



BARROW BOROUGH COUNCIL

TOWN HALL
DUKE STREET
BARROW-IN-FURNESS

11th July, 2011

To: The Members of Barrow Borough Council

Mr Mayor, Ladies and Gentlemen

You are hereby summoned to attend a meeting of BARROW BOROUGH COUNCIL to be held in the COUNCIL CHAMBER at the TOWN HALL, BARROW on TUESDAY the 19th day of JULY, 2011 COMMENCING AT 7.00 PM for the transaction of the business specified below.

Chief Executive

Prior to the business of the meeting, Prayers will be offered.

Business

1. DECLARATIONS OF INTEREST. A Member with a Personal Interest in a matter to be considered at this meeting must either before the matter is discussed or when the interest becomes apparent disclose:-
 - (1) the existence of that interest to the meeting;
 - (2) the nature of the interest concerned; and
 - (3) decide whether they have a prejudicial interest.

A note on declaring interests at meetings, which incorporates certain other aspects of the Code of Conduct and a pro-forma for completion where interests are disclosed will be available at the meeting.
2. MINUTES. To confirm the Minutes of the Council's proceedings held on 17th May, 2011.
3. TO RECEIVE APOLOGIES FOR ABSENCE
4. ANNOUNCEMENTS – To receive any announcements from the Chairman, Leader or Head of Paid Service.

To expedite the business of the meeting, Members are requested to give the Chief Executive adequate notice of any Amendments which they propose to raise.

5. (A) TO RECEIVE REPORTS FROM THE FOLLOWING COMMITTEES AND CONSIDER RECOMMENDATIONS:-

- (1) Planning
- (2) Licensing
- (3) Executive
- (4) Audit

(B) QUESTIONS TO THE LEADER OF THE COUNCIL

Council has agreed that time be set aside for questions to the Leader of the Council.

Standing Order 10.2 and 10.4 set out the procedure for questions to the Leader and the notice period required.

The Leader will also take any questions without notice relevant to the reports and minutes detailed on the agenda.

(C) TO RECEIVE A REPORT ON THE PROCEEDINGS OF THE STANDARDS COMMITTEE.

6. OVERVIEW AND SCRUTINY COMMITTEES ANNUAL REPORT.

7. TO PASS THE FOLLOWING RESOLUTION, THAT IS TO SAY:

That the Council authorises the fixing of its Common Seal to any documents to give effect to the Minutes and proceedings of the Committees submitted to or approved by this meeting and any other matters dealt with at this meeting.

To expedite the business of the meeting, Members are requested to give the Chief Executive adequate notice of any Amendments which they propose to raise.

BOROUGH OF BARROW-IN-FURNESS

THE ANNUAL MEETING OF THE COUNCIL of this Borough was held at the Town Hall, Barrow-in-Furness at 2.00 p.m. on Tuesday the 17th day of May, 2011 to take into consideration and determine upon the following subjects, namely: -

- 1 - TO ELECT THE CHAIRMAN AND MAYOR FOR THE ENSUING YEAR.
- 2 - TO ELECT THE VICE-CHAIRMAN AND DEPUTY MAYOR FOR THE ENSUING YEAR.
- 3 - (A) VOTE OF THANKS TO THE EX-CHAIRMAN AND MAYOR AND RETIRING CONSORT.
(B) PRESENTATION OF FORMER MAYOR'S MEDAL.
- 4 - DECLARATIONS OF INTERESTS.
- 5 - TO CONFIRM THE MINUTES OF THE COUNCIL MEETING HELD ON 22ND MARCH 2011.
- 6 - APOLOGIES FOR ABSENCE.
- 7 - TO RECEIVE ANY ANNOUNCEMENTS FROM THE CHAIRMAN AND/OR HEAD OF THE PAID SERVICE.
- 8 - TO ELECT THE LEADER OF THE COUNCIL.
- 9 - TO RECEIVE A REPORT FROM THE MONITORING OFFICER ON MINOR CHANGES TO THE CONSTITUTION.
- 10 - TO APPOINT THE FOLLOWING COMMITTEES
 - (1) Executive
 - (2) Planning
 - (3) Licensing
 - (4) Overview and Scrutiny
 - (5) Audit
 - (6) Standards
- 11 - TO AGREE THE TERMS OF REFERENCE OF THE ABOVE COMMITTEES AND THE

SCHEME OF DELEGATION FOR COMMITTEES AND OFFICERS.

- 12 - TO FIX THE DATE AND TIME OF THE ANNUAL MEETING OF THE COUNCIL IN 2012 AND CERTAIN OTHER DATES FOR COUNCIL AND COMMITTEE MEETINGS IN 2011/2012.
- 13 - TO RECEIVE A REPORT FROM THE CHIEF EXECUTIVE ON A REVIEW OF THE REPRESENTATION OF THE DIFFERENT POLITICAL GROUPS OF THE COUNCIL ON COMMITTEES AND TO DECIDE,
- (i) The size of Committees
 - (ii) The allocation of seats and substitute seats to political groups, and
 - (iii) Delegate to Committees the power to make appointments to outside bodies appropriate to their terms of reference.
- 14 - TO RECEIVE NOMINATIONS AND APPOINT COUNCILLORS (AND SUBSTITUTES) TO SERVE ON COMMITTEES.
- 15 - TO APPOINT THE CHAIRMEN AND VICE-CHAIRMEN OF COMMITTEES.
- 16 - TO APPOINT THE CHAIRMAN AND MEMBERS OF THE HOUSING MANAGEMENT FORUM.
- 17 - TO APPOINT THE FOLLOWING OFFICIAL SPOKESPERSONS:-
- (i) Cultural Heritage
 - (ii) Economic Development/Regeneration
 - (iii) Environment and Planning
 - (iv) Housing
 - (v) Licensing
 - (vi) Member Development and Human Resources
 - (vii) Children and Young People
 - (viii) Equalities and Diversity
 - (ix) Health and Safety
- 18 - TO ORDER THE COMMON SEAL TO BE AFFIXED TO DOCUMENTS.

PRESENT:- Councillor R. McClure (Mayor in the Chair) and Councillors Barlow, Bell, Biggins, Burns, Callister, Cassidy, Derbyshire, Garnett, Graham, Guselli, Hamilton, Husband, Irwin, Johnston, W. McClure, McKenna, Maddox, Murphy, Murray, Opie, Pemberton, Pidduck, Pointer, Preston, Richardson, Roberts, Seward, Sweeney, C. Thomson, M. A. Thomson, Thurlow, Wall, Williams and Wilson.

The meeting was opened with prayers by the Mayor's Chaplain.

1 – Minutes Silence

The Mayor requested Members to stand and applaud for one minute as a mark of respect for Patrick Joseph Ryan, Esq., Honorary Freedom of the Borough who had sadly passed away recently.

2 – Election of Chairman and Mayor for 2011/2012

The Chairman invited nominations for the Office of Chairman and Mayor for the ensuing year.

The nomination of Councillor John David Murphy was moved by Councillor Callister and seconded by Councillor Husband.

The nomination of Councillor John David Murphy was moved by Councillor Pidduck and seconded by Councillor Garnett.

There being no further nominations, a vote was taken and Councillor John David Murphy was declared elected.

RESOLVED: - That Councillor John David Murphy, being a Councillor of this Borough, be and hereby is elected Chairman and Mayor of this Borough for the ensuing year.

Councillor John David Murphy having made and subscribed to the Declaration of Acceptance of Office, as required by law, took upon himself the office of Chairman and Mayor.

Councillor Murphy placed on record his thanks to his family and the people of the Borough and made a short speech.

COUNCILLOR JOHN DAVID MURPHY (MAYOR) IN THE CHAIR

3 – Election of Vice-Chairman and Deputy Mayor for 2011/2012

The Mayor invited nominations for the Office of Vice-Chairman and Deputy Mayor for the ensuing year.

The nomination of Councillor Wendy Elizabeth Maddox was moved by Councillor Murray and seconded by Councillor Callister.

There being no further nominations, a vote was taken and Councillor Wendy Elizabeth Maddox was declared elected.

RESOLVED: - That Councillor Wendy Elizabeth Maddox, being a Councillor of this Borough, be and hereby is elected Vice-Chairman and Deputy Mayor of this Borough for the ensuing year.

Councillor Wendy Elizabeth Maddox, having made and subscribed the Declaration of Acceptance of Office, as required by law, took upon herself the office of Vice-Chairman and Deputy Mayor.

4 – Vote of Thanks to Ex-Chairman and Mayor and Retiring Consort

It was moved by Councillor Richardson and,

RESOLVED:- That the appreciation of this Council be tendered to Rory McClure and his Mayoress for the able and efficient manner in which they have carried out their duties as Chairman and Mayor and Mayoress, respectively during the past year.

Councillor R. McClure (ex-Chairman and Mayor) placed on record his thanks and appreciation to his colleagues and made a short speech.

5 – Presentation of Former Mayor's Medal

The Mayor presented the former Mayor's Medal on behalf of the Borough Council to Councillor Rory McClure in recognition of the duties he had carried out on behalf of the Borough as Mayor during 2010/2011.

6 – Declarations of Interest

No declarations of interest had been received.

7 – Minutes

The Minutes of the meeting of the Council held on 22nd March, 2011 were taken as read and confirmed.

8 – Apologies for Absence

An apology for absence was received from Councillor Doughty.

9 – To receive any announcements from the Chairman and/or Head of Paid Service

Election of Councillors

The Chief Executive provided details of the result of the Election of Councillors held on 5th May, 2011. The following persons had been duly elected and had each made and subscribed to the Declaration of Acceptance of Office as a

Councillor which was required by law, prior to the commencement of the Annual Council meeting:-

<u>WARD</u>	<u>NAME</u>	<u>NO. OF VOTES</u>	<u>RETIRES</u>
Walney North	Des Barlow	1130	2015
	Anita Gwendoline Husband	1076	2015
	Anthony Callister	1016	2015
Walney South	Colin Thomson	966	2015
	Frank Cassidy	914	2015
	Helen Wall	856	2015
Barrow Island	Allison Johnston	380	2015
Hindpool	Anne Burns	824	2015
	Dave Pidduck	823	2015
	Ann Thomson	715	2015
Central	Trevor Alan Biggins	446	2015
	Mary Irwin	403	2015
Ormsgill	Lee McKenna	707	2015
	Robert John Pointer	688	2015
	Hayley Preston	612	2015
Parkside	Susan Opie	863	2015
	Debra Michelle Seward	857	2015
	Brendan Sweeney	787	2015
Risedale	Kevin Robert Hamilton	827	2015
	Lesley Maureen Graham	820	2015
	Jeffrey Harold Garnett	812	2015
Hawcoat	Dave Roberts	1052	2015
	Jack Richardson	1051	2015
	Alan Pemberton	1000	2015
Newbarns	John David Murphy	733	2015
	Marie Derbyshire	719	2015
	Wendy McClure	715	2015
Roosecote	Ray Guselli	942	2015
	Rory McClure	814	2015
	Ken Williams	776	2015
Dalton North	Denis Bell	976	2015
	Barry Doughty	943	2015
	Ann Thurlow	866	2015

Dalton South	Wendy Maddox	921	2015
	Frank Gordon Murray	879	2015
	Ernest Roland Wilson	748	2015

10 – Election of Leader of the Council for 2011/12

The Mayor invited nominations for the Office of Leader of the Council for the ensuing year.

The nomination of Councillor David Pidduck was moved by Councillor Callister and seconded by Councillor C. Thomson.

There being no further nominations, a vote was taken, and Councillor David Pidduck was declared elected.

RESOLVED:- That David Pidduck, being a Councillor of this Borough, be and hereby is elected Leader of the Council for the ensuing year.

11 – Minor Amendments to the Constitution

It was moved by Councillor Pidduck and seconded by Councillor Garnett that the minor changes to the Council's Constitution detailed in the report of the Monitoring Officer (as below) be agreed.

Role of the Leader

Purpose of the Role

- (a) To provide strategic vision and leadership to the political administration of the Council;
- (b) To promote efficiency in the delivery of public services;
- (c) To represent the Council and its political administration in the community;
- (d) To develop and maintain effective relationships with the Council's Chief Executive, Chief Officers and Heads of Service;
- (e) To encourage co-operation and communication across political and Council boundaries.

Key Tasks

- (a) To provide political leadership to the Council;
- (b) To build a team of Chairs/Vice-Chairs to develop the strategic vision of the Council;
- (c) To act as a role model for appropriate behaviour, ethical practice and democratic processes;
- (d) To act as the main political spokesperson within and outside the Council with assistance from designated spokespersons appointed by Council
- (e) To answer and account to the Council and the community for the delivery of services and the performance of the Council; and
- (f) To challenge the performance of the Council in order to achieve relevance and efficiency.

- (g) To monitor the performance of the Chief Executive
- (h) To keep the Council informed of proposals for changes in practice and procedure
- (i) To provide political leadership and guidance to Officers in any emergency situation and report such guidance to the next meeting of the Executive Committee.
- (j) Any other activity that Council deem fit; and

Section E - Director of Regeneration and Community Services

The change relates to Part 3 (2) Officer Delegations Section E Director of Regeneration and Community Services and is to replace in subsection 15 the title 'Development Control and Enforcement Manager' with 'Assistant Director Regeneration'. The changes are a consequence of the former post being declared redundant.

Section F – Chief Environmental Health Officer

Under Part 3 of the Constitution - Responsibility for Functions - (2) Officer Delegations

"Issue and Grant of Licences" the following be deleted:-

Gaming Machine Permits- The Gaming Act 1968
 Amusements with Prizes Permits-Lotteries and Amusements Act 1976
 Game Dealers-The Game Act 1831
 Cinemas-Cinemas Act 1985
 Theatres-Theatres Act 1968
 Late Night Refreshment Houses-Late Night Refreshment Houses Act 1969
 Public Entertainment Licences-Local Government(Miscellaneous Provisions) Act 1982
 Private Places of Entertainment Licences-Private Places of Entertainment(Licensing)Act 1967
 Delete all information under the following headings
 "Doormens Registration Scheme"
 "Review of Public Entertainment Licence Fees"
 "Safe and Secure at Heart(SASH)Grants"

And the undermentioned be inserted:-

"Gambling Act 2005
 Delegated authority for those matters detailed in Appendix 4(Table of Delegated Functions)to the Council`s Statement of Gambling Policy"
 Between "Licensing Act 2003" and "Housing Act 2004" on page 74.

RESOLVED:- That the minor amendments be noted and that the Constitution be re-drafted accordingly.

12 – Appointment of Standing Committees

It was moved by Councillor Pidduck and seconded by Councillor Callister that the Council appoint the Committees listed on the Council Summons for 2011/2012.

RESOLVED:- That the following Committees be appointed for 2011/2012, namely:-

- (1) Executive
- (2) Planning
- (3) Licensing
- (4) Overview and Scrutiny
- (5) Audit
- (6) Standards

13 – Terms of Reference of Committees and Scheme of Delegation for Committees and Officers

It was moved by Councillor Pidduck and seconded by Councillor Callister that the Council agree the Terms of Reference and the Scheme of Delegation for Committees and Officers as set out in Part 3 of the Council's Constitution.

RESOLVED:- That the Scheme of Delegation for Committees and Officers as set out in the Council's Constitution be agreed.

14 – Annual Meeting of the Council in 2012 and Certain Other Dates for Council and Committee Meetings in 2011/2012

It was moved by Councillor Pidduck and seconded by Councillor Sweeney that the recommendations in the Chief Executive's report dealing with the date and time of Annual Council meeting in 2012, the dates for the ordinary meetings of the Council and the programme of meetings for Committees and the Housing Management Forum for 2011/2012 be agreed.

A Member commented that no times had been detailed within the Chief Executive's report for the Council meetings in 2011/2012.

Councillor Pidduck informed the Council that the meeting scheduled for 19th July, 2011 would take place at the normal time of 7.00 p.m. and that a Working Group had been set up to look at the possibility of amending the times of Council meetings.

RESOLVED:- (i) That the Annual Council meeting in 2012 be held on Tuesday 15th May, 2012 at 2.00 p.m.

(ii) That the Council meet on the following Tuesdays in 2011/2012 namely:-

19th July, 2011 (7.00 p.m.), 11th October, 2011 and 24th January, 21st February (Budget) and 20th March, 2012 (times of meetings would be the discussion of a Working Group).

(iii) That the Executive Committee meet on the following Wednesdays at 2.00 p.m. in 2011/12 namely:-

25th May, 29th June, 20th July, 21st September, 19th October, 16th November and 14th December, 2011 and 1st February, 7th March and 18th April, 2012.

(iv) That the Planning Committee meet on the following Tuesdays at 2.30 p.m. in 2011/12 namely:-

24th May, 28th June, 26th July, 23rd August, 20th September, 18th October, 15th November and 13th December, 2011 and 17th January, 14th February, 13th March and 17th April, 2012.

(v) That the Licensing Committee meet on the following Thursdays at 2.00 p.m. in 2011/12 namely:-

19th May, 23rd June, 28th July, 8th September, 3rd November and 8th December, 2011 and 2nd February and 22nd March, 2012.

(vi) That the Overview and Scrutiny Committee meet on the following Wednesdays at 2.00 p.m in 2011/12 namely:-

8th June, 27th July, 28th September, 9th November and 7th December 2011 and 8th February and 21st March, 2012.

(vii) That the Audit Committee meet on the following Thursdays (unless otherwise indicated) at 2.00 p.m. in 2011/12 namely:-

30th June, 29th September and 15th December, 2011 and 6th March, 2012 (Tuesday).

(viii) That the Standards Committee meet on the following Thursdays at 2.00 p.m. in 2011/12 namely:-

7th July and 22nd September, 2011 and 12th January and 8th March, 2012.

(ix) That the Housing Management Forum meet on the following Thursdays at 2.00 p.m. in 2011/12 namely:-

16th June, 25th August and 1st December, 2011 and 19th January and 1st March, 2012.

15 – Review of the Representation of Political Groups on Committees

The Chief Executive reported that Section 15 of the Local Government and Housing Act 1989 placed a duty on the Local Authority at its Annual Meeting (or as soon as practicable after the meeting) to review the representation of the different Political Groups on the Council. In performing this function, the Council was required to determine the allocation to different political groups of the seats which fell to be filled by appointments and in making such determinations to give effect, so far as reasonably practicable, to the following principles:-

1. That not all the seats on the body be allocated to the same political group.
2. That the majority of the seats on the body be allocated to a particular political group if the number of Members belonging to that group is a majority of the Authority's membership.
3. Subject to numbers (1) and (2) above, that the number of seats on the ordinary Committees of the Authority which were allocated to each political group bears the same proportion to the total of all seats on the ordinary Committees of that Authority as is borne by the number of Members of that group to the membership of the Authority.
4. Subject to numbers (1) and (3) above, that the number of seats on the body which are allocated to each political group bears the same proportion to the number of all the seats on that body as is borne by the number of Members of the group to the membership of the Authority.

The number of seats held on the Council by each group was:-

Labour Group	-	29
Conservative Group	-	7

The relevant Regulations required that, so far as was reasonable, the proportion of the total seats on Committees and on individual Committees held by the Political Groups bear the same proportion to their seats on the Council.

The Chief Executive submitted as an appendix to his report, the recommended allocation of seats on Committees and Sub-Committees and requested Members to note the following:-

1. The Local Government Act 2000 (Section 53 (10)) provided that the Standards Committee was not regarded as a body to which the duty to allocate seats to political groups applied. Hitherto, five Members had been appointed in addition to the Independent Chairman and two other Independent Members. Those five seats had nevertheless been split on a proportional basis in the past.
2. The number of seats on the Executive, Licensing, Planning and Overview and Scrutiny Committees had been set at twelve.

3. The Council's Constitution provided that:-
 - (a) Members of the Executive Committee would not be eligible to be Members of the Planning Committee and vice-versa.
 - (b) One Executive Committee Member from each political group may be appointed to the Overview and Scrutiny Committee subject to the proportionality rules. All other Councillors qualified to sit on the Committees and any Sub-Committees established.
4. The number of Councillors on the Housing Management Forum had been set at 8.
5. The number of Councillors on the Audit Committee has been set at 6.
6. The number of Councillors on the Grants Sub-Committee had been set at 9.

The recommended seat allocations in respect of those Outside Bodies to which the proportionality rules had been applied and in respect of Forums, Working Groups and Panels had been attached as an appendix to the Chief Executive's report.

It had been recommended that the Council delegated to Committees the power to make appointments to Outside Bodies etc. appropriate to their terms of reference.

It was moved by Councillor Pidduck and seconded by Councillor Garnett, and RESOLVED:-

- (i) That the size of Committees and the allocation of seats and substitute seats in accordance with the details below be agreed:-

<u>Committees</u>	<u>Labour</u>	<u>Conservative</u>	<u>Total Seats</u>
Executive	10	2	12
Planning	10	2	12
Licensing	10	2	12
Overview and Scrutiny	10	2	12
Audit	5	1	6
Total Seat Allocation	---	---	---
	45	9	
	---	---	

<u>Sub-Committees</u>	<u>Labour</u>	<u>Conservative</u>	<u>Total Seats</u>
Grants Sub	7	2	9
Licensing Sub	2	1	3
Total Seat Allocation	-- 9	-- 3	
	--	--	

- (ii) To agree the allocation of seats on Outside Bodies, the number of seats and allocations in respect of Forums, Panels, Workings Groups etc. and (with the exception of the Housing Management Forum) be delegated to the appropriate Committees with the power to make the necessary appointments; and
- (iii) To agree that five Members of the Council be appointed to serve on the Standards Committee and make such appointments (4 Labour and 1 Conservative).

16 – Nominations and Appointment of Councillors (and Substitutes) to Serve on Committees and Sub-Committees

It was moved by Councillor Pidduck and seconded by Councillor Richardson that Councillors be appointed to serve as ordinary and substitute Members of Committees and Sub-Committees in accordance with the nominations made by the Political Groups as shown on the scheduled table.

RESOLVED:- That the Members and Substitute Members for each of the Committees and Sub-Committees as notified by the respective Groups in accordance with the seat allocations be agreed as follows:-

EXECUTIVE COMMITTEE

Councillors Barlow, Bell, Cassidy, Doughty, Garnett, Graham, Guselli, Pidduck, Richardson, Seward, Sweeney and Wall.

Substitute Members

Conservative – Councillors Pemberton and Williams.

Labour – Councillors Biggins, Callister, Derbyshire, Hamilton, Husband, Murray, Opie, Pointer, C. Thomson and M. A. Thomson.

PLANNING COMMITTEE

Councillors Derbyshire, Husband, Irwin, Johnston, R. McClure, Murray, Preston, C. Thomson, M. A. Thomson, Thurlow, Williams and Wilson.

Substitute Members

Conservative – Councillors Pemberton and Richardson.

Labour – Councillors Biggins, Cassidy, Doughty, Maddox, Opie, Pidduck, Pointer, Seward, Sweeney and Wall.

LICENSING COMMITTEE

Councillors Biggins, Callister, Irwin, W. McClure, Maddox, Opie, Pemberton, Preston, Roberts, Seward, C. Thomson and Wall.

Substitute Members

Conservative – Councillors Guselli, Richardson and Williams.

Labour – Councillors Barlow, Cassidy, Derbyshire, Garnett, Johnston, Pointer, Sweeney, M. A. Thomson and Thurlow.

AUDIT COMMITTEE

Councillors Burns, W. McClure, Murray, Pointer, Thurlow and Wilson.

Substitute Members

Conservative – Councillor R. McClure.

Labour – Councillors Barlow, Irwin, Pidduck, Sweeney and Wall.

OVERVIEW AND SCRUTINY COMMITTEE

Councillors Biggins, Derbyshire, Doughty, Hamilton, Husband, Johnston, R. McClure, Opie, Preston, Roberts, C. Thomson and M. A. Thomson.

Substitute Members

Conservative – Councillors Guselli and Pemberton.

Labour – Councillors Barlow, Burns, Cassidy, Graham, Murray, Pidduck, Pointer, Seward, Sweeney and Thurlow.

STANDARDS COMMITTEE

Councillors Bell, Derbyshire, Graham, Maddox and Pemberton.

Substitute Members

Conservative – Councillor Richardson.

Labour – Councillors Husband, Johnston, Preston and M. A. Thomson.

LICENSING SUB-COMMITTEE

Councillors Callister, Irwin and Pemberton.

Substitute Members

Conservative – Councillors W. McClure and Roberts.

Labour – Councillors Biggins, Maddox, Opie, Preston, Seward, C Thomson and Wall.

GRANTS SUB-COMMITTEE

Councillors Barlow, Cassidy, Derbyshire, Garnett, Guselli, Husband, Maddox, Richardson and Seward.

Substitute Members

Conservative – Councillors R. McClure and Pemberton.

Labour – Councillors Doughty, Graham, Irwin, Murray, Pointer, C. Thomson and M. A. Thomson.

17 – Appointment of Chairmen and Vice Chairmen of Committees

It was moved by Councillor Pidduck and seconded by Councillor Callister that the Chairmen and Vice-Chairmen of Committees be appointed in accordance with the nominations made by the political groups as shown on the schedule which had been circulated at the meeting.

RESOLVED:- That the Chairman and Vice-Chairman of the under-mentioned Committees be as follows:-

Executive Committee – Chairman, Councillor Pidduck and Vice-Chairman, Councillor Sweeney.

Planning Committee – Chairman, Councillor M. A. Thomson and Vice-Chairman, Councillor C. Thomson.

Licensing Committee – Chairman, Councillor Callister and Vice-Chairman, Councillor Irwin.

Overview and Scrutiny Committee – Chairman, Councillor Roberts and Vice-Chairman, Councillor Doughty.

Audit Committee – Chairman, Councillor Burns and Vice-Chairman, Councillor Pointer.

Standards Committee – Independent Chairman, Mark Ratcliffe and Vice-Chairman, Norman Hird.

18 – Appointment of Chairman and Members of the Housing Management Forum

- (a) It was moved by Councillor Pidduck and seconded by Councillor Callister that Councillor Hamilton be nominated as the Council's Chairman of the Housing Management Forum.

RESOLVED:- That Councillor Hamilton be appointed the Council's Chairman of the Housing Management Forum for 2011/2012. Councillor Hamilton had been appointed as the Member Chairman for the purpose of the Housing Forum to recognise responsibility, but the Housing Management Forum were free to appoint an alternative Chairman at their first meeting in 2011/2012 for its management if they so wished.

(b) It was moved by Councillor Pidduck and seconded by Councillor Callister that the Members appointed to the Housing Management Forum be those shown on the schedule which had been circulated at the meeting.

RESOLVED:- That the Council Members appointed to the Housing Management Forum be Councillors Barlow, Burns, Hamilton, Irwin, Murray, Pointer, Richardson and Williams (Labour 6: Conservative 2).

19 – Appointment of Official Spokespersons

It was moved by Councillor Pidduck and seconded by Councillor Callister that the following Spokespersons be appointed for the services indicated:-

1. Economic Development/Regeneration – Councillor Pidduck
2. Environment and Planning – Councillor M. A. Thomson
3. Housing – Councillor Hamilton
4. Licensing – Councillor Callister
5. Member Development and Human Resources – Councillor Doughty
6. Children and Young People – Councillors Preston and McKenna
7. Equalities and Diversity – Councillor Sweeney
8. Health and Safety – Councillor Pointer.

It was further moved by Councillor Pidduck and seconded by Councillor Callister that an amendment to the appointment of Official Spokesperson be made as follows:-

Culture and Heritage be amended to Wildlife, Heritage and Culture and that Councillor Wall be appointed as a spokesperson and in addition that the following categories be created and spokespersons be assigned:-

1. Leisure and Tourism – Councillor C. Thomson
2. Media – Councillor Cassidy
3. Sport – Councillor Callister

It was further moved by Councillor M. A. Thomson and seconded by Councillor Pidduck that the creation of a Health and Well-being spokesperson be made and that Councillor Graham be appointed as spokesperson.

The amendments were voted upon and declared carried and became the substantive motion. The substantive motion was then put to the vote by way of a show of hands and was declared carried.

RESOLVED:- That the following spokespersons be appointed for the services indicated:-

1. Children and Young People – Councillors Preston and McKenna
2. Economic Development/Regeneration – Councillor Pidduck
3. Environment and Planning – Councillor M. A. Thomson
4. Equalities and Diversity – Councillor Sweeney
5. Health and Safety – Councillor Pointer
6. Health and Well-being – Councillor Graham
7. Housing – Councillor Hamilton
8. Leisure and Tourism – Councillor C. Thomson
9. Licensing – Councillor Callister
10. Media – Councillor Cassidy
11. Member Development and Human Resources – Councillor Doughty
12. Sport – Councillor Callister
13. Wildlife, Heritage and Culture – Councillor Wall

20 – Common Seal

RESOLVED:- That the Council authorises the affixing of its Common Seal to any documents to give effect to the Minutes and proceedings of the Committees submitted to or approved by this meeting and any other matters dealt with at this meeting.

The meeting closed at 2.35 p.m.

COUNCIL	Agenda Item 5(A)(1)
Date of Meeting: 19th July, 2011	
Reporting Officer: Chief Executive	
<p>REPORT OF THE PLANNING COMMITTEE (Report of the meetings held on 5th and 26th April, 24th May and 28th June, 2011)</p> <p>Recommendations:</p> <p>There were no recommendations referred to Council from the meetings.</p> <p><u>Delegated Decisions</u></p> <p>The matters determined by the Planning Committee in exercise of the powers which have been delegated to the Committee will be detailed in the Minutes of the meetings noted above reproduced in Volume 5 2010/11 and Volume 1 2011/12 of the printed Minutes.</p>	

COUNCIL	Agenda Item 5(A)(2)
Date of Meeting: 19th July, 2011	
Reporting Officer: Chief Executive	
<p>REPORT OF THE LICENSING COMMITTEE (Report of the meetings held on 24th March, 19th May and 23rd June, 2011</p> <p>Recommendations:</p> <p>There were no recommendations referred to Council from the meetings.</p> <p><u>Delegated Decisions</u></p> <p>The matters determined by the Licensing Committee in exercise of its terms of reference are detailed in the Minutes of the meetings reproduced in Volume 5 2010/11 and Volume 1 2011/12 of the printed Minutes.</p>	

COUNCIL	Agenda Item 5(A)(3)
Date of Meeting: 19th July, 2011	
Reporting Officer: Chief Executive	

**REPORT OF THE EXECUTIVE COMMITTEE
(Report of the meetings held on 25th May and 6th July, 2011)**

Recommendations:

The following recommendations have been referred to Council.

Executive Committee – 25th May, 2011

1.0 Appointments to Outside Bodies, Panels, Working Groups etc.

1.1 Council had agreed to refer back to the Executive Committee for reconsideration the item Review of Advisory Committees. The Committee considered a copy of the Chief Executive's original report.

1.2 Recommendation:-

- (i) To agree to wait for the outcome of the Overview and Scrutiny Committee into the provision of Council owned allotments before making a decision whether to terminate the Allotment Liaison Committee and the Wildlife and Heritage Advisory Committee;**
- (ii) To approve the under-mentioned Outside Bodies in accordance with Notional Seat Allocations;**
- (iii) To agree to appoint Councillor Thurlow as the representative on the Dalton Community Association;**
- (iv) To agree the under-mentioned appointments to Outside Bodies, Forums, Panels and Working Groups; and**
- (v) To recommend the Council that the Planning Policy Working Group membership be amended to four Planning Committee and two Executive Committee Members.**

Allotments Liaison Committee

Councillors Barlow, Doughty, Johnston, Husband, Irwin, C. Thomson, Thurlow and Wilson.

Barrow Local Committee – Highways Advisory Group (3 seats – 2:1)

Councillors Barlow, Doughty and W. McClure

Barrow Borough Sports Council (3 seats – 2:1)

Councillor Biggins, Callister and Pemberton

Wildlife and Heritage Advisory Committee (9 seats – 7:2)

Councillors Bell, Johnston, McKenna, Murphy, M. A. Thomson, Thurlow and Wall

Furness Strategic Partnership (2 seats – 2:0)

Councillors Graham and Pidduck

REPRESENTATIVES ON OUTSIDE BODIES, ETC. 2011/12

- (1) AIR TRAINING CORPS (NO. 128 SQUADRON)
The Mayor (Councillor Murphy)
- (2) ASKAM COMMUNITY CENTRE LIMITED
Director: Councillor Bell
- (3) BARROW AND DISTRICT COUNCIL FOR VOLUNTARY SERVICE
The Mayor (Councillor Murphy)
- (4) BARROW AND DISTRICT COMMUNITY ACTION SAFETY GROUP
Councillors Biggins and Pointer
- (5) BARROW BOROUGH ARTS FORUM
Councillors C. Thomson and Wall
- (6) BARROW BOROUGH DISABILITY SPORT AND LEISURE FORUM:
GENERAL COMMITTEE
Councillor Callister
- (7) BARROW CHILDREN'S CENTRES ADVISORY GROUP
Councillor Preston

- (8) BARROW EARLY INTERVENTION DOMESTIC VIOLENCE PROJECT: MANAGEMENT COMMITTEE**
Councillor Burns
- (9) BARROW FOOD FORUM**
The Mayor (Councillor Murphy)
- (10) BARROW-IN-FURNESS CRIME AND DISORDER REDUCTION PARTNERSHIP**
Councillors Hamilton and Pidduck
- (11) BARROW-IN-FURNESS PUBLIC SAFETY SCHEME LOCAL LIAISON COMMITTEE**
Councillors Cassidy, Pointer and Sweeney
- (12) BARROW-IN-FURNESS SEA CADET CORPS COMMITTEE**
The Mayor (Councillor Murphy)
- (13) BARROW AREA COMMUNITY LIAISON FORUM**
Councillors Murray and Sweeney
- (14) BARROW TRANSPORT ADVISORY GROUP**
Councillor Barlow
- (15) BILLINCOAT CHARITY TRUST**
Councillors Bell, Doughty, Maddox, Murray, Thurlow and Wilson
- (16) BRITISH GAS HYDROCARBON RESOURCES LTD: LOCAL LIAISON COMMITTEE**
Councillors Irwin, Johnston and Pointer
- (17) BRITISH NUCLEAR FUELS LIMITED: RAMSDEN DOCK TERMINAL STAKEHOLDER GROUP**
Councillors Biggins, Irwin and Johnston
- (18) BUCCLEUCH HALL MANAGEMENT COMMITTEE**
Councillor Doughty
- (19) CENTRAL AND HINDPOOL NEIGHBOURHOOD MANAGEMENT BOARD**
Leader (Councillor Pidduck) plus Councillors Irwin and M. A. Thomson
- (20) CHILDREN'S AND YOUNG PEOPLE'S WORKING GROUP**
Councillor McKenna

- (21) CITIZIENS' ADVICE BUREA**
Councillor Murray and Pointer

COMMUNITY CENTRES

- (22) ASKAM AND IRELETH COMMUNITY CENTRE MANAGEMENT COMMITTEE**
Councillors Bell, Doughty, Murray and Thurlow

- (23) HAWCOAT COMMUNITY CENTRE MANAGEMENT COMMITTEE**
Councillors Pemberton, Richardson and Roberts

- (24) ROOSEGATE COMMUNITY HALL MANAGEMENT COMMITTEE**
Councillor Graham

-
- (25) COUNTY/DISTRICT TRANSPORT LIAISON GROUP**
Councillor Barlow

- (26) CUMBRIA ALCOHOL AND DRUG ADVISORY SERVICE**
The Mayor (Councillor Murphy)

- (27) CUMBRIA COMMUNITY LEGAL SERVICES PARTNERSHIP**
Councillor Sweeney

- (28) CUMBRIA HEALTH AND WELL BEING SCRUTINY COMMITTEE**
Councillor Garnett
Substitutes: Councillors Graham and Sweeney

- (29) CUMBRIA PENSIONS FORUM**
Councillor Wilson

- (30) CUMBRIA PLAYING FIELDS ASSOCIATION**
Councillor Callister

- (31) CUMBRIA STRATEGIC WASTE PARTNERSHIP**
Councillor M. A. Thomson

- (32) CUMBRIA SUB-REGIONAL HOUSING OFFICERS GROUP**
Councillor Hamilton

- (33) CUMBRIA SUPPORTING PEOPLE FORUM**
Councillor Seward

- (34) **DUDDON ESTUARY PARTNERSHIP**
The Mayor (Councillor Murphy) and Councillor Doughty
- (35) **EXECUTIVE COMMISSIONING GROUP**
The Chairman of the Housing Management Forum
- (36) **FAIRTRADE WORKING GROUP**
Councillors Barlow and M. A. Thomson
- (37) **FRIENDS OF WALNEY**
Councillor Callister
- (38) **FURNESS DRUG REFERENCE GROUP**
Councillor M. A. Thomson
- (39) **FURNESS ENTERPRISE: SUPERVISORY BOARD**
Non Executive Directors – Councillor Pidduck and Richardson and
the Chief Executive
- (40) **FURNESS LOCAL PARTNERSHIP GROUP – SCHOOLS
ORGANISATION**
Councillors McKenna and Sweeney
- (41) **FURNESS MARITIME TRUST**
Council of Trustees:- Councillors Cassidy, Irwin, Murphy and Pointer
plus the Chief Executive and Borough Treasurer
- (42) **HEALTH SCRUTINY CROSS PARTY WORKING GROUP: (CUMBRIA
HEALTH OVERVIEW AND SCRUTINY COMMITTEE)**
Councillor Garnett
- Substitute1: Councillor Graham
Substitute 2: Councillor Sweeney
- (43) **KEEPING OUR FUTURE AFLOAT**
Councillor Pidduck
- (44) **LAKES WORLD HERITAGE SITE STEERING GROUP**
The Mayor (Councillor Murphy)
- (45) **LANCASTER UNIVERSITY: COURT CLASS (F) (4)**
The Mayor (Councillor Murphy)
- (46) **LIBERATA PARTNERSHIP BOARD**
Councillors Barlow, Guselli and Sweeney

- (47) **LOCAL GOVERNMENT ASSOCIATION: GENERAL ASSEMBLY**
Councillor Pidduck
- (48) **LOCAL GOVERNMENT ASSOCIATION NUCLEAR ISSUES SPECIAL INTEREST GROUP**
Councillor Pidduck
Substitute: Councillor Sweeney
- (49) **LOCAL GOVERNMENT INFORMATION UNIT: MANAGEMENT COMMITTEE**
Councillor Sweeney
- (50) **THE PATROL (Parking and Traffic Regulations Outside London) Adjudication Joint Committee**
Councillor Callister
- (51) **NATIONAL SOCIETY FOR CLEAN AIR**
Councillor Sweeney and the Chief Environmental Health Officer or a member of his staff
- (52) **NORTH WEST COUNCILS AGAINST FLUORIDATION**
Councillor Thurlow
- (53) **NORTH WESTERN LOCAL AUTHORITIES' EMPLOYERS' ORGANISATION**
Councillor Sweeney
- (54) **NORTH WEST RAIL STEERING GROUP**
The Mayor (Councillor Murphy)
- (55) **RURAL JOINT COMMITTEE**
Councillors Doughty and Murray
- (56) **SCRUTINY OF LOCAL HEALTH**
Councillor Johnston
- (57) **SELLAFIELD LOCAL LIAISON COMMITTEE**
Observer: Councillor Pointer
- (58) **SENIOR CITIZENS' CLUBS: EXECUTIVE COMMITTEE**
Councillor Irwin

MEMBERSHIP OF FORUMS, PANELS, WORKING GROUPS ETC. 2011/2012

EXECUTIVE COMMITTEE

Medical Assessment/Housing Applications Appeals Panel

3 Members selected by Chief Executive in accordance with proportionality rules

Review Board – Housing Register/Homeless Applicants

3 Members selected by Chief Executive in accordance with proportionality rules

Private Rented Accommodation Group (Accredited Letting Scheme and Proposed Licensing)

3 Members selected by Chief Executive in accordance with proportionality rules

Planning Policy Working Group (5:1)

(Two Members Executive Committee and four Members Planning Committee)

Labour – Councillors Murray, Pidduck, Sweeney, C. Thomson and M. A. Thomson

Conservative – Councillor R. McClure

Member Training Working Group (3:1)

Councillors Doughty, Pidduck, M. A. Thomson and Williams

Early Retirement/Voluntary Redundancy Panel (3:1)

Councillors Pidduck, Sweeney, M. A. Thomson and Williams

Grading Appeals Panel (3:1)

Councillors Pidduck, Sweeney, M. A. Thomson and Williams

Renovation Grants Panel (3:1)

Councillors Doughty, Pidduck, Richardson and M. A. Thomson

Local Government Working Group (7:2)

Councillors Barlow, Doughty, Garnett, Pemberton, Pidduck, Preston, Richardson Sweeney and M. A. Thomson

Health and Safety Management Board

Councillors Barlow, Pidduck, Pointer, Richardson and C. Thomson

Corporate Equalities Group

Councillors Sweeney and Williams

2.0 93 Dalton Road, Barrow-in-Furness

2.1 The report outlined the proposed acquisition of 93 Dalton Road, Barrow-in-Furness.

2.2 Recommendation:-

To recommend the Council

- (i) To note the report; and**
- (ii) To authorise the Commercial Estate Manager to proceed with the acquisition and demolition of 93 Dalton Road, Barrow-in-Furness.**

3.0 War Pensions – Benefits Disregard Determination

3.1 The Borough Treasurer's report sought approval for maintaining the award of full disregard both local and government, for war pensions for the financial year 2011-2012.

3.2 Recommendation:-

To recommend the Council to agree to the continuance of awarding the War Pensions Disregard.

Executive Committee – 6th July, 2011

4.0 Senior Management Structure

4.1 The Chief Executive informed the Committee that two applications for voluntary redundancy by the Borough Treasurer and the Chief Environmental Health Officer had been received.

4.2 Recommendation:-

- (i) To agree the applications for Voluntary Redundancy from the Borough Treasurer and Chief Environmental Health Officer; and**
- (ii) To recommend the Council to appoint the Deputy Borough Treasurer as Borough Treasurer at a single salary of £56,000 and the two accountancy posts be re-designated Chief Accountants at single point salaries of £38,042.**

Delegated Decisions

The matters determined by the Executive Committee in exercise of its terms of reference are detailed in the Minutes of the meetings reproduced in Volume 1 of the printed Minutes.

COUNCIL	Agenda Item 5(A)(4)
Date of Meeting: 19th July, 2011	
Reporting Officer: Chief Executive	
REPORT OF THE AUDIT COMMITTEE (Report of the meeting held on 7th July, 2011)	
Recommendations:	
There were no recommendations referred to Council from the above meeting.	
<u>Delegated Decisions</u>	
The matters determined by the Audit Committee in exercise of the powers which have been delegated to the Committee will be detailed in the Minutes of the meeting noted above reproduced in Volume 1 of the printed Minutes.	

COUNCIL	Agenda Item 5(C)
Date of Meeting: 19th July, 2011	
Reporting Officer: Chief Executive	
<p>REPORT OF THE STANDARDS COMMITTEE (Report of the meeting held on 7th July, 2011)</p> <p>Recommendations:</p> <p>There were no recommendations referred to Council from the above meeting.</p> <p><u>Delegated Decisions</u></p> <p>The matters determined by the Standards Committee in exercise of its terms of reference are detailed in the Minutes of the meetings reproduced in Volume 1 of the printed Minutes.</p>	

COUNCIL	Agenda Item 6
Date of Meeting: 19th July, 2011	
Reporting Officer: Policy Review Officer	
<p>Title: Overview and Scrutiny Committees Annual Report</p> <p>Summary and Conclusions:</p> <p>The Annual Report details the work undertaken by the Overview and Scrutiny Committees for 2010/11.</p> <p>Recommendations:</p> <p>To accept the Annual Report from the Overview and Scrutiny Committees.</p>	

Report

Foreword

In October 2010 it was agreed that the Corporate Services Committee and the Regeneration and Community Services Committee would merge and operate as a Joint Committee for the remainder of the year.

In 2011/12 only one Committee was appointed called the Overview and Scrutiny Committee. The responsibility for monitoring the Council's risk management and performance management arrangements has been transferred to the Audit Committee in line with recognised good practice.

Corporate Services

Chair, Corporate Services Scrutiny: Councillor Tony Callister

In 2010/11 this Committee had focused on equalities performance and monitoring of progress on the recommendations of the Legionella Sub-Committee.

Equalities Performance

Monitoring of the Council's work towards the Achieving Level of the Equalities Framework for Local Government was carried out by the Committee.

In December 2010 the Council was assessed as Achieving against the equalities framework.

A number of Equality Impact Assessments (EIAs) have been completed throughout the Council and an equalities action plan is being prepared based on the EIAs. It is recommended that the Overview and Scrutiny Committee monitors progress against this action plan.

Health and Safety Progress

The Committee continued to monitor progress of the 22 recommendations made by the Legionella Sub-Committee.

The Committee therefore agreed to receive reports on an exception basis which is in line with the Council's approach to monitoring performance.

Regeneration and Community Services

Chair; Regeneration and Community Services Committee: Councillor Lisa Hammond

In 2010/11 the Regeneration and Community Services Committee identified two items to be scrutinised:

- The provision of Council allotments

This review has not yet been completed.

- Car parking facilities on Roa Island

This review was delayed.

In addition following a request from the Executive Committee this Committee reviewed off road car parking charges and made recommendations which were implemented by the Executive Committee.

This Committee agreed to accept reports and undertake scrutiny activities relating to the Police and Justice Act, no actions were required in 2010/11.

Future work

The following topics are recommended for the work programme for 2011/12:

1. It is recommended that this Committee continues the review into the provision of Council allotments.
2. Members of the scrutiny committee have requested more time to develop a work plan and it is anticipated that this will be complete by the end of August.