

**Forward Plan reference:** Not applicable

<b>Report title:</b> Appointment of Trustees to the Colchester Ragged School Education Trust	
<b>Report to:</b> Cllr Ray Gooding, Cabinet Member for Education and Skills	
<b>Report author:</b> Paul Turner, Director, Legal and Assurance	
<b>Date:</b> 28 January 2020	<b>For:</b> Decision
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<b>County Divisions affected:</b> Abbey, Mile End & Highwoods, Constable, Parsons Heath & East Gates, Drury, Stanway & Pyefleet, Maypole, Wivenhoe St. Andrew and Mersea & Tiptree.	

## 1. Purpose of Report

- 1.1 Section 5 of the Scheme of the Colchester Ragged School Education Trust permits the Council, as the Local Education Authority, to appoint three Nominated Trustees.
- 1.2 The report asks the Cabinet Member for Education and Skills to appoint Cllr Julie Young, Cllr Anne Brown and Cllr Alan Goggin to the position of Nominated Trustee for the Colchester Ragged School Education Trust.

## 2. Recommendations

- 2.1 That with immediate effect the three Nominated Trustees for the Colchester Ragged School Education Trust will be Cllr Julie Young, Cllr Anne Brown and Cllr Alan Goggin.

## 3. Summary of issue

### Appointments to bodies

- 3.1 The Council is asked to make a number of appointments to external (or independent) bodies. Sometimes this is a legal requirement, sometimes it is set out in the constitution of the body concerned and sometimes it is just at the request of the organisation concerned.
- 3.2 The frequency of any appointment depends on the organisation concerned but usually the Cabinet Member is able to make appointments at any time.
- 3.3 The recommended appointments are in accordance with the Council's rights to make appointments to the bodies concerned.

## **Colchester Ragged School Education Trust**

- 3.4 The Trust was created a Charity Commission scheme in 1990, as part of the merger of a number of charities. Its purpose is to apply the income of the Charity in or towards providing such special benefits of any kind not normally provided by the local education authority for any School in Colchester.
- 3.5 The Scheme of the Trust outlines that Membership comprises of one Ex-Officio Trustee, three Nominated Trustees and one Co-opted Trustee. The Ex-Officio Trustee shall be the County Education Officer of Essex County Council. The Co-Opted Trustee shall be appointed at the next meeting of Trustees. No trustee shall receive remuneration or be interested in the supply of work or goods, at the cost of the charity.

## **4. Equality and Diversity implications**

- 4.1 The Public Sector Equality Duty applies to the Council when it makes decisions. The duty requires us to have regard to the need to:
- a) Eliminate unlawful discrimination, harassment and victimisation and other behaviour prohibited by the Act. In summary, the Act makes discrimination etc on the grounds of a protected characteristic unlawful
  - b) Advance equality of opportunity between people who share a protected characteristic and those who do not.
  - c) Foster good relations between people who share a protected characteristic and those who do not including tackling prejudice and promoting understanding.
- 4.2 The protected characteristics are age, disability, gender reassignment, pregnancy and maternity, marriage and civil partnership, race, religion or belief, gender, and sexual orientation. The Act states that 'marriage and civil partnership' is not a relevant protected characteristic for (b) or (c) although it is relevant for (a).
- 4.3 In making these appointments the Cabinet Member will want to appoint the best people for the job whilst looking to reflect as far as possible the diversity of Essex.

## **5. Financial Implications**

- 5.1 This report has no financial implications.

## **6. Legal Implications**

- 6.1 This report relates to the Council exercising its legal power to appoint trustees to the charity.

## **7. Background Papers**

Charity Commission Scheme.

<b>I approve the above recommendations set out above for the reasons set out in the report.</b>	<b>Date</b>
Councillor Ray Gooding, Cabinet Member for Education and Skills	28 January 2020