

19<sup>th</sup> July 2005

## **MEETING OF THE COUNCIL**

**A MEETING OF KENNET DISTRICT COUNCIL** will be held in the Council Chamber, Browfort, Devizes at 2.15pm on **Tuesday 26<sup>th</sup> July, 2005** to which all Members are summoned to attend for the transaction of the business specified in the agenda below.

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Solicitor to the Council

Browfort  
Bath Road  
Devizes  
Wiltshire

To: All Members of Kennet District Council

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### **AGENDA**

All enquiries on this agenda should be directed to  
Phillip Hamilton, Tel. 01380 724911 extension 614

#### **THE MEETING WILL OPEN WITH A PRAYER**

##### **Part 1**

**Items to be considered whilst the meeting is open to the public**

##### **1. MINUTES**

To approve as a correct record and authorise the Chairman to sign the minutes of the Annual Meeting of the Council held on 10<sup>th</sup> May 2005, copy attached for Members and Officers.

##### **2. APOLOGIES FOR ABSENCE**

### **3. DISCLOSURES OF INTEREST**

To receive any disclosure of interest by a Councillor or an officer in matters to be considered at this meeting, in accordance with the provisions of Sections 94 or 117 of the Local Government Act 1972 or the Kennet Code of Conduct.

If in doubt, Members are asked to seek advice from the Chief Executive, Solicitor to the Council or the Democratic Services Section prior to the meeting.

### **4. ANNOUNCEMENTS FROM THE CHAIRMAN OF THE COUNCIL, LEADER OF THE COUNCIL OR CHIEF EXECUTIVE**

### **5. QUESTIONS BY MEMBERS OF THE PUBLIC**

Under the provisions of Council Procedure Rule no. 9. to deal with any relevant questions from members of the public.

Anyone wishing to ask a question should contact the Democratic Services Section, Tel: 01380 724911. Advice to the public and a leaflet about the scheme is available from the Democratic Services Section.

### **6. MINUTES OF COMMITTEE MEETINGS**

To receive the minutes, including any recommendations, of the meetings of the following Committees (copies attached for Members and Officers) and to take such action and make decisions as may be required arising therefrom.

<u>Meeting</u>	<u>Meeting date</u>
Community Development Executive	7 <sup>th</sup> June 2005
Planning Policies Executive Committee	26 <sup>th</sup> May 2005
Resources Executive	28 <sup>th</sup> June 2005
Overview & Scrutiny Management Board	12 <sup>th</sup> July 2005
Regulatory	21 <sup>st</sup> April, 3 <sup>rd</sup> May (site meeting) 19 <sup>th</sup> May, 9 <sup>th</sup> June and 30 <sup>th</sup> June.
Human Resources	16 <sup>th</sup> June 2005

## **7. NOTICE OF MOTION – COUNCIL PROCEDURE RULE NO. 11**

In accordance with Council Procedure Rule No. 11, Councillor G Brewer, supported by Councillor N D Carter, has submitted the following Notice of Motion:

**THAT:-** Kennet District Council

1. Recognizes that microgeneration (that is the generation of energy by householders installing micro-units in their own homes) is a new and exciting way of helping to deal with energy problems and of engaging and involving people as consumers and citizens in important issues of climate change and reducing carbon dioxide emissions.
2. Looks forward to the Government's microgeneration strategy due to be published later this year under section 82 of the Energy Act and hopes that the Government will set challenging but achievable targets for microgeneration overall and for the different methods of microgeneration (such as micro-wind, micro combined heat and power (CHP), solar thermal and photovoltaics) as have been called for by the Micropower Council.
3. In particular, welcomes the introduction of the Microgeneration Bill into Parliament by Alan Simpson MP (Labour), Andrew Stunell MP (Lib Dem) and peter Ainsworth MP (Conservative) on 7<sup>th</sup> April, noting that it will
  - a) Require the Government to set national targets;
  - b) Enable local authorities to set such targets as they deem appropriate;
  - c) Extend permitted development status to the installation of microgeneration subject to specifying safeguards relating to visual and noise effects;
  - d) Require utility companies to purchase at a reasonable rate any surplus electricity generated by householders via microgeneration;
  - e) Require future revisions of Building Regulations to consider the desirability of promoting microgeneration in new buildings as appropriate; and
  - f) Enable householders who generate electricity by microgeneration to have access to "renewables obligation certificates".

**And therefore resolves to**

1. Support for the Bill and
2. Urge the Government to support the Bill;and
3. Urge local MPs to be present in Parliament to back this Bill when it is debated in the House of Commons; and
4. Inform the local press and Micropower Council of this resolution.

**Note:-** In accordance with Council procedure Rule No. 11, once moved and seconded, the matter will automatically stand referred to Community Development Executive Committee for consideration and report.

## **8. RECYCLING**

To consider the attached report of the Director of Resources for a capital programme supplementary estimate for recycling in the current year. Copy attached (pages 6 to 13)

Background papers – none

## **9. BEST VALUE PERFORMANCE PLAN**

To consider report C/12/05 by the Policy Support Manager concerning the Sixth Annual Best Value Performance Plan. Copy attached (pages 14 to 15)

Members are requested to refer to the Best Value Performance Plan circulated to them at the beginning of July and to bring this to the meeting.

Background papers - none

## **10. LOCAL GOVERNMENT ACT 1972 SECTION 85(1) – COUNCILLOR DR J P M REID**

Members will all be aware of the current period of ill health being experienced by Councillor Dr Reid. Because of this it is possible that he will become disqualified as a Councillor for failing to attend a meeting for a continuous period of six months starting with his last attendance at Council on 19<sup>th</sup> April 2005.

Under the terms of section 85(1) of the Local Government Act 1972 the Council may pass a resolution that in the circumstances of the councillor's illness and inability to attend the six months rule shall not apply.

Although the six months will not expire until 19<sup>th</sup> October 2005 unless this meeting passes such a resolution it will be too late to do so at the meeting scheduled for 25<sup>th</sup> October 2005.

### **RECOMMENDED:**

That the Council approve by reason of illness the failure of Councillor Dr J P M Reid to attend meetings for the period up to 19<sup>th</sup> October 2005 after which the six-month attendance rule will again begin to run.

**PART 2**

**Items during whose consideration it is recommended that the public  
should be excluded due to the likelihood that exempt  
information would be disclosed**

**None**

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**MEMBERS ARE REQUESTED TO SIGN THE ATTENDANCE REGISTER**

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