

COUNCIL MEETING

7 August 2018

Present – The Chair (Councillor Hull) and Councillors Barrett, Baxandall, Brown, Dawson, Foster, Harbron, Heseltine, Ireton, Jaquin, Lis, Madeley, Mason, Moorby, Morell, Pighills, Place, Rose, Shuttleworth, Solloway , Staveley, Sutcliffe, Thompson, Welch and Whitaker.

Officers – Chief Executive, Solicitor to the Council and Monitoring Officer, Director of Services and Democratic Services Manager.

Apologies – Councillors Brockbank, Mercer, Mulligan and Myers.

Start: 7.00pm

Finish: 8.10pm

CL.1057

MALCOLM RILEY

The Chair opened the meeting by asking Members to join her in observing a minute's silence in memory of former Councillor Malcolm Riley, who recently passed away.

CL.1058

DECLARATIONS OF INTEREST

There were no declarations of interest at this point, however a declaration was made at a later point in the meeting in relation to 'Recommendations for Confirmation' \$POL.931 'Purchase of 6 Apartments for First Time Buyers' (Minute CL.1062 refers)

CL.1059

MINUTES

Resolved – That the Minutes of the Annual Council Meeting held on 22 May 2018 are confirmed as a correct record and signed by the Chair.

CL.1060

PUBLIC PARTICIPATION

There were no questions received from members of the public.

CL.1061

CHAIR'S ANNOUNCEMENTS

It was noted that a list of engagements attended by the Chair was included within the agenda pack.

The Chair reported that the list of engagements included attendance at a memorial service for Her Majesty's Lord Lieutenant of North Yorkshire, Barry Dodd, who sadly died in a helicopter accident on 30 May 2018.

CL.1062

RECOMMENDATIONS FOR CONFIRMATION

Recommendations of Policy Committee held on 19 June and 24 July 2018 were submitted.

The Leader of the Council advised that in relation to Minute POL.930 'The Council's Participation in the North Yorkshire Asylum Dispersal Scheme Proposal' the Home Office had revisited the terms of the contract and that the conditions in the original report to

Policy Committee were now subject to change. As a result, Minute POL. 930 had been withdrawn.

Note: For each minute, the motion was proposed and seconded "That the recommendations in the Minute are confirmed".

- POL.927 – Capital Programme Outturn 2017/18

Resolved –That the recommendations at Minute POL. 927 are confirmed.

- POL.928 – Digitisation and Archiving Project

Resolved –That the recommendations at Minute POL. 928 are confirmed.

- POL.929 – Ings Beck and Gallow Syke (Skipton) Water Management Project

Resolved –That the recommendations at Minute POL. 929 are confirmed.

- \$POL.931 – Purchase of 6 Apartments for First Time Buyers

Resolved –That the recommendations at Minute \$POL. 931 are confirmed.

(Councillor Heseltine declared an interest in Minute \$POL.931 under Appendix B of the Council's Code of Conduct and did not participate in the debate or vote)

- POL.937 – Final Outturn Revenue Budget Monitoring Report Quarter 4 2017/18

Resolved –That the recommendations at Minute POL. 937 are confirmed.

CL.1063

MOTIONS ON NOTICE

In accordance with Council Procedure Rule 12.1, the Council was asked to consider a motion on notice, which had been moved by Councillor Welch and seconded by Councillor Dawson, as follows:

"That this Council investigates how other Councils, including Burnley and Peterborough, have introduced and enforced a local by-law whereby anyone stopped who is walking a dog and is not carrying a dog-waste bag is liable for fine / prosecution. In addition, that a report be brought back to Policy Committee to enable further debate of this matter."

Resolved –That a report be brought back to Policy Committee to enable further debate of this matter.

CL.1064

ANNUAL REVIEW OF THE CONSTITUTION

The Solicitor to the Council and Monitoring Officer submitted a report which requested Members to formally adopt amendments to the Craven District Council Constitution 2018/19.

Members were asked to consider an amendment to recommendation (b) to include 'that this training is to be made available to all Council Members to attend.'

Resolved –

- (a) That the amendments to the Craven District Council Constitution 2018/19, as summarised in the report, be approved.
- (b) That the introduction of mandatory training for all Members and substitute Members of the Council's Planning and Licensing Committees, be approved, and that this training is made available to all Council Members to attend.
- (c) That the Solicitor to the Council and Monitoring Officer be authorised to make the amendments to the Constitution and to publish the Craven District Council Constitution 2018/19.

CL.1065

**DELEGATION OF POWERS TO THE STRATEGIC MANAGER
FOR PLANNING AND REGENERATION IN RESPECT OF THE
LOCAL PLAN**

The Legal Services Manager submitted a report which asked Members to consider the delegation of powers to the Strategic Manager for Planning and Regeneration, in connection with the Independent Examination of the Craven Local Plan.

Members were asked to consider an amendment to recommendation (b) 'to agree 'main' modifications ...' not 'major' modifications.

Resolved –

- (a) That delegated authority be provided to the Strategic Manager for Planning and Regeneration to make minor amendments to the Craven Local Plan, Submission Policies Map and any associated and supporting documents.
- (b) That delegated authority be provided to the Strategic Manager for Planning and Regeneration to agree main modifications for publication and further consultation as may be necessary through the Independent Examination process.
- (c) That the Strategic Manager for Planning and Regeneration be requested to provide specific written authorisation to the Inspector on behalf of the Council (in advance of the hearing sessions for the Independent Examination Process) under section 20(7C) of the Planning and Compulsory Purchase Act 2004, so as to enable the Inspector to recommend to the Council such modifications as in his opinion are considered necessary to ensure that the plan is sound and satisfies the requirements of section 20(5)(a) of the Planning and Compulsory Purchase Act 2004.

CL.1066

STATEMENT BY THE LEADER OF THE COUNCIL

The Leader of the Council made the following key points:

- Congratulations to Settle for been named as one of the best countryside locations to live in the United Kingdom.
- Confirmation that a potential business rate pool application was due to be considered.
- That a further meeting was taking place next week to discuss Yorkshire devolution.

CL.1067 **STATEMENTS FROM LEAD MEMBERS AND CHAIARMEN OF COMMITTEES**

Councillor Staveley, Chairman of Select Committee, reported that the issue of rural crime was discussed at the July meeting of Crime and Disorder Committee. Inspector Crossman-Smith had attended the meeting to respond to Members' questions and comments.

Councillor Ireton, Chairman of Standards Committee, advised that a Standards Hearing was held on 12 July to consider an allegation that Councillor Sutcliffe had breached the Council's Code of Conduct for Members. It was advised that the Standards Hearing concluded that Councillor Sutcliffe had breached the Code of Conduct regarding his decision to 'uninvite' the Highways Authority to the Planning Committee on 4 June 2017. In addition, that Councillor Sutcliffe had breached the 'Nolan Principles' of openness and accountability in omitting to clarify the reasons why the officer of the Highways Authority was not present, which left Members and the public with the impression that the officer had declined to attend. Members were advised that Councillor Sutcliffe had since issued an apology at the Planning Committee meeting on 30 July 2018 and the matter was now considered closed.

CL.1068 **GENERAL QUESTION / STATEMENT TIME**

There were no questions or statements submitted.

Chairman