

## **Rules for Birmingham CLPs**

To be read in conjunction with the appendices to these rules and with particular regard to the conduct of meetings contained therein.

### **Clause I. Name**

1. The {Birmingham Edgbaston / Birmingham Erdington /Birmingham Hall Green/Birmingham Hodge Hill / Birmingham Ladywood / Birmingham Northfield / Birmingham Perry Barr / Birmingham Selly Oak / Birmingham Yardley / Sutton Coldfield} Constituency Labour Party, hereinafter named 'this CLP'

### **Clause II. Aims and values**

1. National

A. The aims and values of the Labour Party as outlined in Chapter 1 Clause IV above shall apply to this CLP.

2. Constituency

A. To unite the forces of Labour within the constituency and to ensure the establishment of, and to keep in active operation an appropriate organisation and structure, which shall normally include branches, as approved by the NEC.

B. To secure the return of Labour representatives to Parliament and local government bodies, by promoting the policies and principles of the Party throughout the constituency with a view to increasing the Party's influence within the local community and securing support and membership from it.

C. To promote the policies of the Party within the constituency by formulating a development action plan for the Party in the area and to ensure its adoption and implementation by all Party units.

D. To provide the opportunity for all individual members of the Party within the constituency to contribute to the development of the aims and policies by ensuring that a full range of Party activities are available to them, including local policy forums, and that they may participate fully in discussion to broaden the political education of members of the Party and to increase their influence over the formulation of the Party programme.

E. To establish local policy forums, possibly in co-operation with neighbouring CLPs, as authorised by and with the support of the appropriate RD(GS) operating to guidelines produced by the NEC. The constitution of the Party places an obligation on CLPs to work in pursuit of our aims with trade unions, co- operative societies and other affiliated organisations, and it must consult its members, elected representatives, affiliated

organisations, and, where practicable, the wider community in which it is based on policy making initiatives which are to be forwarded for consideration as part of the national policy making process.

### **Clause III. Affiliated organisations**

1. Organisations may affiliate to the Party at constituency level if they fall within the following categories:

A. trade unions or branches thereof affiliated to the Trades Union Congress or considered by the NEC to be bona fide trade unions affiliated to the Party nationally. Where provided by the structure of an affiliated organisation, sub-sections of branches, retired member sections/associations may affiliate separately at the discretion of the RD(GS) of the Party in agreement with the appropriate authority of the affiliated trade union

B. co-operative societies, branches of the Cooperative Party and other co-operative organisations

C. branches of those socialist societies affiliated to the Party nationally

D. other organisations or branches thereof which in the opinion of the NEC are deemed eligible for affiliation.

2. Each affiliated organisation must: accept the programme, principles and policy of the Party; agree to conform to the constitution, rules and standing orders of the Party; have members who are registered as electors within the constituency.

### **Clause IV. Affiliation fees**

1. Affiliation fees and contributions payable to this CLP shall be:

A. trade unions, branches of trade unions, retired member sections/associations of trade unions, branches of socialist societies and other organisations; 6p per annum per member resident or registered as an elector within the constituency, with a minimum payment of £6 per branch

B. co-operative societies and other cooperative organisations on the basis agreed between this CLP and the respective co-operative organisation, though as a minimum on the same basis as other affiliated organisations

C. the Co-operative Party in accordance with the agreement between the Labour Party and the Co-operative Union Limited currently in force

D. all affiliation fees shall be paid not later than 31 December of the relevant year.

## **Clause V. Individual membership**

1. The conditions of membership for, method of enrolment of, and level of subscription payable by individual members of the Party within this constituency shall be as laid down in the membership rules of the Party in Chapter 2 .
2. The constitutional rights of individual members of the Party within this constituency shall operate only where they are registered as electors and reside or, exceptionally if they are not eligible to be registered to vote, in which they reside only.
3. Women members in this CLP shall, if they so desire, be organised into a women's forum acting in accordance with regulations sanctioned by the NEC and on boundaries approved by the RD(GS).
4. Individual members of the Party between 14 years and 26 years of age inclusive shall, if they so desire, be organised in branches of Young Labour acting in accordance with regulations sanctioned by the NEC and on boundaries approved by the RD(GS).

## **Clause VI. Method of organisation**

### 1. General

- A. The CLP may adopt any method of organisation currently approved by the NEC.
- B. Methods of organisation include delegate structures and structures based on 'all member meetings'.
- C. In any structure there must be provision for a general meeting (GM) either of all members or delegates.
- D. In addition this CLP may propose new methods of organisation to the RD(GS). The CLP may seek approval from the NEC to pilot new methods of organisation to meet its objectives as part of an agreed development plan that continues to meet this CLP's constitutional obligations.
- E. Any method of organisation shall generally include branches on such basis as decided by the CLP and approved by the NEC. Branch boundaries shall as far as possible follow local government boundaries.
- F. A branch established in accordance with this rule shall consist only of those individual members of the Party within this CLP who reside and are registered as electors within the area covered by the branch or, exceptionally if they are not eligible to be registered to vote, in which they reside only.
- G. Branches shall operate in accordance with the rules for Party branches and any other regulations approved by the NEC. In particular, a branch shall maintain the

necessary machinery for elections within its area. A branch may undertake other activities to promote the Party in its area and the involvement of its individual members in line with the development action plan agreed for this CLP. The public activities of a branch shall be approved by the Executive and Campaign Committee of this CLP.

H. Where the Executive and Campaign Committee considers it desirable there may be established a coordinating organisation covering more than one branch subject to the approval of the Regional Office.

2. There may be established workplace branches covering one or more CLPs, acting in accordance with rules sanctioned by the NEC.

3. There may be established a women's forum to co-ordinate work among women members, acting in accordance with the rules for women's forums and any other regulations approved by the NEC and on boundaries approved by the NEC.

4. There may be established an ethnic minorities forum to co-ordinate work among BAME members, acting in accordance with the rules for ethnic minorities forums and any other regulations approved by the NEC and on boundaries approved by the NEC.

5. There may be established other such forums among common interests groups acting in accordance with the rules for these forums and any other regulations approved by the NEC and on boundaries approved by the NEC.

### **Clause VII. Management**

1. The management of this CLP shall be in the hands of an Executive and Campaign Committee which shall be appointed by and report to CLP meetings of all individual members and delegates elected by affiliated organisations in accordance with Clause III of these rules.

2. This CLP adopts the rules and procedures for CLPs and branches set out in the appendix to these rules and such amendments thereto as may be agreed by Party conference or made by the NEC in accordance with the powers conferred upon it under Chapter 1 Clause X of the constitutional rules. This CLP shall have power to make changes to these rules, subject to the specific prior approval in writing of the NEC, Scottish or Welsh Executive Committees and providing that such changes do not contravene the spirit and intention of the rules as adopted by Party Conference or alter the Party objects, basis or conditions of affiliated and individual membership, or vary the procedure for the selection of parliamentary candidates (other than as provided for in the rules) or effect a change in the relationship of this CLP with the national Party.

3. The Executive and Campaign Committee shall, but only with the specific prior approval in writing of the NEC, have the power to enter into property-related transactions on behalf of the CLP.

A. NEC approval will be conditional in all cases upon legal title to the property being vested in Labour Party Nominees Limited as Trustee for the relevant Constituency Labour Party or in such other Trustee for the relevant Constituency Labour Party as the NEC may appoint.

B. The Executive and Campaign Committee shall procure that all legal title to property leasehold and freehold presently held for this CLP shall forthwith be transferred to Labour Party Nominees Limited to be held by it as Trustee for the relevant Constituency Labour Party upon the standard terms of Trust from time to time approved by the NEC.

C. Every CLP and BLP of the Party and as a pre- condition to continued membership thereto shall with effect from forthwith do and execute such acts and deeds to transfer the beneficial ownership of their respective freehold and leasehold properties legal title to which is presently held either by individuals or by Labour Party Nominees Limited to and for the benefit of The Labour Party subject only to the CLPs' and BLPs' existing rights of occupation thereof and to their continued receipt of all rents and profits there from and the right to license and to lease the said properties from time to time subject to the prior written consent of The NEC but subject to the CLPs' and BLPs' continuing respective obligations in respect of any borrowings secured on such properties. (note- For clarity this rule is repeated in rules for branches)

4. The Executive and Campaign Committee shall, but only with the specific prior approval in writing of the NEC and on such terms and conditions as shall be approved by the NEC, have the power to employ staff on behalf of the CLP. In all such circumstances, the primary responsibility for meeting financial and other obligations in respect of such employees shall be borne by this CLP.

### **Clause VIII. Officers**

1. The officers of this CLP and two auditors shall be elected at the Annual Meeting of this CLP and shall continue in office until replaced or re-appointed.

2. The Officers of this CLP shall be; Chair, Deputy Chair (including BAME Officer and Disability Co-ordinator) Vice-Chair (Membership), Vice-Chair (Policy) , Secretary, Treasurer, Women's Officer, Youth and Student Officer, LGBT+ Officer, Trade Union Liaison Officer, Digital and IT Officer, Political Education and Training Officer. The Women's Officer and at least five more of these officers shall be women. No more than three members of each Branch shall be elected as Officers.

3. The Chair shall also be the Deputy Treasurer to be notified to the Electoral Commission. In exceptional circumstances, and with the prior approval of the General Secretary, a different person may be appointed.

4. In addition this CLP may elect coordinators to lead on specific areas of responsibility including community involvement, trade union liaison, membership recruitment and retention, diversity (CLPs may consider splitting this responsibility between two or more

people – e.g. BAME, Disability, Youth, LGBT), fundraising, political education, information technology etc. The Women’s Coordinator, if appointed, shall be a woman. These coordinators shall be encouraged to attend Executive and Campaign Committee Meetings to report on their work and share expertise with colleagues but shall not be voting members unless elected to the Executive and Campaign Committee as individuals.

5. The team of officers and coordinators, together with the parliamentary candidate and/or Member of Parliament and the CLP campaign coordinator, shall provide a strategic lead for the development of the Party in the constituency.

6. The Executive and Campaign Committee shall consist of the CLP Officers, Branch Officers, and campaign organisers from the Party branches and delegates from affiliated organisations. Each affiliated organisation or branch may be represented by one delegate for each 100 members or part thereof, resident in the constituency, in respect of whom an affiliation fee has been paid for the previous year ended 31 December, to a maximum of five delegates.

7. The parliamentary election agent may also attend Executive and Campaign Committee meetings.

8. Where a constituency plan agreement has been entered into by this CLP and an organisation affiliated to the Party nationally and approved by the NEC, the affiliated organisation concerned may appoint a member of this CLP to the Executive and Campaign Committee to represent their interest: this member shall be an ex-officio member with voting power.

9. The Executive and Campaign Committee shall meet as required and be responsible for reviewing the implementation of the development action plan and supervising the work of the branches and other Party units in the constituency. The Executive and Campaign Committee shall also deal with as much of the routine business of this CLP as possible to ensure that the CLP can devote its time to the discussion of policy and Party objectives for the constituency.

10. The Treasurer shall be responsible for ensuring this CLP meets its legal and financial responsibilities under the Political Parties, Elections and Referendums Act 2000 in respect of donation reporting, the filing of accounts and, if applicable, the auditing of accounts, and shall be the registered treasurer of the accounting unit, as notified by Party Head Office to the Electoral Commission.

11. This CLP Secretary shall notify Party Head Office immediately in the event of the resignation or replacement of the treasurer or the deputy treasurer, so that the Party can meet its statutory responsibility to inform the Electoral Commission of any such changes.

12. It shall be a requirement of their office that the treasurer and the parliamentary election agent undertake such training as deemed desirable by the NEC.

13. The Executive and Campaign Committee shall co-ordinate the public activity of this CLP.

A. The Executive and Campaign Committee shall elect a campaign co-ordinator who shall: co-ordinate constituency-wide campaigns; liaise with Head Office and either Scottish Labour, Welsh Labour or their English regional office and with affiliated organisations, as the case may be, in the promotion of the Party's campaigns; and liaise with other campaign co-ordinators/election agents as appropriate over the election campaign strategy for elections and referenda taking place wholly or partly within the area of this CLP.

B. Where the campaign co-ordinator is not the election agent, the Executive and Campaign Committee shall ensure that an election agent is appointed to be responsible for all local elections within the area of this CLP. Agents shall liaise with other agents within the local authority area in order to ensure a unified and co-ordinated campaign. For national elections, the committee should seek to appoint an election agent at the earliest opportunity in consultation with the prospective candidate and appropriate RD(GS) and this appointment shall be subject to the approval of the NEC. Any member not otherwise disbarred from being an election agent may be considered for appointment.

## **Clause IX. The General Meeting**

### 1. Annual Meetings

A. The Annual Meeting of this CLP shall be held in June of each year or, in the event of such meeting not being held in that month for any reason, as soon thereafter as possible. The Annual Meeting should not normally be held before May in any year.

B. Affiliation fees due to this CLP for the previous year ended 31 December must have been paid to this CLP a clear 35 days before the date of the Annual Meeting.

C. New affiliations accepted at least 60 days prior to the Annual Meeting in the current year shall have all rights associated with attendance at the Annual Meeting.

D. Twenty eight days' notice of an Annual Meeting shall be given to all eligible affiliated organisations and Party units.

E. Seven days' notice of an Annual Meeting shall be given to voting members entitled to attend.

### 2. Special Meetings

A. Special General Meetings may be called at the discretion of the Executive and Campaign Committee and shall be called on the written request of at least one third of the affiliated organisations and Party units which are entitled to send delegates to this CLP under a delegate structure or one third of the individual members.

B. Seven days' notice of a Special Meeting shall be given to voting members entitled to attend except in cases of emergency, when only business of immediate importance shall be transacted.

3. Ordinary General Meetings shall be held at such intervals as laid down in the standing orders of this CLP or as may be determined by resolution of the Executive and Campaign Committee.

4. Seven days' notice of General Meetings shall be given to voting members entitled to attend.

5. A notice calling an annual, special or ordinary General Meeting shall state as far as possible the business to be transacted.

6. Any notice required to be given under these rules shall be in writing which may include electronic communication. Notices to be sent to affiliated organisations and Party units shall be addressed to the secretary thereof.

## 7. Finance

A. Following each Annual Meeting of this CLP the secretary shall forward to the General Secretary a copy of this CLP's constituency annual report, including the annual statement of accounts and such other information as may be requested by the NEC in the format required and in compliance with this CLP's legal and financial responsibilities under the Political Parties, Elections and Referendums Act 2000.

B. Where required by PPERA 2000, the annual statement of accounts must be presented to and approved by a general meeting in the first quarter of the year following the year in question. The annual statement of accounts must be forwarded to the Electoral Commission by 30 April of the year following the year in question.

8. Nominations for Officers, Functional Officers and delegates to other bodies shall in all instances be made in writing, by letter or email, at least 48 hours prior to the meeting concerned to the Secretary or designated NEC representative, who shall publish them in an agenda for the meeting and prepare ballot papers. Vacancies which are unfilled or casual vacancies which arise shall be filled at the next Ordinary Meeting on the basis only of written nominations. Valid nominations are those from the member concerned, or from two members acting as proposer and seconder, or from a party or affiliated organisation. An opportunity should be given to nominees to address members at the meeting and/or answer questions at the discretion of the chair or the NEC representative.



## **Clause X. The Party Conference**

1. Subject to the conditions laid down in the rules of Party conference and the constitutional rules of the Party, this CLP may appoint to any Party conference convened under Clause VI of the constitutional rules of the Party, one delegate for the first 749 eligible members, or part thereof, and a further delegate for each additional 250 eligible members, or part thereof. Eligible members shall be defined as those listed by the Party as members of this CLP at 31 December in the previous year.
2. When appointing their delegate(s) this CLP shall seek to increase the representation of women at conference, by ensuring that at least every second delegate shall be a woman; where only one delegate is appointed this must be a woman at least in every other year.
3. Where the individual women's membership within this CLP is 100 or more, an additional woman delegate may be appointed.
4. Where the individual Young Labour membership within this CLP is 30 or more, an additional delegate under the age of 27 may be appointed.
5. This CLP may appoint a delegate in addition to its above entitlement if one of its duly appointed delegates is the National Treasurer, a member of the NEC, member of the Conference Arrangements Committee, or a member of the NCC due for re-election that year.

## **Clause XI. Duties of the General Meeting**

1. The general provisions of the constitution, rules and standing orders of the Party shall apply to this CLP and the General Meeting has a duty to act within and uphold such provisions.
2. The General Meeting shall be responsible for establishing objectives for this CLP in the constituency through political debate and policy discussion, setting targets for development of CLP organisation and campaigning in the area and promoting links with the wider community.
3. In particular this CLP is required to submit in the fourth quarter of each year a development plan in a format approved by the NEC for the constituency for the coming year. The plan shall be submitted to the appropriate regional office (or Scottish or Welsh national office) and to the CLP Annual Meeting.
4. It shall be the duty of the General Meeting of this CLP to ensure that at least 50 per cent of their delegates to other Party bodies (where delegate entitlement is more than one) shall be women.

5. This CLP and units of this CLP shall not enter into affiliation with or give support, financially or otherwise, to any political party or organisation (or ancillary or subsidiary body thereto) declared by Party conference or by the NEC in pursuance of conference decisions to be ineligible for affiliation to the Party. Nor shall they give any such support to individuals ineligible for membership of the Party.

6. This CLP shall co-operate with the NEC of the Party in conducting a ballot of all eligible individual members for the selection of parliamentary candidates, the election of the Leader and Deputy Leader of the Party, the National Treasurer and Auditors, and the appropriate sections of the NEC, and NCC. Such ballots to be conducted in accordance with guidelines laid down by the NEC and subject to the provisions of Chapter 4.

7. In the event of this CLP being dissolved or ceasing to exist for any reason, its assets (after payment of outstanding liabilities) shall be transferred to the NEC of the Party.

8. This CLP shall co-operate fully with the NEC in respect of its legal and financial obligations under the Political Parties, Elections and Referendums Act 2000. Should this CLP fail to co-operate with the Party with regard to its obligations under the Act, the NEC will not hesitate to take appropriate disciplinary action against individual members and/or suspend this CLP.

#### **Clause XII. Disciplinary**

1. It shall be the duty of the Executive and Campaign Committee and the General Meeting of this CLP to take all necessary steps to enforce the constitution, standing orders and rules of the Party within this constituency and to safeguard the programme, policy and principles of the Party within this constituency. This CLP shall take such action as it deems necessary for such purposes in accordance with the provisions laid out in the disciplinary rules, contained in Chapter 6 above.

#### **Clause XIII. Parliamentary candidates**

1. The Party's parliamentary candidate for this constituency shall be selected in accordance with the rules for selection of parliamentary candidates laid down in Chapter 5 and in the selection guidelines appended thereto, along with any other regulations approved by the NEC.

#### **Clause XIV. Local government candidates**

1. Local government candidates shall be selected in accordance with the rules for selection of local government candidates laid down in Chapter 5 and in the selection guidelines appended thereto along with any other regulations approved by the NEC.

#### **Clause XV. Amendment to rules**

1. These rules, or any part thereof, may be amended, altered or have additions made thereto by resolution carried at an Annual Meeting of each Birmingham CLP by a vote of two thirds of members present, subject to the approval of the NEC under Clause VII.2 above. The provisions of the model procedural rules for Party meetings shall apply to this CLP with such local additions and modifications as may be approved by the RD(GS) of the Party on behalf of the NEC.

As adopted by CLP Inaugural Meetings 2009.

As updated by Annual Conference 2018.

Wednesday 31 October 2018.