

## COUNCIL

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### **DRAFT MINUTES OF THE COUNCIL MEETING HELD ON 22 MAY 2018 AT COUNCIL CHAMBER - COUNTY HALL, TROWBRIDGE BA14 8JN.**

#### **Present:**

Cllr Phil Alford, Cllr Ben Anderson, Cllr Pat Aves, Cllr Ian Blair-Pilling, Cllr Richard Britton, Cllr Derek Brown OBE, Cllr Allison Bucknell (Chairman), Cllr Clare Cape, Cllr Trevor Carbin, Cllr Mary Champion, Cllr Pauline Church, Cllr Ernie Clark, Cllr Richard Clewer, Cllr Mark Connolly, Cllr Christine Crisp, Cllr Brian Dalton, Cllr Jane Davies, Cllr Andrew Davis, Cllr Matthew Dean, Cllr Christopher Devine, Cllr Stewart Dobson, Cllr Bill Douglas, Cllr Mary Douglas, Cllr Peter Evans, Cllr Sue Evans, Cllr Peter Fuller, Cllr Richard Gamble, Cllr Sarah Gibson, Cllr Gavin Grant, Cllr Jose Green, Cllr Howard Greenman, Cllr Mollie Groom, Cllr David Halik, Cllr Deborah Halik, Cllr Russell Hawker, Cllr Ross Henning, Cllr Darren Henry, Cllr Mike Hewitt, Cllr Alan Hill, Cllr Sven Hocking, Cllr Ruth Hopkinson, Cllr Atiqul Hoque, Cllr Jon Hubbard, Cllr Chris Hurst, Cllr Peter Hutton, Cllr Tony Jackson, Cllr Simon Jacobs, Cllr George Jeans, Cllr David Jenkins, Cllr Bob Jones MBE, Cllr Johnny Kidney, Cllr Gordon King, Cllr Edward Kirk, Cllr Jerry Kunkler, Cllr Jacqui Lay, Cllr Jim Lynch, Cllr Brian Mathew, Cllr Laura Mayes, Cllr Ian McLennan, Cllr Nick Murry, Cllr Ashley O'Neill, Cllr Paul Oatway QPM, Cllr Steve Oldrieve, Cllr Stewart Palmen, Cllr Graham Payne, Cllr Andy Phillips, Cllr Horace Prickett, Cllr Fleur de Rhé-Philipe, Cllr Pip Ridout, Cllr Ricky Rogers, Cllr Tom Rounds, Cllr Baroness Scott of Bybrook OBE, Cllr Jonathon Seed, Cllr James Sheppard (Vice-Chairman), Cllr John Smale, Cllr Hayley Spencer, Cllr Toby Sturgis, Cllr Melody Thompson, Cllr John Thomson, Cllr Ian Thorn, Cllr Tony Trotman, Cllr John Walsh, Cllr Bridget Wayman, Cllr Fred Westmoreland, Cllr Philip Whalley, Cllr Stuart Wheeler, Cllr Roy While, Cllr Philip Whitehead, Cllr Jerry Wickham, Cllr Christopher Williams and Cllr Graham Wright

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#### **21 Election of Chairman 2018/19**

The Chairman opened the meeting and called for nominations for the position of Chairman for the ensuing municipal year.

Councillor Ruth Hopkinson was proposed by Councillor Ian Thorn and seconded by Councillor Clare Cape.

Councillor Allison Bucknell was proposed by Councillor Jane Davies and seconded by Councillor Atiqul Hoque.

Having been nominated, Councillor Bucknell left the room to enable the Vice-Chairman to preside over the vote.

**Councillor James Sheppard in the Chair**

Having been put to the vote, the meeting;

**Resolved**

**That Councillor Allison Bucknell be elected Chairman of Wiltshire Council for the municipal year 2018/19**

The Chairman subsequently read out and signed the declaration of acceptance of office of Chairman of the Council witnessed by the Monitoring Officer.

**Councillor Allison Bucknell in the Chair**

**22 Election of Vice-Chairman 2018/19**

The Chairman called for nominations for the position of Vice-Chairman of Council for 2018/19.

Councillor James Sheppard was proposed by Councillor Chris Williams and seconded by Councillor Alan Hill. There being no other nominations, it was

**Resolved:**

**That Councillor James Sheppard be elected Vice-Chairman of Wiltshire Council for the municipal year 2017/18.**

The Vice-Chairman subsequently read out and signed the declaration of acceptance of office of Vice-Chairman of the Council witnessed by the Monitoring Officer.

**23 Apologies**

Apologies for absence were received from Councillors Christopher Newbury, Robert Yuill, Nick Fogg MBE, Leo Randall, Tony Deane and Chuck Berry.

**24 Minutes of Previous Meeting**

The minutes of the Meeting held on 20 February 2018 were presented.

**Resolved:**

**That the minutes of the last Council meeting held on 20 February 2018 be approved as a correct record and signed by the Chairman**

## 25 **Declarations of Interest**

There were no declarations of interest.

## 26 **Announcements by the Chairman**

### a) Recent Engagements

The Chairman drew the meeting's attention to the following events and engagements:

- 20 February, 2018 Full Council meeting – County Hall Trowbridge
- 23 February, 2018 Guest Speaker at Annual Luncheon of the Showmen's Guild, Western Section, Hilton Hotel, Swindon
- 26 February, 2018 British Empire Medal Presentation Ceremony, Great Chalfield Manor
- 11 March, 2018 High Sheriff's Service for the Rule of Law, Salisbury Cathedral
- 12 March, 2018 Commonwealth Flag Raising Ceremony, County Hall
- 15 March, 2018 Wiltshire Council Business and Sports Gala Dinner, County Hall
- 6 April, 2018 Declaration and Appointment of new High Sheriff of Wiltshire, Calne Town Hall
- 8 April, 2018 RBL and St. Bartholomew and All Saints' Church, Royal Wootton Bassett "Royal Air Force 100<sup>th</sup> Anniversary" Service
- 25 April, 2018 Trowbridge in Bloom Young Voice of Trowbridge Public Speaking Competition, St. Augustine's Catholic College, Trowbridge
- 26 April, 2018 Wiltshire Council Achieving Excellence Awards, County Hall, Trowbridge
- 2 May, 2018 Chippenham Town Council Annual Town Meeting, Town Hall, Chippenham

- 3 May, 2018           VIP visit of HRH The Duke of Kent to Wilton Carpets
- 9 May, 2018           Official Opening of Rothermere, Trowbridge
- 10 May, 2018         Royal Wootton Bassett Town Council Mayor Making Ceremony, St. Bartholomew and All Saints' Church, Royal Wootton Bassett
- 11 May, 2018         Celebration of Girlguiding, Cricklade House Hotel, Common Hill, Cricklade
- 14 May, 2018         Calne Town Council Mayor Making Ceremony and Reception, Calne Town Hall, Calne
- 17 May, 2018         Devizes Town Council Annual Meeting and Mayor Reception, Town Hall, Devizes

b) Deferred Item

The Chairman drew the meeting's attention to the fact that item 9 - Housing Site Allocations Development Plan Document - had been deferred to 10 July meeting of Council, with consideration beforehand at the 3 July meeting of Cabinet. The Chairman also referred to the briefing note No. 355 which had been circulated detailing the next steps for this item.

<https://cms.wiltshire.gov.uk/documents/s144338/BriefingNote355HousingSiteAllocations.pdf>

c) Former Councillors' Passing

The Chairman announced that the following former councillors had sadly passed away;

Tony Moore, the councillor for Trowbridge east division between 2001 and 2005.

Reg Coole, Wiltshire County Councillor and North Wilts Councillor for many years.

Dr John English, County Councillor for Salisbury East from 2005-2009.

Lt Col John Haywood, a Former County Councillor for Amesbury.

Len Osbourne, a former West Wiltshire District Councillor.

d) Minutes silence

The Chairman reminded the meeting that the council would be holding a minute's silence at 2:30 to mark the first anniversary of the Manchester Arena attack.

27 **Public Participation**

The Chairman outlined the procedure to public participation noting that there were speakers already registered under the petitions item.

There were no other statements or questions from the public on other items.

28 **Petitions Received**

The Chairman introduced the item, informing the meeting that a petition had been received which met the threshold for a Council debate in accordance with the Council's Petition Scheme, and outlined the process for the debate. The Chairman stated that, owing to the interest in the item, she would extend the time permitted under the scheme by allowing more public speakers and councillors to have their say.

At the invitation of the Chairman the petition organiser, Lucy Gomes, presented the petition which had received over 16,000 signatures, and which requested that the outdoor education centres in Braeside and Oxenwood not be closed. A decision had been taken by Cabinet on 27 March 2018 that the centres would be closed from August 2018.

In presenting her petition Lucy Gomes: emphasised the importance of outdoor education and the contribution the council run centres; expressed the concern that there are already fewer opportunities for outdoor education; stated that the petition was the largest to be presented to Wiltshire Council; summarised the concern that schools, families were not consulted before the decision; emphasised that the centres are well used and give opportunities to vulnerable children and the impact on wider issues such as health and education.

The following members of the public were invited to speak:

Alan Rankin referred to financial demands on councils and the decisions to reducing non-statutory service to protect statutory services, but argued whether the wider value created by outdoor education centres had been fully into account. He further argued that cabinet was not adequately informed of this social value when making their decision, and emphasised the importance of the centres for some families suffering from deprivation.

Rachel Ross expressed concern that the consultation process had not included a wider range of stakeholders, and argued that the equality impact assessment

was not sufficient. She further argued that small facilities are better placed to support those with additional needs, and asked that a solution be considered to keep the facilities within Wiltshire.

Amanda Humphries argued that the figures used to establish the cost of keeping the facilities open were not up to date, and argued that all stakeholders should be consulted;

Sylvia Card emphasised the use of the centres from across the county, and the value they add. She further stated that the community was angry as they had not been consulted on this, and did not feel that the decision had been made correctly.

Councillor Judy Rose of Devizes Town Council emphasised the strength of feeling over the decision, and expressed concern that the town council had not been consulted. She further stated that the social value of the centres had not been taken into account, and that the financial costs of running the centres had not been correctly identified.

At the invitation of the Chairman, Councillor Laura Mayes, Cabinet Member for Children, Education and Skills, spoke in response, thanking those that came to spoke so passionately, emphasising that she understood the strength of feeling, and agreed about the points raised regarding the benefits of outdoor education. She did, however, restate her belief that Wiltshire Council was not best placed to run them directly due to financial constraints and the need to prioritise statutory functions with increasing costs such as support for those with special education needs. No other providers had previously come forward who stated they could take over management of the centres, but if alternative providers could be found that would be a beneficial outcome.

Councillor Mayes proposed, subsequently seconded by Councillor Jerry Wickham;

- 1. To thank the petitioners for their contribution to the debate;*
- 2. To note the issues raised in the debate, and to ask Cabinet to take account of these issues when considering offers from alternative providers at their meeting.*

The Chairman then invited the political Group Leaders to comment.

Baroness Scott of Bybrook OBE, Leader of the Council, emphasised that council had to make difficult decisions regarding in relation to children's services, and used as example the need to provide more for special education provision. She stated that Cabinet would welcome the further discussions at their meeting in June.

Councillor Ian Thorn, Leader of the Liberal Democrat Group, thanked the campaigners for bringing the matter to debate at Council, and argued that the decision should not have been taken without fuller consultation. He emphasised the need to adequately value the social as well as the financial cost when making the decision.

Councillor Thorn proposed an amended motion. Following advice from the Monitoring Officer, and with the agreement of the proposer and seconder, (who was the seconder) the following amended motion was accepted by the Cabinet Member, for debate:

- 1. To thank the petitioners for their contribution to the debate;*
- 2. To note the issues raised in the debate, and to ask Cabinet to take account of these issues when considering offers from alternative providers at their meeting;*
- 3. That any decision taken by the cabinet should be open and transparent, that social impacts should be considered equally with financial impacts, and that the Cabinet use every best effort to ensure the two sites will remain in use for outdoor education.*

Councillor Ernie Clark, Leader of the Independent Group, endorsed the comments of Councillor Thorn and emphasised the importance of scrutiny of such important decisions.

Councillor Ricky Rogers, Leader of the Labour Group stated that he was happy with the amendment as written, and thanked petitioners for speaking for their communities. He stated that whilst he preferred that the centres should be run by Wiltshire Council, he asked that Cabinet should think carefully about how the centres could be run by an alternative provider.

Before opening the debate, the Chairman reminded Councillors to restrict their comments to the motion in question rather than the wider issues.

Councillor Bill Douglas expressed concern that the administration was not open to alternative proposals.

Councillor Chris Devine argued that the administration had not consulted properly, and expressed hope that the Cabinet member would put her best efforts to find a solution to this problem.

Councillor Gavin Grant acknowledged the response by Councillor Mayes, and hoped there would be an opportunity to review what lessons could be learnt from the process leading up to this decision; arguing that Cabinet should have been more open in the decision and welcomed the opportunity of looking at the social impact. He further argued that the inclusion of the phrase 'best effort' was

important to ensure that trust was built up with the community going forward, and expressed hope that the centres could be run by suitable body.

Councillor Ross Henning expressed concern that Select Committee decisions should always be evidence based and free from political influence, and emphasised the importance of the centres going forward to support families and local communities.

Councillor Ian McLennan welcome the support from Councillor Mayes for the amended motion. He expressed regret that local council had to make decisions where central government had reduced the funding, emphasised support for the centres and that the case for closure had not been made. He further argued that the council should be given a chance to be run more efficiently.

Councillor Mary Douglas thanked those who had attended to speak in support of the petition, and stated that she was pleased to see that the issues they had raised would be considered by Cabinet.

Councillor Jon Hubbard thanked Councillor Mayes for the motion and for accepting the amendment. He stated that he struggled to find a good reason for the decision when asked to explain the rationale to young people in his community and emphasised the overall cost of the service is small compared to the impact it has in the community. He further argued that he had not been told where the reduction in revenue arising from the closure would be taken into account, and exhorted the Cabinet to proactively find an alternative provider.

In making his representation, the Chairman advised Councillor Hubbard that the issues regarding the scrutiny of the decision were not pertinent to the debate on the motion.

Councillor Mathew Dean thanked the members of the public for presenting their views, and welcome an economically viable solution but emphasised that this may not be an easy thing to achieve.

Councillor Trevor Carbin referenced the work of the scrutiny task group and stated his belief the views arising from their report had not been fully considered.

Councillor Jim Lynch gave the example of how towns, such as Bradford on Avon, used a voluntary model to provide youth facilities whilst reducing costs.

In response to the debate, Councillor Mayes thanked again all those that had contributed their views, and stated that these would be considered by Cabinet.

Upon being put to a recorded vote, the meeting;

**Resolved**



1. To thank the petitioners for their contribution to the debate;
2. To note the issues raised in the debate, and to ask Cabinet to take account of these issues when considering offers from alternative providers at their meeting;
3. That any decision taken by the cabinet should be open and transparent, that social impacts should be considered equally with financial impacts, and that the Cabinet use every best effort to ensure the two sites will remain in use for outdoor education.

*Admin Note: A record of the vote is appended to these minutes.*

29 **Petitions Update**

A report was presented which gave Council details of the three petitions received for the period since the last Council meeting.

**Resolved:**

**That Council note the report, the petitions received and the actions being taken in relation to them, as set out in the Appendix to the report.**

30 **Wiltshire Housing Site Allocations Development Plan Document - Proposed Submission Materials**

As previous announced it was noted that the decision to consider the issue was deferred until the meeting in July.

The Chairman drew the meeting's attention to the briefing note previously circulated:

<https://cms.wiltshire.gov.uk/documents/s144338/BriefingNote355HousingSiteAllocations.pdf>

31 **Review of Allocation of Seats on Committees to Political Groups and Appointment of Committees**

32 **Appointment of Committees and Review of Allocation of Seats on Committees to Political Groups**

33 **Appointment of Councillors to Committees**

34 **Appointment of Chairmen and Vice-Chairmen - Committees**

35 **Appointments to the Dorset and Wiltshire Fire and Rescue Authority**

The above items were considered together under one motion.

At the invitation of the Chairman, the Leader of the Council, Baroness Scott of Bybrook OBE, presented the proposals for the appointments required for the municipal year 2018/19, which had been developed in consultation with all group leaders. In moving her motion, the Leader also announced to Council the changes made to her Cabinet and Portfolios appended to these minutes.

Following the opportunity for comments and questions, and upon being put to a recorded vote, the meeting;

### **Resolved**

- a) To note the report and the legal requirements, subject to the recent change of the political composition of Swindon Borough Council.**
- b) To re-appoint the following committees with the terms of reference as set out in the Constitution:**

**Appeals Committee  
Area Planning Committees: Eastern, Northern, Southern and Western  
Audit Committee  
Children's Select Committee  
Electoral Review Committee  
Environment Select Committee  
Health Select Committee  
Health and Wellbeing Board  
Licensing Committee  
Officer Appointments Committee  
Overview and Scrutiny Management Committee  
Pension Fund Committee  
Police and Crime Panel  
Staffing Policy Committee  
Standards Committee  
Strategic Planning Committee**

- c) To re-appoint those Area Boards, constituted as area committees as set out in paragraphs 13 to 15 and Appendix 1 of the report presented and within the Constitution, to comprise the Unitary Councillors for that area.**
- d) To re-appoint the Local Pension Board established under the Public Service Pensions Act 2013 and consequent amendments to the Local Government Pension Scheme Regulations 2013 with the terms of reference as set out in the Constitution.**

- e) To approve a scheme of committee places which sets out the number of seats available to members of the Council and to political groups as follows:

<b>Committee</b>	<b>Total Places for Elected Members</b>	<b>Conservative Group Allocation</b> <b>(68 seats)</b>	<b>Liberal Democrat Group Allocation</b> <b>(20 seats)</b>	<b>Labour Group Allocation</b> <b>(3 seats)</b>	<b>Independent Group Allocation</b> <b>(7 seats)</b>
<b>Strategic Planning</b>	<b>11</b>	<b>8</b>	<b>2</b>	<b>0</b>	<b>1</b>
<b>Northern Area Planning</b>	<b>11</b>	<b>8</b>	<b>3</b>	<b>0</b>	<b>0</b>
<b>Southern Area Planning</b>	<b>11</b>	<b>7</b>	<b>1</b>	<b>1</b>	<b>2</b>
<b>Eastern Area Planning</b>	<b>8</b>	<b>7</b>	<b>0</b>	<b>0</b>	<b>1</b>
<b>Western Area Planning</b>	<b>11</b>	<b>7</b>	<b>3</b>	<b>0</b>	<b>1</b>
<b>Licensing</b>	<b>12</b>	<b>8</b>	<b>3</b>	<b>0</b>	<b>1</b>
<b>Overview and Scrutiny Management</b>	<b>15</b>	<b>10</b>	<b>3</b>	<b>1</b>	<b>1</b>
<b>Children's Select</b>	<b>13</b>	<b>9</b>	<b>3</b>	<b>0</b>	<b>1</b>
<b>Environment Select</b>	<b>13</b>	<b>8</b>	<b>3</b>	<b>1</b>	<b>1</b>
<b>Health Select</b>	<b>13</b>	<b>9</b>	<b>3</b>	<b>0</b>	<b>1</b>
<b>Standards</b>	<b>11</b>	<b>8</b>	<b>2</b>	<b>0</b>	<b>1</b>
<b>Electoral Review</b>	<b>10</b>	<b>6</b>	<b>2</b>	<b>1</b>	<b>1</b>
<b>Police and Crime Panel</b>	<b>7</b>	<b>5</b>	<b>2</b>	<b>0</b>	<b>0</b>
<b>Audit</b>	<b>11</b>	<b>8</b>	<b>2</b>	<b>1</b>	<b>0</b>
<b>Appeals</b>	<b>8</b>	<b>5</b>	<b>2</b>	<b>0</b>	<b>1</b>
<b>Staffing Policy</b>	<b>9</b>	<b>6</b>	<b>2</b>	<b>1</b>	<b>0</b>
<b>Officer Appointments</b>	<b>5</b>	<b>4</b>	<b>1</b>	<b>0</b>	<b>0</b>
<b>Pension Fund</b>	<b>5</b>	<b>4</b>	<b>1</b>	<b>0</b>	<b>0</b>
<b>TOTALS</b>	<b>184</b>	<b>127</b> <b>(127.673)</b>	<b>38</b> <b>(37.551)</b>	<b>6</b> <b>(5.663)</b>	<b>13</b> <b>(13.143)</b>

- f) To appoint councillors to serve on those committees in accordance with the agreed scheme of committee places, until the next occasion membership is reviewed under the provisions of the Local Government & Housing Act 1989 (as attached).
- g) To appoint substitute members (to a maximum of four per group) to the committees referred to in (A) above (as attached).
- h) To appoint those councillors representing electoral divisions to their respective area boards as set out in Appendix 1 of the report
- i) To note the decision of the Standards Committee to appointment four non-voting co-opted members until May 2021 as follows:

**Mr Richard Baxter**  
**Mr Philip Gill MBE**  
**Mr Michael Lockhart**  
**Miss Pam Turner**

- j) Re-appoint the following persons as Independent Persons each for a four-year term (until 2021):

**Mr Tony Drew**  
**Mrs Caroline Baynes**  
**Mr Stuart Middleton**

- k) To reappoint the following non-elected members to the Children's Select Committee:

<b>Non-Elected Voting Members</b>	<b>Representing</b>
<b>Vacancy</b>	<b>Church of England</b>
<b>Dr Mike Thompson</b>	<b>Clifton Diocese Roman Catholic Church</b>
<b>Vacancy</b>	<b>Parent Governor (Secondary- maintained)</b>
<b>Vacancy</b>	<b>Parent Governor (Secondary – academy)</b>
<b>Vacancy</b>	<b>Parent Governor (Special Educational Needs)</b>
<b>Vacancy</b>	<b>Parent Governor (Primary)</b>

<b>Non-Elected Members</b>	<b>Non-Voting</b>	<b>Representing</b>
<b>Maisy Humphrey (Sub Karl Smithson)</b>		<b>School, Children and Young People representatives</b>
<b>Vacancy</b>		<b>Further Education Representative</b>
<b>Miss Sarah Busby</b>		<b>Secondary Schools Head Teacher Representative</b>
<b>Miss Tracy Cornelius</b>		<b>Primary School Head Teacher Representative</b>
<b>Mr John Hawkins</b>		<b>School Teacher Representative</b>

- l) To re-appoint the following co-opted members to the Wiltshire Pension Fund Committee:**

<b>Name</b>	<b>Representing</b>
<b>Cllr Tim Swinyard</b>	<b>Swindon Borough Councillor (as determined by Swindon Borough Council)</b>
<b>Cllr Steve Allsopp.</b>	<b>Swindon Borough Councillor (as determined by Swindon Borough Council)</b>
<b>Linda Stuart</b>	<b>Employer Representative</b>
<b>Diane Hall</b>	<b>Employer Representative</b>
<b>Stuart Dark</b>	<b>Scheme Member Observer- appointed by Unison</b>
<b>Mike Pankiewicz</b>	<b>Scheme Member Observer- appointed by Unison</b>

- m) To re-appoint the Local Pension Board under the Public Service Pensions Act 2013 and consequent amendments to the Local Government Pension Scheme Regulations 2013 with the terms of reference as set out in the Constitution:**

<b>Name</b>	<b>Representing</b>
<b>Howard Pearce</b>	<b>Independent Chairman</b>
<b>David Bowater</b>	<b>Scheme Member Representative</b>
<b>Barry Reed</b>	<b>Scheme Member Representative</b>
<b>Mike Pankiewicz</b>	<b>Scheme Member Representative</b>

<b>Sarah Holbrook</b>	<b>Employer Member Representative</b>
<b>Cllr Richard Britton</b>	<b>Employer Member Representative</b>
<b>Vacancy</b>	<b>Employer Member Representative</b>

And to note that the decision to appoint to the vacant position of Employer Member Representative will be taken at the meeting of Council in July 2018.

- n) To re-appoint the following co-opted members to the Police and Crime Panel:

<b>Name</b>	<b>Representing</b>
<b>Cllr Alan Bishtop</b>	<b>Swindon Borough Council (as determined by Swindon Borough Council)</b>
<b>Cllr Caryl Sydney Smith</b>	<b>Swindon Borough Council (as determined by Swindon Borough Council)</b>
<b>Cllr Junab Ali</b>	<b>Swindon Borough Council (as determined by Swindon Borough Council)</b>
<b>Cllr Abdul Amin</b>	<b>Swindon Borough Council (as determined by Swindon Borough Council)</b>
<b>Cindy Creasy</b>	<b>Independent co-optee</b>
<b>Chris Henwood</b>	<b>Independent co-optee</b>

- o) To appoint Chairmen and Vice-Chairmen of the following meetings:

<b>Committee</b>	<b>Chairman</b>	<b>Vice-Chairman</b>
<b>Area Planning Committee – Eastern</b>	<b>Mark Connolly</b>	<b>Paul Oatway</b>
<b>Area Planning Committee – Northern</b>	<b>Tony Trotman</b>	<b>Peter Hutton</b>
<b>Area Planning Committee – Southern</b>	<b>Fred Westmoreland</b>	<b>Richard Britton</b>
<b>Area Planning Committee – Western</b>	<b>Christopher Newbury</b>	<b>Jonathon Seed</b>
<b>Audit Committee</b>	<b>Richard Britton</b>	<b>Stewart Dobson</b>
<b>Health and Wellbeing Board (Chairman only)</b>	<b>Baroness Scott of Bybrook OBE</b>	
<b>Licensing Committee</b>	<b>Peter Hutton</b>	<b>Josie Green</b>
<b>Officer Appointments</b>	<b>Baroness Scott of Bybrook OBE</b>	<b>John Thomson</b>
<b>Pension Fund Committee</b>	<b>Tony Deane</b>	<b>Roy While</b>
<b>Staffing Policy Committee</b>	<b>Allison Bucknell</b>	<b>Tony Jackson</b>
<b>Standards Committee</b>	<b>Paul Oatway</b>	<b>Howard Greenman</b>
<b>Strategic Planning Committee</b>	<b>Fleur de Rhé-Philipe</b>	<b>Derek Brown</b>

- p) To note that the Overview and Scrutiny Management Committee, the Scrutiny Select Committees, the Police and Crime Panel and the Area Boards will be asked to elect their respective Chairmen and Vice-Chairmen at their first meeting following the annual meeting of council.
- q) To note that the Appeals Committee does not meet as a formal committee. However, three members who have undergone appropriate training are drawn from its membership to form Appeal Panels to consider and determine various types of appeals. No appointment of chairman or vice-chairman to the committee is therefore necessary. Each panel when convened will elect its own chairman.
- r) That Council appoint the following 6 members to serve as Council representatives on the Dorset and Wiltshire Fire and Rescue Authority:

<b>Conservatives (4)</b>	<b>Liberal Democrat (1)</b>	<b>Independent (1)</b>
<b>Peter Hutton</b>	<b>Bob Jones</b>	<b>Ernie Clark</b>
<b>Christopher Newbury</b>		
<b>Paul Oatway QPM</b>		
<b>Pip Ridout</b>		

*Admin Note: A record of the vote is appended to these minutes.*

### 36 **Proposed changes to the Constitution**

At the invitation of the Chairman, the Cabinet Member for Housing, Corporate Services, Heritage, Arts and Tourism, Councillor Richard Clewer, presented the report which set out proposed changes to sections of Part 2, Part 3, Part 9 and Protocol 11 of the Constitution as recommended by the Standards Committee.

Councillor Clewer proposed, subsequently seconded by Councillor Paul Oatway QPM, Chairman of the Standards Committee, that the recommendations in the report be approved.

In seconding the motion, Councillor Oatway confirmed that the Standards Committee had considered the matters and were content with the proposals.

Matters highlighted in the presentation and debate included: how amendments in relation to planning had been proposed in reaction to new planning regulations; the changes in relation to the Audit committee responsibilities to clarify its functions and those of Scrutiny; whether the impact on the planning officer case-loads from the new regulations could be significant; and how division councillors could be encouraged to attend meetings where they had called-in an application.

At the conclusion of the debate, and upon being put to a recorded vote, the meeting;

#### **Resolved**

- a) To approve changes to Part 3D(3) of the Constitution, as shown in the tracked change document at Appendix 2 to the report; and**
- b) To approve changes to Part 2, Part 3, Part 9 and Protocol 11 of the Constitution, as shown in the document at Appendix 3 to the report.**

*Admin Note: A record of the vote is appended to these minutes.*



## 37 **Annual Report - Overview & Scrutiny**

At the invitation of the Chairman, Councillor Graham Wright presented his annual report in his capacity as Chairman of the Overview and Scrutiny Management Committee. In presenting his report: he the ability of the process to add value to the development of proposals rather than waiting for scrutiny of decisions made; he welcomed the constructive relationship with the administration and highlighted the work in particular: Advertising, Digital Strategy, Adult Social Care Transformation; Special Education Needs; Highways and Street scene. He ended his presentation by thanking all the officers and the councillors for their support in the process, and encouraged all non-executive Councillor to take part.

The Chairman thanked Councillor Wright for his report and proposed, subsequently seconded by Councillor Alan Hill, Vice-Chairman of the Overview and Scrutiny Management Committee, to receive and note the report.

Baroness Scott of Bybrook OBE, Leader of the Council, thanked Councillor Wright for his report, and welcomed the constructive challenge provided by the select committees.

Councillor Ian Thorn Leader of the Liberal Democrat Group, gave thanks to the officers and councillors who work hard to make the system work, and further emphasised the importance that all select committee decisions be made apolitically and be evidenced based.

In response to a question raised by Councillor Graham Payne, Councillor Wright stated that the issues of how consultation is undertaken by the council and its use in decision making was included on the list of issues to be considered in the work programme but had not yet been prioritised for specific action.

At the conclusion of the debate, the meeting unanimously;

### **Resolved**

**To receive and note the Overview and Scrutiny Annual Report.**

## 38 **Salisbury Incident Update**

At the invitation of the Chairman, the Leader of Council and Alistair Cunningham, Corporate Director< Growth, Investment and Place, and the Leader Officer responsible for the Salisbury Recovery group, gave a presentation on the Council's response to the Salisbury incident. In making her presentation, the Leader started by thanking Mr Cunningham and the officers who had acted so professionally to respond to challenges arising,

noting that the Prime Minister had written personally to thank officers for their efforts.

Matters highlighted in the course of the presentation included: the actions taken immediately to the incident, and the plans to respond going forward; the resources drawn upon as part of the response; that Wiltshire Council became the lead agency for recovery from the end of March; the importance given to the economic recovery; the regular feedback received from and given to stakeholders; the lessons learnt on best practice from the actions taken in response; that the Ministerial Recovery Group is chaired by Michael Gove MP, Secretary of State for the Environment, Food and Rural Affairs (DEFRA); how the different partners and the public had been engaged with; the efforts that will be made to market the city for visitors; the paramount role for public health; how people impacted, directly and indirectly, were supported in their physical and mental health; the work undertaken to ensure sites are deemed to be safe; the important role played by the military, and the importance of having had good existing relationships.

Further issues raised included: the financial implications for the recovery; that all sites bar the Skripal house, had been released from the investigation to allow those sites to be cleaned and handed back to owners; the process to ensure that the sites are cleaned and safe, emphasising the thoroughness of the process undertaken by the military; the location of the sites and how the evidence of the relatively risk levels of the sites had been assessed; that the more complex indoor sites would be cleaned last; the work undertaken with central government to make it clear what the assessment of safety was; the work undertaken to trace all those that may have had contact with Skripals; the work particularly with the residents of the road where Mr Skripal lived; the work undertaken with community groups to answer questions to address initial anxieties; the specialist counselling services in place; the extent of the community engagement and the events planned to promote the city; the work done by the City Council and the cultural organisations to encourage visitors; the support given to the businesses directly affected and the economy in general; the impact on the number of visitors; the decisions made on parking and park-and-ride and the revisions to that strategy; the funding received from central government to support local agencies; the social media and website communication undertaken.

The Leader concluded the presentation with a request that the meeting show their thanks to all those that had supported and the four people seriously affected in their recovery.

Following the round of applause, the Chairman invited any questions and statements from the meeting.

Councillor Ian Thorn stated that he agreed with a lot of said already, thanking the councillors and officers on their response the incident, and welcomed the

appointment of the new Cabinet member to provide a further continuing focus on the work.

Councillor Ricky Rogers thanked all those involved dealing with the unknown and dealing well in a difficult situation, and stated that he believed the response had shown best of how local government can work with partners. He congratulated the Leader of Wiltshire Council and Salisbury City Council for working together. Furthermore he welcomed the earlier decision regarding parking, and encouraged more people to visit the city.

Councillor Mary Douglas commented that people in the city had responded well to the incident, and made reference to the events promoted by churches and the cathedral.

Councillor Atiquel Hoque thanked officers and the team for responding quickly to local business's needs.

Councillor Jerry Kunkler thanked officers for the professional and reassuring presence, and encouraged councillors to visit the city and support events held there.

Councillor Christopher Devine commended the job undertaken by all the agencies, and encouraged the opportunity to review how well the cooperation with agencies had done, referring to the importance of to communication with local division members in particular to help reassure the public.

Councillor Mathew Dean stated that he was personally pleased to see that city has responded with great resilience and stoicism, praising the work of the officers and councillors. He emphasised the ongoing impact on the economy, and congratulated the council for responding quickly on business rate relief and providing real support to businesses and staff. He concluded by emphasising that the city was open for business and encouraged all to come and visit.

Councillor Ian McLennan welcomed the efforts to promote a positive image of the city now that the eyes of the world were on it, and commended the leadership shown by officers and councillors.

Councillor Brain Dalton thanked the Leader and Wiltshire Council for the commitment shown to Salisbury. He stated that visitors were still coming to the city and more should be encouraged.

In response to some of the questions raised, the Leader stated that: plans for the redevelopment of the Maltings would be considered in due course and that the council was looking to work in particular with heritage and cultural partners to strengthen what Salisbury already had to offer visitors; that some discussion with businesses about support given may have taken place with central company offices where those shops were part of a national chain, but that officers had been making regular personal contact with businesses affected;

that there could be an opportunity to review the lessons learnt from the incident, and that she personally wanted to use it as a catalyst to improve and develop the city.

At the conclusion of the item, the meeting;

**Resolved**

**To note the update.**

### 39 **Notices of Motion**

The meeting considered the following motion:

### 40 **Notice of Motion No.7 - The Use of Plastic Waste in Road Repairs, Re-Surfacing and Construction**

At the invitation of the Chairman, Councillor Brian Mathew proposed the motion which was subsequently seconded by Councillor Steve Oldrieve. In moving his motion, Councillor Mathew highlighted: the impact of plastic waste on the environment; the opportunities to use waste plastic in road repair and the examples of its use around the world and within the UK; and the opportunities for cost savings.

In response to the motion, Councillor Bridget Wayman, Cabinet Member for Waste and Highways stated: that whilst she welcomed the opportunity to reduce waste plastic she was cautious about the use of recycled materials such as these in road repair due to durability. In conclusion, she argued that the matter should be referred to the Overview and Scrutiny Management Committee for further consideration.

Having been proposed by the Chairman and seconded by the Vice-Chairman, the motion was referred to the Overview and Scrutiny Management Committee.

Upon being put to a recorded vote, the meeting;

**Resolved**

**To refer the motion to the Overview & Scrutiny Management Committee**

*Admin Note: A record of the vote is appended to these minutes.*

### 41 **Councillors' Questions**

The Chairman reported receipt of six questions for the meeting from Councillors, details of which were circulated in Agenda Supplement One.

Councillors were then permitted to each ask one relevant supplementary question per question submitted and where they did so, the relevant Cabinet

member responded as summarised below:

1. 18-03 Councillor Ernie Clark 19/04/18 Written Officer employment – Companies to Councillor Richard Clewer

In reply to a supplementary question, Councillor Clewer stated that he did not want to breach personal confidentiality by identifying individuals; that it was common practice for contractors to create their own company to sell their services; and that contractors tended to be employed to deliver specialist services for short periods of time but that these were occasionally extended when required.

2. 18-04 Councillor Edward Kirk 24/04/18 Written Council car parking to Councillor Bridget Wayman

Councillor Kirk thanked Councillor Wayman for the written response.

3. 18-05 Councillor Ian Thorn 30/04/18 Written Employment and community skills team to Councillor Richard Clewer

In reply to a supplementary question, Councillor Clewer stated that it may be more appropriate to discuss at the Staffing and Policy Committee about what further opportunities there are to support those with additional needs in employment,

4. 18-07 Councillor Ian Thorn 30/04/18 Written Market value outdoor education centres to Councillor Toby Sturgis/Councillor Laura Mayes

In reply to a supplementary question, Councillor Sturgis stated that in order to value a piece of land, a clear idea of what the intended use of that land would be needed to be established.

5. 18-10 Councillor Ian Thorn 12/05/18 Payments for nondisclosure to Councillor Richard Clewer

In reply to a supplementary question, Councillor Clewer stated that the money paid to former employees since 2009 in relation to 57 agreements was £720,208 since 2009.

6. 18-11 Councillor Ian Thorn 12/05/18 Whipping (votes) to Councillor Richard Clewer

In a verbal response, Councillor Clewer stated that when Overview and Scrutiny Committees were introduced in 2000, guidance from the Secretary of State recommended that party political whipping should not take place, and he confirmed that the administration supports this approach to strengthen the evidence based approach to decision making.

**42 Minutes of Cabinet and Committees**

The Chairman moved that Council receive and note the minutes as listed in the separate Minutes Book and this was duly seconded by the Vice-Chairman.

The Chairman then invited questions from members on points of information or clarification on the above minutes and gave the Chairmen of those meetings the opportunity to make any important announcements on the work of their respective Committees.

**Resolved**

**That the minutes be received and noted**

**43 Urgent Executive Decisions taken by Cabinet**

The Chairman noted that there were no urgent executive decisions taken by Cabinet in the period 1 May 2017 – 30 April 2018.

(Duration of meeting: 10.30 am - 1.38 pm)

The Officer who has produced these minutes is Will Oulton, of Democratic & Members' Services, direct line 01224 713935, e-mail [william.oulton@wiltshire.gov.uk](mailto:william.oulton@wiltshire.gov.uk)

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