



Co-option Policy

Introduction

Parish Councils are permitted to exercise the power to co-opt a person on to the Council to fill a casual vacancy when the requirements to hold an election have not been met (i.e. the vacancy has been the subject of a public notice and less than ten registered electors have requested an election by a deadline date specified by the District Returning Officer).

Procedures

To ensure a fair and transparent process is undertaken the following procedure will be followed by St Erth Parish Council:

On receipt of written confirmation from the Electoral Services Office that a casual vacancy can be filled by means of co-option, the Clerk will advertise the vacancy on the Council website, noticeboard and social media.

Applicants for co-option will be asked to:

- confirm their eligibility for the position of Councillor within the statutory rules;
- submit information about themselves by way of completing a short application form.

Copies of the applicant's application form will be circulated to all Councillors by the Clerk prior to the meeting of the Council when the co-option will be considered. All such documents will be treated by the Clerk and all Councillors as Strictly Private and Confidential.

If the number of applicants exceeds three, the applications will be heard at a specially convened meeting to allow candidates and members sufficient time to receive the applications and to facilitate time for questions and answers.

If there are three or less applicants, they will be invited to the next Council meeting and invited to speak for up to three minutes, giving information about themselves and why they would like to be a Councillor. Councillors will be allowed to ask questions of the applicants.

Following consideration, the Chair shall seek proposers and seconders for each nomination (whether or not they have spoken) and the vote will follow.

There are no set rules regarding how a Council co-opts a new Councillor. Councillors may choose who they like but the applicant must be qualified to have been a candidate. To assist Councillors make their decision, a Person Specification is included as part of these procedures (see Appendix A).

Only Councillors present at the Council meeting may propose, second or vote upon a person to fill the vacancy.

If there is more than one vacancy, a Councillor may nominate one person per seat. Each Councillor will have only one vote per seat i.e. two vacancies will enable two votes.

Voting:

- will be in accordance with statutory requirements, in that a successful applicant must have received an absolute majority vote of those present and voting;
- if there are more than two applicants for one vacancy, steps must be taken to strike off the candidate with the least number of votes and the remainder must then be put to the vote again;
- this process must, if necessary, be repeated until an absolute majority is obtained;
- if there are more candidates than vacancies, the candidate with the lowest number of votes will be excluded;
- will continue with the lowest polling applicant begin excluded until the number of applicants matches the number of vacancies;
- will take place as per the Council's Standing Orders;
- in the case of an equality of votes, the Chair of the meeting has a second or casting vote.

The first candidate to receive an absolute majority of those present and voting will be duly elected.

After the vote has been concluded the Chair declares the successful candidate(s) and all candidates are notified of the result within 24 hours.

Before the successful candidate(s) can participate in Council business they must sign the Declaration of Acceptance of Office in the presence of the Clerk.

The Clerk will advise Democratic Services at Cornwall Council of the names of anyone co-opted to the Council.

The Clerk is responsible for providing each new Councillor with an induction pack. It will be taken that all new Councillors have read and understood the Code of Conduct and Standing Orders adopted by Council.

All new Councillors must within 28 days of appointment to office, register their interest with the Monitoring Officer. Forms will be supplied by the Clerk and new Councillors must return the completed forms back to the Clerk within this timescale.

The Council is not obliged to provide feedback on the application process to unsuccessful candidates.

In an Election year, in the event of vacancies following the close of nominations for the full Council elections, the Clerk shall follow the procedure outlined above to fill the vacancies and the co-option(s) will take place at the first possible Council meeting.

Adopted:	7 th July 2020	(26/20-21)
Last Reviewed:	5 th November 2024	(148/11/24-25b)
Next Review due:	November 2027	

Appendix A – Co-option Person Specification

COMPETENCY	ESSENTIAL	DESIRABLE
Personal Attributes	<ul style="list-style-type: none"> • Sound knowledge and understanding of local affairs and the local community • Forward thinking 	<ul style="list-style-type: none"> • Can bring a new skill, expertise or key local knowledge to the Council
Experience, Skills, Knowledge & Ability	<ul style="list-style-type: none"> • Interest in local matters • Ability and willingness to represent the Council and their community • Good interpersonal skills and able to contribute opinions at meetings, whilst willing to see others views and accept majority decisions • Ability to communicate succinctly and clearly, both orally and in writing • Ability and willingness to work closely with other Councillors and staff and to maintain good working relationships • Ability and willingness to work with the Council's partners (e.g. voluntary groups, other parish councils, principal authority, charities) • Ability and willingness to undertake relevant training 	<ul style="list-style-type: none"> • Experience of working or being a member in another public body or not for profit organisation • Experience of working with voluntary and / or local community / interest groups • Basic knowledge of legal issues relating to town and parish councils or local authorities • Experience of delivering presentations
Circumstances	<ul style="list-style-type: none"> • Ability and willingness to attend meetings of the Council (or the meetings of other local authorities and local bodies) in the evening and events in the evening or at weekends • Flexible • Enthusiastic 	