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THE PRESS AND PUBLIC ARE WELCOME TO ATTEND THE MEETING

Minutes of the Council Meeting held on Tuesday 25th April 2006 at the Council Offices, Monkton Park, Chippenham, commencing at 7.00pm.

Present:

Chairman.....Councillor C. Crisp

Councillors D.B. Allen, P.G. Allnatt, H.R. Barton, N.S. Bryant, A.M. Bucknell, C. R. Coleman, D. Darby, A.L. Davis, P.R. Davis, H.M. Dixon, K.A. Dixon, S.K. Doubell, D.J.E. Evans, P.J. Goldstone, P.G. Green, V.H. Greenman, G.R. Greenaway, M.E.M. Groom, M.P. Hatton, I.J. Henderson, R.J. Henning, J.R. Ireland, A.S.R. Jackson, R.B. MacGregor, S.D. Meadows, D.M. Moore, T.J.A. Northey, C. O’Gorman, G. Offord, N.M. Phillips, J.M. Read, C. Reid, J.H. Rooke, J.A. Scott, S. L. Scruton, T.R. Sturgis, O.J. Thomas, J.P.S.S. Thomson, R.L. Tonge, A.J. Trotman, S.R. Walls, C. Wannell, J. Webb, M.J. West and J.M. Wood.

Officers Present: D. Burbidge (Chief Executive), P. Jeremiah (Team Leader Legal Services), W. Oulton (Policy & Democratic Services Officer). L. Bell (Strategic Manager Community & Environment), S. Pangbourne (Strategic Manager Corporate Services), J. Watling (Team Leader Policy & Democratic Services)

C95. Apologies for Absence

Apologies were received from Councillors T.A.P. Briggs, H.T. Jones. N.T. Maidment and P.S. Roberts

C96. Minutes

The Minutes of the Council meeting held on 21st February 2006 were considered.

Resolved that the Minutes of the Council meeting held on 21st February 2006 be confirmed and signed as a correct record



C97. Declarations of Interest

The following declarations of interest were made:

Name	Item	Type	Nature	Action
P.G. Allnatt	Item 9 – Parish Boundary Review	Personal	Chippenham Town Councillor	Remained in Chamber
D.B. Allen	Item 9 – Parish Boundary Review	Personal	Chippenham Town Councillor	Remained in Chamber
N.S. Bryant	Item 9 – Parish Boundary Review	Personal	Entered into S106 agreement with authority	Remained in Chamber
D. Darby	Item 9 – Parish Boundary Review	Personal	Entered into S106 agreement with authority	Remained in Chamber
P. R. Davis	Item 9 – Parish Boundary Review	Personal	Corsham Town Councillor	Remained in Chamber
S.K. Doubell	Item 9 – Parish Boundary Review	Personal	Chippenham Town Councillor and married to a Langley Burrell Parish Councillor	Remained in Chamber
P.G. Goldstone	Item 9 – Parish Boundary Review	Personal	Malmesbury Town Councillor	Remained in Chamber
G.R. Greenaway	Item 9 – Parish Boundary Review	Personal	Purton Parish Councillor	Remained in Chamber
M.P. Hatton	Item 9 – Parish Boundary Review	Personal	Cricklade Town Councillor	Remained in Chamber
I.J. Henderson	Item 9 – Parish Boundary Review	Personal	St Pauls Malmesbury Without Parish Council	Remained in Chamber
R.J. Henning	Item 9 – Parish Boundary Review	Personal	Chippenham Town Councillor	Remained in Chamber
J.R. Ireland	Item 9 – Parish Boundary Review	Personal	Calne Town Councillor	Remained in Chamber
A.S.R. Jackson	Item 9 – Parish Boundary Review	Personal	Corsham Town Councillor	Remained in Chamber
G. Offord	Item 9 – Parish Boundary Review	Personal	Corsham Town Councillor	Remained in Chamber

C. O’Gorman	Item 9 – Parish Boundary Review	Personal	Calne Town Councillor	Remained in Chamber
N.M. Phillips	Item 9 – Parish Boundary Review	Personal	Chippenham Town Councillor	Remained in Chamber
J.H. Rooke	Item 9 – Parish Boundary Review	Personal	Chippenham Town Councillor	Remained in Chamber
A.J. Trotman	Item 9 – Parish Boundary Review	Personal	Calne Town Councillor	Remained in Chamber
J.M. Wood	Item 9 – Parish Boundary Review	Personal	Chippenham Town Councillor	Remained in Chamber

C98. Chairman’s Announcements

The Chairman made the following announcements:

“(A) Monthly newsletter trial

To increase awareness of what the Council is delivering a monthly newsletter is being trialed. The newsletter, unlike the existing *Improving North Wiltshire* will not be distributed door to door but will be available from libraries, tourist information centres, leisure centres and town halls across the district. It is also available electronically on the website. The newsletter will be trialed for 3 months and will be evaluated based on the number picked-up, feedback received and views sought. We welcome your views on the newsletter as the trial will help the team to decide the most useful and effective method for communicating with local people.

(B) Wiltshire Community Web

A new county wide web initiative was launched on Monday and will mean that community groups, small businesses and others could set up their own website in less than an hour free of charge. The Wiltshire Community Web is a portal site from where visitors will be able to access a range of sites for community groups, small businesses, charities, councillors and schools. If you know of a group who would benefit from having their own site, get them to check it out!

(C) Charter Mark Awarded

Some of you may be aware that the Customer Contact Team in Customer Services was recommended to receive a Charter Mark Award. Formal notification of this award was received last week. The Award is for the service provided by the Customer Contact Team at the front of house and in the call centre/switchboard and was based on how the team performs in speaking to customers. Feedback from the Award assessor highlighted a very good service delivered by highly skilled customer focused staff.

Congratulations to the Customer Contact Team - well done!”

C99. Public Question Time/Receipt of Petitions

The following question in connection with the Parish Boundary Review was received from Mrs Lendon:

- 1) Will Councillors consider the consequences of the increase in Council Tax in their decision?
- 2) Why did North Wiltshire District Council not send a questionnaire to all affected residents? A note could have gone out with the recent Council Tax requests.
- 3) Does this Council consider that the recent edition of the town circular sent by the Town Council should have only gone out to the residents of Cepen Park North & South?

The Chairman of the Personnel, Licensing & Administration Committee Councillor D.M. Moore responded as follows:

- 1) The effect of proposals on Council Tax is specifically excluded from the deliberation process;
- 2) The Council consulted with community representatives such as the Parish and Town Councils. The Council could not have consulted through the Council Tax leaflet as that would have been too late.
- 3) The District Council has no control over what the Town Council does.

C100. Question Time

There were no questions submitted under this item.

C101. Local Government and Housing Act 1989 – Allocation of Seats

Consideration was given to Report No.7 (circulated with the agenda) which advised the Council regarding the allocation of seats to political groups changes following the by-election in the Lyneham and Bradenstoke Ward.

Resolved that the proposed allocation of seats is as follows:

Committee	Liberal Democrat	Conservative	Labour	Independent	<i>Total</i>
Appeals	3	3			6
Appointments	3	3			6
Development Control	9	8			17
Final Accounts	2	2	1		5
Overview & Scrutiny	5	5		1	11
Personnel, Licensing & Administration	4	4			8
TOTAL	26	25	1	1	53

C102. Appointments to the Councils Standing Committees

Consideration was given to Report No.8 (circulated with the agenda) which amended the membership of the Council's Committees due to the result of the by-election in the Lyneham and Bradenstoke Ward taking into account the nominations of the Political Groups as required by law.

Resolved

That Councillor M.E.M Groom be replaced by Councillor M.P. Hatton on the Development Control Committee; and

That Councillor S.D. Meadows be appointed to the Overview & Scrutiny Committee.

C103. Parish Boundary Review

13th March 2006, the Personnel, Licensing & Administration Committee considered the Parish Boundary Review and made recommendations to Council. (Minute P78 refers).

Councillor T.J.A. Northey proposed and Councillor H.R. Barton seconded the following amendment to the recommendation:

That a Cepen Park Parish Council be created coterminous with the boundaries of the District Wards of Cepen Park North & South.

In accordance with Council Procedure Rule Number 21.4 a recorded vote was requested. On the motion being out to the vote the following members voted in favour of the motion: Councillors H.R. Barton, N.S. Bryant, A.M. Bucknell, C. Crisp, P.G. Green, G.R. Greenaway, V.H. Greenman, M.E.M. Groom, I.J. Henderson, J.R. Ireland, S.D. Meadows, T.J.A. Northey, N.M. Phillips, J.A. Scott, S.R. Scruton, T.R. Sturgis, J.P.S.S. Thomson, R.L. Tonge, A.J. Trotman and C. Wannell.

The following members voted against the motion: Councillor D.B. Allen, P.G. Allnatt, C.R. Coleman, D. Darby, P.R. Davis, H.M. Dixon, K.A. Dixon, S.K. Doubell, D.J.E. Evans, P.J. Goldstone, M.P. Hatton, R.J. Henning, A.S.R. Jackson, R.B. MacGregor, D.M. Moore, C. O'Gorman, G. Offord, J.M. Read, C. Reid, J.H. Rooke, O.J. Thomas, S.R. Walls, J. Webb, M.J. West and J.M. Wood.

The motion was therefore declared lost.

The original recommendations from the Personnel, Licensing & Administration Committee were put to the vote.

Resolved

- (1) Chippenham be extended to include Cepen Park as far as the line of the bypass, land currently within Chippenham Without and Langley Burrell Parishes, and also including the properties on the eastern side of Malmesbury Road currently in Langley Burrell.
- (2) The land to east of the railway line from Corsham be transferred from Corsham to Chippenham.

- (3) The Chippenham Town Council boundary be extended to the east of the town as requested by the Town Council.
- (4) The Calne Town Council boundary be extended to the north and west to the line of the bypass on the proviso that arrangements are coterminus with the District Wards Review and that an extra Councillor be provided for the Lickhill Ward.
- (5) The Dalgety industrial land to the south of Calne be included within Calne on the proviso that arrangements are coterminus with the District Wards Review and that an extra Councillor be provided for the Lickhill Ward.
- (6) That the High Street, Corsham remain in the Pickwick Ward with the proviso that arrangements should be coterminus with the District Wards Review.
- (7) The boundary line between North Wraxall and Nettleton be moved from the centre line of the road to the northern (Nettleton) side.
- (8) The boundary at Ford between North Wraxall and Castle Combe be extended eastwards to include Bybrook Barn.
- (9) The boundary between Kington St Michael and Stanton St Quintin be amended in order to follow the line of the M4 more regularly.
- (10) The boundary between Compton Bassett and Cherhill be moved to include the Jugglers Lane / Nolands area.
- (11) Upper Lodge, Cherhill be included in Cherhill parish rather than Compton Bassett.
- (12) The boundary between Lyneham and Hilmarton be amended to follow the line of the airfield perimeter.
- (13) Lyneham parish be extended northwards into Dauntsey parish.
- (14) The boundary between Lyneham and Tockenham be “rounded off”.
- (15) The number of Purton Parish Councillors be changed from 15 to 12.
- (16) That the area of Langley Burrell and Chippenham Without proposed to be transferred to Chippenham Town Council, subject to any Town Wards changes proposed by the Electoral Commission in the District Review, be represented by two Councillors on Chippenham Town Council.

- (17) That the remaining areas of Chippenham Without Parish Council and Langley Burrell Parish Council each be represented by 5 Parish Councillors.

C104. District Boundary Review

Consideration was given to Report No.10 (circulated with the agenda) which recommended a response to the Electoral Commissions proposals.

The text of suggesting proposed amendments was circulated to the meeting in the following terms at the request of Councillor G. Offord and C. O’Gorman:

“Chippenham – support appendix B from Chippenham TC (split park and cepen park north) – but add to these the rest of the proposals from Chippenham TC – i.e. split proposed Redland to 2 single member wards with the redrawing of boundaries with new Avon to facilitate this (net nil impact on Avon) and transfer part of Hillrise to Park to take account of proposed new housing at Westinghouse.

Corsham – Oppose the Appendix C and stick to commission proposals for 3 member Corsham/Lacock.

Corhsam – Pickwick – confirm required that Pickwick includes all the new housing in Katherine Park. Support Appendix D to take Biddestone out of Pickwick.

Lyneham/Calne Without – support appendix E idea of retaining 2 member Lyneham ward BUT leave Hilmarton parish in the Calne Area NOT in.

Malmesbury – support 2 member ward of just Malmesbury parish (NOT 2 single member wards)

Purton & Minety – there is no alternative to the proposed 3 member ward except a minor alteration to take Oaksey out and add back to the rural wards around Malmesbury.”

Councillor R.J. Henning proposed and P.G. Allnatt seconded an addition to the proposals at Appendix B to the effect that:

That support be given to the remaining proposals from Chippenham Town Council namely to split the proposed Redland Ward into 2 single member wards with redrawing boundaries with new Avon Ward to facilitate this, with a nil net impact on the Avon Ward, and transfer part of the Hillrise Ward to the Park Ward to take account of proposed new housing in Westinghouse.

Councillor J.A. Scott proposed that the words ‘in Westinghouse’ be replaced by the word ‘growth’.

With the consent of the Councillors Allnatt and Henning this was adopted into the motion.

Councillor T.R. Sturgis proposed that the two single member wards be named Redland and Audley respectively.

With the consent of the Councillors Allnatt and Henning this was adopted into the motion.

Having been put to the vote the following motion was passed:

Resolved that support be given to the remaining proposals from Chippenham Town Council namely to split the proposed Redland Ward into 2 single member wards with redrawing boundaries with new Avon Ward to facilitate this, with a nil net impact on the Avon Ward, and transfer part of the Hillrise Ward to the Park Ward to take account of proposed new housing growth and that the two single member wards be named Redland and Audley respectively.

Councillor G. Offord proposed and Councillor C. O’Gorman seconded the following motion:

That the proposals detailed in Appendix C of the Report be opposed and that support be given to the Commission proposals for a 3 member Corsham/Lacock Ward.

Having been put to the vote the motion was lost. It was recorded that Councillor A.S.R. Jackson abstained.

Councillor H.M. Dixon proposed and Councillor G.R. Greenaway seconded that the original submission to the Electoral Commission in respect of Purton & Minety be supported in opposition to the proposed 3 member ward.

Having been put to the vote the amendment was carried,

Councillor C. Crisp proposed and Councillor P.R. Davis seconded the recommendations contained in the Report incorporating the amendments. Having been put to the vote the motion was carried as follows:

Resolved the Council is recommended to advise the Electoral Commission that

- (a) the opportunity to base the new District Wards on the recognised County Community Areas has been missed,
- (b) the present parish review is recommending a number of changes to parish boundaries, and
- (c) the Council recommends amending the draft proposals in the following areas:

2.1.1 Calne Town Council (see appendix A)

2.1.2 Chippenham Town Council (see appendix B) and that support be given to the remaining proposals from Chippenham Town Council namely to split the proposed Redland Ward into 2 single member wards with redrawing boundaries with new Avon Ward to facilitate this, with a nil net impact on the Avon Ward, and transfer part of the Hillrise Ward to the Park Ward to take account of proposed new housing growth and that the two single member wards be named Redland and Audley respectively.

- 2.1.3 Lacock and parts of Corsham (see appendix C)
- 2.1.4 Biddestone (see appendix D)
- 2.1.5 Lyneham and Calne Without (see appendix E)
- 2.1.6 Malmesbury Town (see appendix F)
- 2.1.7 Minety and Purton ward that the original submission to the Electoral Commission be supported in opposition to the proposed 3 member ward.

- (d) That the Team Leader Policy & Democratic Services be authorised, in consultation with the Chairman of the Personnel, Licensing & Administration Committee, to make any amendments as necessary to the evidentiary submission consequential to the decision of Council.

Admin Note: Councillor C. Reid left the Chamber following the announcement of her resignation from the Executive.

C105. Annual Treasury Management and Investment Strategy 2006/07

At its meeting on 9th March 2006, the Executive considered the Annual Treasury Management and Investment Strategy 2006/07 and made recommendations to Council (Minute E195 refers)

Resolved that

- (1) The actions proposed within the Treasury Management Statement (outlined in Section 5 of the report) be approved.
- (2) The Investment Strategy (outlined in paragraphs 6.4 to 6.9 of the report) be approved.

C106. First Revision of the Local Development Scheme 2006 - 2009

Consideration was given to Report No.12 (circulated with the agenda) which presented a Revised Local Development Scheme for approval to submit to the Secretary of State. This follows consideration by the Public Spaces and Local Plans Panel and the Executive in the period November 2005 to March 2006. The report also includes the response of the Government Office of the South West to the proposed revised LDS which has been amended in the light of their views.

Resolved that

- (1) the Council approve the First Revised Local Development Scheme 2006 – 2009 as attached in Appendix A for submission to the Secretary of State

Admin Note: Councillor H.M. Dixon stated that a written response be given to Councillor T.R. Sturgis's questions regarding page 49 and 50 on the agenda.

C107. Corporate Business Plan 2006/09

Consideration was given to Report No.13 (circulated with the agenda) which set out the Corporate Plan 2006/09.

Resolved

- 1) That Council approve the Corporate Business Plan 2006/09.
- 2) That the performance information set against each priority be subject to confirmation and will be completed to allow publication in June, linked to the Best Value Performance Plan.
And
- 3) That the words 'including provision of services through Leisure Centres' be included at the end of bullet point one under the heading Key Actions 2006/07 in Priority 7: Healthy Lifestyles.

Admin Note: Councillor C. O'Gorman stated that written answers would be given to questions raised regarding the mechanisms to identify the needs of urban and rural communities and the progress made at Churchill Close.

C108. Policy and Budget Framework

Consideration was given to Report No.14 (circulated with the agenda) which set out proposals for revising the corporate policy and budget framework, to improve the robustness of the process and the inclusiveness of the linked consultation.

Resolved that

- (1) Council approve the revised Policy and Budget Framework as set out in Appendix 1 to this report.
- (2) Council note the revised Framework will commence in June 2006 and be used to guide the development of the Corporate Plan and Budget for 2007/08.
- (3) the Budget and Strategic Planning Working Group include a member of the Overview and Scrutiny Committee.
- (4) the State of the Area Debate be removed from the Constitution.
- (5) Council request that the Overview and Scrutiny Committee comment on the effectiveness of the revised framework, with a view to making any necessary further improvements for the following year.

C109. Standards Committee – Independent Members

Consideration was given to Report No.15 (circulated with the agenda) which considered extending the terms of office of the two Independent Members of the Standards Committee.

Resolved that the term of office of each of the Independent Members of the Standards Committee be extended for a period of 12 months.

C110. Constitution – Deputy Leader

Consideration was given to Report No.16 (circulated with the agenda) which considered amending the Constitution to accommodate the appointment of more than one Deputy Leader.

Resolved to amend the Constitution to make provision for the appointment of more than one Deputy Leader, and, if more than one Deputy Leader is appointed, that the Deputy Leader's allowance be shared equally between holders of the position.

C111. Use of Monkton Park Meeting Rooms by Political Parties

Consideration was given to Report No.17 (circulated with the agenda) which set out clear guidelines for all members regarding the appropriate use of the Council's meeting rooms.

Resolved that Council notes and agrees the protocol outlined in section 4.2 of the report.

C112. Members Allowances 2006 – 07

Consideration was given to Report No.18 (circulated with the agenda) regarding the Members Allowance Scheme for the Municipal Year 2006-07.

Resolved

- (1) that the Members Allowances Scheme for the Municipal Year 2006-07 as set out in Appendix One and Appendix Two be adopted;
- (2) that the Remuneration Panel be convened to allow Members to submit proposal to the Panel.

C113. Urgency Decisions

Consideration was given to Report No. 19 (circulated with the agenda) which informed the Council of Key Decisions taken by the Executive in circumstances of special urgency since 22nd November 2005.

Resolved that the report be noted.

C114. Questions from Councillors – Council Procedure Rule 14

The following question from Councillor R.L. Tonge was circulated at the meeting:

“Will the Leader tell us if the individual who leaked the information about NWLL has been identified and if so what disciplinary action has been taken.”

The following answer from Councillor C. O’Gorman was circulated at the meeting:

“No, we are unable to identify the leak.”

C115. Notices of Motion – Council Procedure Rule 15

Consideration was given of the motions detailed in Report No. 21 regarding Chippenhan Hospital.

Resolved to defer consideration of the motions to the meeting of Council in June 2006.

C116. Exclusion of Press and Public

“That under Section 100A(4) of The Local Government Act, 1972, the public be excluded from the remainder of the meeting on the grounds that the following item of business involves the likely disclosure of exempt information as defined below and that the public interest in maintaining the exemption outweighs the public interest in disclosing the information:

Agenda item/Report name	Paragraph of the Act / Schedule describing the exemption
Agenda Item 23 – Buildings at Risk – Authority to Acquire Property Under Section 47 Planning (Listed Buildings And Conservation Areas) Act 1990	Paragraph 3

C117. Buildings at Risk – Authority to Acquire Property Under Section 47 Planning (Listed Buildings and Conservation Areas) Act 1990

Consideration was given to Report No. 23 (circulated with the agenda) which related the actions taken to date in respect of the identified building at risk and sought

authority for the making of a Compulsory Purchase Order in respect of the property. An addendum paper replacing the information in paragraph 6 – Financial implications was circulated at the meeting.

Resolved

- (1) that the recommendations in paragraphs 2.1, 2.2 and 2.3 in the report be approved;
- (2) that all powers and duties exercisable by the Council relating to the preservation of listed buildings, as set out in paragraphs 27 – 31 of the Local Authorities (Functions and Responsibilities) (England) Regulations 2000 and the making of compulsory purchase orders be delegated to the Development Control Committee.
- (3) that consideration of recommendation (5) be deferred to be the subject of a further report at the appropriate time.

The meeting ended at 10.15 pm.
There were 6 members of public present.

Signed

Date.....