:00am**

**Report
Number
1**

ELECTION OF CHAIRMAN

Purpose of Report

To consider electing a new Chairman of TSB following appointment of the previous Chairman to Vice-Chairman of the NWIFCA and to agree the correct process for appointment of new members to the TSB when vacancies arise.

Recommendations

1. The TSB Sub-Committee be invited to consider if a new Chairman be appointed following the appointment of Mr Graham as Vice Chairman of NWIFCA.
2. The resolution at NWIFCA on 6 December to appoint an new member to the TSB Sub-Committee be set aside pending appointment of TSB members at the next AGM.

Background

1. The TSB is invited to consider if a new Chairman should be appointed following the election of Mr Graham as Vice Chairman of the NWIFCA on 6 December. Under NWIFCA Standing Orders a new Chairman is not essential as Mr Graham can serve in both roles. However, TSB may wish to appoint a dedicated Chairman. Having a range of Office holders gives the Authority greater resilience against absences and unforeseen events and may enable the Authority to react more quickly to urgent matters as they arise. I am therefore including election of Chairman on the TSB agenda for 7 February.
2. One alternative would be for the present Vice Chairman of the TSB, Mr Jones, to be appointed acting Chairman until the next AGM
3. The appointment of Mr Graham, as Vice Chairman of NWIFCA makes him an ex-officio member of TSB thereby creating a vacancy on TSB. At the meeting on 6 December, during discussion of another agenda item relating to the Chairman's Working Party, a proposal was made to appoint a particular NWIFCA member to TSB. This was seconded and approved by an informal vote although voting was not recorded. However, I believe it is my duty to inform members that as I noted at the meeting, this resolution was out of order with respect to Standing Orders in a number of respects.
 - a. The constitution of the TSB set out in Standing Order 8.3c&d provides for election of members each year at the AGM. There is no provision for interim appointment of full members to TSB if vacancies arise during the year. (N.B. There is an error in paragraph 8.3d. The 1st line should read 'The TSB shall have 12 members....' And the 3rd line should read 'and 7 MMO appointees')
 - b. No notice was given of this resolution under Standing Order 7.2a so it should not have been raised at that meeting without permission.
4. The resolution was unsatisfactory because it did not allow proper consideration by all members before the meeting nor did it give fair and equal opportunity for all members to be considered for election to the TSB. This could leave the Authority open to a charge of acting improperly or unfairly and could bring the TSB into question.

5. I therefore recommend that the 6 December resolution is set aside until a full re-election of TSB members takes place at the 2014 AGM on 21 June.
6. This action has no effect on any NWIFCA member who may wish to attend TSB as Standing Orders provide for all members to attend, speak and vote at TSB after informing the Clerk that they will attend. This is necessary so that a large enough room and sufficient catering is provided.
7. If necessary, this matter can be further addressed at the TSB or the next NWIFCA on 21 March.

Chief Executive
29 January 2014