

# CHIPPERFIELD TRUST

Wednesday, 20th March, 2013  
at the conclusion of the meeting  
of Full Council in the Council  
Chamber

## **PLEASE NOTE TIME OF MEETING**

Council Chamber - Civic Centre

### **Members of the Council**

The Mayor – Chair

The Sheriff – Vice-chair

Leader of the Council

Members of the Council (See overleaf)

### **Contacts**

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The agenda and papers are available via the Council's Website

<b>WARD</b>	<b>COUNCILLOR</b>	<b>WARD</b>	<b>COUNCILLOR</b>
<b>Bargate</b>	Bogle Noon Tucker	<b>Millbrook</b>	Furnell Laming Thorpe
<b>Bassett</b>	Hannides B Harris L Harris	<b>Peartree</b>	Keogh Lewzey Dr Paffey
<b>Bevois</b>	Barnes-Andrews Burke Rayment	<b>Portswood</b>	Claisse Norris Vinson
<b>Bitterne</b>	Letts Lloyd Stevens	<b>Redbridge</b>	McEwing Pope Whitbread
<b>Bitterne Park</b>	Baillie Inglis White	<b>Shirley</b>	Chaloner Kaur Mead
<b>Coxford</b>	Morrell Spicer Thomas	<b>Sholing</b>	Mrs Blatchford Jeffery Kolker
<b>Freemantle</b>	Moulton Councillor Parnell Shields	<b>Swaythling</b>	Mintoff Turner Vassiliou
<b>Harefield</b>	Daunt Fitzhenry Smith	<b>Woolston</b>	Cunio Payne Dr R Williams

# **PUBLIC INFORMATION**

## **Role of the Council**

The Council comprises all 48 Councillors. The Council normally meets six times a year including the annual meeting, at which the Mayor and the Council Leader are elected and committees and sub-committees are appointed, and the budget meeting, at which the Council Tax is set for the following year.

The Council approves the policy framework, which is a series of plans and strategies recommended by the Executive, which set out the key policies and programmes for the main services provided by the Council.

It receives a summary report of decisions made by the Executive, and reports on specific issues raised by the Overview and Scrutiny Management Committee.

The Council also considers questions and motions submitted by Council Members on matters for which the Council has a responsibility or which affect the City.

## **Public Involvement**

### **Representations**

At the discretion of the Mayor, members of the public may address the Council on any report included on the agenda in which they have a relevant interest.

### **Petitions**

At a meeting of the Council any Member or member of the public may present a petition which is submitted in accordance with the Council's scheme for handling petitions.

Petitions containing more than 1,500 signatures (qualifying) will be debated at a Council meeting. Petitions with less than 1,500 signatories (non-qualifying) shall be presented to the Council meeting and be received without discussion.

### **Deputations**

A deputation of up to three people can apply to address the Council. A deputation may include the presentation of a petition.

## **Questions**

People who live or work in the City may ask questions of the Mayor, Chairs of Committees and Members of the Executive.

## **Southampton City Council's Seven Priorities**

- More jobs for local people
- More local people who are well educated and skilled
- A better and safer place in which to live and invest
- Better protection for children and young people
- Support for the most vulnerable people and families
- Reducing health inequalities
- Reshaping the Council for the future

**Smoking policy** – The Council operates a no-smoking policy in all civic buildings.

**Mobile Telephones** – Please turn off your mobile telephone whilst in the meeting.

**Fire Procedure** – In the event of a fire or other emergency, a continuous alarm will sound and you will be advised by Council officers what action to take.

**Access** – Access is available for disabled people. Please contact the Council Administrator who will help to make any necessary arrangements.

## **Dates of Meetings(Municipal Year 2012/13)**

<b>2012</b>	<b>2013</b>
16 May	16 January
11 July	13 February (Budget)
12 September	20 March
14 November	15 May

## CONDUCT OF MEETING

### **FUNCTIONS OF THE COUNCIL**

The functions of the Council are set out in Article 4 of Part 2 of the Constitution

### **BUSINESS TO BE DISCUSSED**

Only those items listed on the attached agenda may be considered at this meeting.

### **RULES OF PROCEDURE**

The meeting is governed by the Council Procedure Rules as set out in Part 4 of the Constitution.

### **QUORUM**

The minimum number of appointed Members required to be in attendance to hold the meeting is 16.

### **DISCLOSURE OF INTERESTS**

Members are required to disclose, in accordance with the Members' Code of Conduct, **both** the existence **and** nature of any "Disclosable Personal Interest" or "Other Interest" they may have in relation to matters for consideration on this Agenda.

#### **DISCLOSABLE PERSONAL INTERESTS**

A Member must regard himself or herself as having a Disclosable Pecuniary Interest in any matter that they or their spouse, partner, a person they are living with as husband or wife, or a person with whom they are living as if they were a civil partner in relation to:

(i) Any employment, office, trade, profession or vocation carried on for profit or gain.

(ii) Sponsorship:

Any payment or provision of any other financial benefit (other than from Southampton City Council) made or provided within the relevant period in respect of any expense incurred by you in carrying out duties as a member, or towards your election expenses. This includes any payment or financial benefit from a trade union within the meaning of the Trade Union and Labour Relations (Consolidation) Act 1992.

(iii) Any contract which is made between you / your spouse etc (or a body in which the you / your spouse etc has a beneficial interest) and Southampton City Council under which goods or services are to be provided or works are to be executed, and which has not been fully discharged.

(iv) Any beneficial interest in land which is within the area of Southampton.

(v) Any license (held alone or jointly with others) to occupy land in the area of Southampton for a month or longer.

(vi) Any tenancy where (to your knowledge) the landlord is Southampton City Council and the tenant is a body in which you / your spouse etc has a beneficial interests.

(vii) Any beneficial interest in securities of a body where that body (to your knowledge) has a place of business or land in the area of Southampton, and either:

- a) the total nominal value for the securities exceeds £25,000 or one hundredth of the total issued share capital of that body, or
- b) if the share capital of that body is of more than one class, the total nominal value of the shares of any one class in which you / your spouse etc has a beneficial interest that exceeds one hundredth of the total issued share capital of that class.

## **Other Interests**

A Member must regard himself or herself as having a, 'Other Interest' in any membership of, or occupation of a position of general control or management in:

Any body to which they have been appointed or nominated by Southampton City Council

Any public authority or body exercising functions of a public nature

Any body directed to charitable purposes

Any body whose principal purpose includes the influence of public opinion or policy

## **Principles of Decision Making**

All decisions of the Council will be made in accordance with the following principles:-

- proportionality (i.e. the action must be proportionate to the desired outcome);
- due consultation and the taking of professional advice from officers;
- respect for human rights;
- a presumption in favour of openness, accountability and transparency;
- setting out what options have been considered;
- setting out reasons for the decision; and
- clarity of aims and desired outcomes.

In exercising discretion, the decision maker must:

- understand the law that regulates the decision making power and gives effect to it. The decision-maker must direct itself properly in law;
- take into account all relevant matters (those matters which the law requires the authority as a matter of legal obligation to take into account);
- leave out of account irrelevant considerations;
- act for a proper purpose, exercising its powers for the public good;
- not reach a decision which no authority acting reasonably could reach, (also known as the "rationality" or "taking leave of your senses" principle);
- comply with the rule that local government finance is to be conducted on an annual basis. Save to the extent authorised by Parliament, 'live now, pay later' and forward funding are unlawful; and
- act with procedural propriety in accordance with the rules of fairness.

Director of Corporate Services  
M R HEATH  
Civic Centre, Southampton, SO14 7LY

11 March 2013

**TO: ALL MEMBERS OF THE SOUTHAMPTON CITY COUNCIL**

You are hereby summoned to attend a meeting of the CHIPPERFIELD TRUST to be held on in the COUNCIL CHAMBER - CIVIC CENTRE at the conclusion of the meeting of Full Council when the following business is proposed to be transacted:-

**1 APOLOGIES**

To receive any apologies

**2 CHIPPERFIELD ADVISORY COMMITTEE**

Report of the Head of Leisure and Culture regarding the composition of the Chipperfield Advisory Committee and seeking approval for the acceptance of certain gifts to the City Art Gallery, attached.



M R HEATH  
Director of Corporate Services

# Agenda Item 2

<b>DECISION-MAKER:</b>	<b>TRUSTEES OF THE CHIPPERFIELD TRUST</b>		
<b>SUBJECT:</b>	<b>CHIPPERFIELD ADVISORY COMMITTEE</b>		
<b>DATE OF DECISION:</b>	<b>20 MARCH 2013</b>		
<b>REPORT OF:</b>	<b>HEAD OF LEISURE AND CULTURE</b>		
<b><u>CONTACT DETAILS</u></b>			
<b>AUTHOR:</b>	<b>Name:</b>	<b>Mike Harris</b>	<b>Tel:</b> <b>023 8083 2882</b>
	<b>E-mail:</b>	<b>Mike.d.harris@southampton.gov.uk</b>	
<b>Director</b>	<b>Name:</b>	<b>John Tunney</b>	<b>Tel:</b> <b>023 8091 7713</b>
	<b>E-mail:</b>	<b>John.Tunney@southampton.gov.uk</b>	
<b>STATEMENT OF CONFIDENTIALITY</b>			
Not applicable.			

## **BRIEF SUMMARY**

In September 2012, the Trustees confirmed revised arrangements for the governance of the Trust and approved the establishment of the Advisory Committee. The Committee has now been appointed, and is undergoing its induction period; this report updates Trustees upon the composition of the Advisory Committee.

In the meantime, other gifts and bequests have come forward to the Chipperfield Trust and Trustees' approval acceptance is sought.

## **RECOMMENDATIONS:**

- (i) To note the members of the Chipperfield Advisory Committee as set out in paragraph 2
- (ii) To accept the offers of the Schlee Collection, and the Dannat Collection.

## **REASONS FOR REPORT RECOMMENDATIONS**

1. Given the status of the gifts and bequests, officers have insufficient delegated powers to accept the works.

## **ALTERNATIVE OPTIONS CONSIDERED AND REJECTED**

2. Not to accept the offer of the works. The success of the City Art Gallery is built upon the strength of its collection. In order to continue this success and to encourage future supporters of the Gallery, the collection should be dynamic and grow. This in turn is likely to attract further support for the Gallery.

## **DETAIL (Including consultation carried out)**

3. The Trustees approved a panel to select an Advisory Committee following an advertisement process through appropriate publicity in relative publications and on the Council website. The Council received a significant number of applications and subsequently group leaders, or their delegates, reviewed the applications and confirmed their appointment.

4. The successful applicants are:-
  - (i) Daniel Crow
  - (ii) Malcolm Le Bas
  - (iii) Amy O'Sullivan
  - (iv) Louise Hallet
  - (v) Huw Morgan
  - (vi) Stephen Foster
  - (vii) Liz Goodall
  
5. The committee members represent a strong range of artistic, commercial, fundraising and commercial knowledge, together with a passion for the Gallery and the Collection. Council officers have supported some informal induction meetings in order to apprise the members of their responsibilities and the current arrangements in the Gallery. During this time they have expressed a preference to appoint Stephen Foster as Chair and Liz Goodall as Vice Chair, of the Committee and will deal with any such appointments at their first formal meeting.
  
6. In the intervening months since September 2012, two gifts have been offered to the Chipperfield Trust. The Committee have been advised of the gifts during the induction meetings and are wholly supportive of their acquisitions. Although no formal meeting has been held to approve the acquisitions to the Trustees.
  
7. The gifts are a positive response to the revised governance arrangements and demonstrate confidence from the broader art sector in the Collection and the future potential of the City Art Gallery. Both are a result of ongoing liaison between curatorial staff and potential supporters of the gallery.

**Proposed gift of works from the George and Ann Dannatt Collection of Modern Art**

8. The Gallery's permanent collection includes important holdings of St Ives paintings and building this element of the collection has been a priority since the major bequest of 220 works of modern art from Dr David Brown in 2002. The above would significantly enrich and contextualise works by artists already represented in the collection including Wilhelmina Barns Graham, Terry Frost, Patrick Heron, Peter Lanyon, John Wells and Bryan Wynter.

**Proposed gift and bequest (part and part) from Nick and Philip Schlee**

9. The Philip Schlee Collection brings together drawings, prints and paintings by 44 artists working in Britain between 1920 and 2004. As a collection, it was conceived with a very practical question in mind – what role does drawing play in the work of artists? Philip Schlee (1924-2011) assembled the Collection, with the assistance of his brother Nick Schlee, over a period of twelve years. It was intended as a resource for practitioners, to help students and artists develop their thinking about, and uses of, drawing. The collection comprises 113 works (mostly drawings in all media but includes some prints and paintings).



## RESOURCE IMPLICATIONS

### Capital/Revenue

10. The works are all being offered as gifts or bequests from collectors; there is no financial outlay to purchase the works. All are in good condition and do not require any conservation work.

### Property/Other

11. All the works are capable of being stored in the appropriate stores when not being exhibited.

## LEGAL IMPLICATIONS

### Statutory power to undertake proposals in the report:

12. The Chipperfield Trust is empowered to accept gifts or bequests into the collection under the provisions of its charitable scheme and subsequent order of the High Court.

### Other Legal Implications:

13. Items gifted or bequeathed to the Trust must be kept and maintained in accordance with any conditions or agreements that may apply to those gifts.

## POLICY FRAMEWORK IMPLICATIONS

14. None

**KEY DECISION?** No

<b>WARDS/COMMUNITIES AFFECTED:</b>	Potentially all
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## SUPPORTING DOCUMENTATION

### Appendices

1.	None.
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### Documents In Members' Rooms

1.	None.
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### Equality Impact Assessment

Do the implications/subject of the report require an Equality Impact Assessment (EIA) to be carried out.	No
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### Other Background Documents

#### Equality Impact Assessment and Other Background documents available for inspection at:

Title of Background Paper(s)	Relevant Paragraph of the Access to Information Procedure Rules / Schedule 12A allowing document to be Exempt/Confidential (if applicable)
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