

FLINTSHIRE COUNTY COUNCIL

REPORT TO: **FLINTSHIRE COUNTY COUNCIL**

DATE: **10 DECEMBER 2013**

REPORT BY: **HEAD OF LEGAL & DEMOCRATIC SERVICES**

SUBJECT: **SECTION 85 OF THE LOCAL GOVERNMENT
ACT 1972**

1.00 PURPOSE OF REPORT

1.01 To approve the reason for Councillor Ted Evans' failure to attend meetings for 6 months.

2.00 BACKGROUND

2.01 Section 85 of the Local Government Act 1972 provides that if a Member fails to attend any meetings for 6 consecutive months he shall cease to be a member of the authority unless the reason for that failure is approved before the end of the period.

2.02 Councillor Ted Evans last attended a meeting of the authority when he attended the Council meeting on the 25 June 2013. Since then Councillor Evans has suffered ill-health and is currently hospitalised and unable to attend meetings.

3.00 CONSIDERATIONS

3.01 The purpose of the statutory provision is to give the Council the choice of whether to approve a Member's failure to attend meetings. If the failure is with good reason the Council can approve the absence, and if it is not then a by-election will be held to ensure that the residents are properly represented.

3.02 The only reason Councillor Evans has not attended meetings is due to his protracted period of ill-health. It is not considered appropriate in a public report to give details of this ill-health but some information has previously been provided to Members through Member Services.

4.00 RECOMMENDATIONS

4.01 For Council to approve Councillor Evans' failure to attend meetings due to his ill-health.

5.00 FINANCIAL IMPLICATIONS

5.01 None as a result of this report.

6.00 ANTI POVERTY IMPACT

6.01 None as a result of this report.

7.00 ENVIRONMENTAL IMPACT

7.01 None as a result of this report.

8.00 EQUALITIES IMPACT

8.01 None as a result of this report.

9.00 PERSONNEL IMPLICATIONS

9.01 None as a result of this report.

10.00 CONSULTATION REQUIRED

10.01 None as a result of this report.

11.00 CONSULTATION UNDERTAKEN

11.01 With the Council Chair and Council Leader.

12.00 APPENDICES

12.01 None

**LOCAL GOVERNMENT (ACCESS TO INFORMATION ACT) 1985
BACKGROUND DOCUMENTS**

None

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