

Draft Minutes of the Meeting of the Executive held on Thursday 30th August 2007 in the Council Chamber, Council Offices, Monkton Park, Chippenham commencing at 7.00pm.

Present: Councillor R. L. Tonge in the Chair

Councillors R.M.H, Berry, A.M. Bucknell, R.A. Causer, V.H. Greenman, T.R. Sturgis and V.A. Vines

Non-Executive Councillors Present:

Councillors S. Bodman, C.J. Caswill, C. Crisp, S.K. Doubell, P. Doyle, M.E.M. Groom, J. Hartless, I.J. Henderson, P.J. Hutton, H.T. Jones, J. Lay, E. Marston, A. Phillips, N.M. Phillips, B. Roberts, P. Roberts, M.L. Singlehurst, S.J. Still, J.P.S.S. Thomson

Officers Present: D. Burbidge (Chief Executive), P. Jeremiah (Legal Services Team Leader), and L. Pullin (Policy and Democratic Services Assistant)

E45. Apologies for Absence

Apologies for absence were received from Councillor C.V. Ramsey.

E46. Public Question Time/Receipt of Petitions

There were no public questions nor petitions received.

E47. Questions from Non-Executive Councillors

There were no questions from Non-Executive Councillors received.

E48. Minutes

The Minutes of the meeting of the Executive held on 12th July 2007 (circulated with the Agenda) were considered.

Resolved that the Minutes of the meeting of the Executive held on 12th July 2007 be confirmed and signed as a correct record.

E49. Declarations of Interest

The following declarations of interest were made:



Executive Members

Name	Item	Type	Nature	Action
Councillor A.M. Bucknell	Agenda Item 12 – Wootton Bassett Rugby Club	Personal	Former member of Wootton Bassett Rugby Club	Remained in the Chamber during consideration of this item
Councillor T.R. Sturgis	Agenda Item 12 – Wootton Bassett Rugby Club	Personal	Wiltshire County Councillor	Remained in the Chamber during consideration of this item

Non-Executive Members

Name	Item	Type	Nature	Action
Councillor P. Doyle	Agenda Item 12 – Wootton Bassett Rugby Club	Personal	Wootton Bassett Town Councillor	Remained in the Chamber during the consideration of this item
Councillor A. Phillips	Agenda Item 14 – Land Adjoining 67 Parliament Street, Chippenham	Personal	Nominal Shareholder of Westlea Housing Association	Remained in the Chamber during consideration of this item
Councillor N.M Phillips	Agenda Item 14 – Land Adjoining 67 Parliament Street, Chippenham	Personal	Nominal Shareholder of Westlea Housing Association	Remained in the Chamber during consideration of this item

E50. Leader's Announcements

The Leader made the following announcement:

Agenda Item 14 – Land Adjoining 67 Parliament Street, Chippenham

Mr Gelati, the owner of this site has requested permission to address the Executive before the discussion of this item. I propose to hear his statement prior to Agenda Item 11 which is the exclusion of the press and public for the remainder of the meeting.

I will then hear from any Non Executive Councillors who wish to address the Executive and then proceed to proposing that the press and public be excluded from the remainder of the meeting. Agenda Item 14 will then be considered as the first exempt item, that is before the Wootton Bassett Rugby Club.

E51. Revenue Budget Monitor 2007/08 – Month 3

Consideration was given to Report No. 7 (circulated with the Agenda), which set out the Revenue Budget Monitor for Month 3 of the 2007/08 financial year, showing the financial position at the end of June 2007 and setting out anticipated variations in income and expenditure that could impact on the Council by the end of the financial year.

Issues discussed during consideration of this item included:

- That progress was being achieved on the budget monitor improvements previously highlighted;
- That the Council's capital programme was being carefully considered in the light of the Unitary decision; and
- Concerns that there is no identified budget at present to cover the costs of the Unitary plans.

Resolved that the Executive:

- 1) Note the report forecasting an under spend of £48k.
- 2) Receive at its next meeting proposals from Officers to contain overspends.
- 3) Agree to consider, as part of the Month 4 monitor:
 - The deployment of additional Planning Delivery Grant income; and
 - The budgetary response to the Unitary decision.

E52. Capital Budget Monitor 2007/08 – Month 3

Consideration was given to Report No. 8 (circulated with the Agenda) which informed the Executive of the latest position and forecast outturn on the 2007/08 capital programme and noted changes to the Risk Assessment Table.

Issues discussed during consideration of this item included:

- That Members and Officers would be meeting with representatives of Wiltshire County Council on 18th September 2007 to discuss future capital schemes;
- The Carbon Trust Project; and
- That the Leisure Provision Working Group would consider the future of leisure provision – the next meeting being scheduled for 10th September 2007.

Resolved that the Executive:

- 1) Note the figures contained in Annex 1 to the report in relation to the Capital Programme for 2007/08 and the contents of the report.
- 2) Note the detailed information on Capital Schemes at Annex 2 to the report.

- 3) Note the Capital Risk Assessment contained in Annex 3 to the report.
- 4) Review the schemes and need for further borrowing to fund the capital programme in the light of the Unitary decision and following advice from Wiltshire County Council at their meeting on 4th October 2007.

E53. Council Involvement in Health Issues - Recommendations of the Overview and Scrutiny Committee

Consideration was given to Report No. 9 (circulated with the Agenda) which asked the Executive to consider the recommendations of the Overview and Scrutiny Committee on the Council's involvement in health issues. The Overview and Scrutiny Committee considered this matter at its meeting on 19th July 2007 and made the following recommendations:

- 1) That consideration be given to producing a more joined up and strategic approach to the health agenda.
- 2) That Health be included within a specific Executive Portfolio.
- 3) That Members with a health interest be identified to form a 'reference group' for the Portfolio Holder.
- 4) That a Health Champion be appointed to assist the Portfolio Holder.
- 5) That consideration be given to resources to support the Council's involvement in health issues.

Issues discussed during consideration of this item included:

- That health issues form part of the Community and Wellbeing Portfolio; and
- In future it would be helpful for the Executive to receive details of the rationale behind the recommendations of the Overview and Scrutiny Committee and that this could be better presented by way of a report.

Resolved that

- 1) The Executive note the recommendations of the Overview and Scrutiny Committee and agree that health issues be included within the responsibility of the Community and Wellbeing Portfolio Holder who will liaise with Wiltshire County Council through the appropriate transition teams.
- 2) No additional actions be taken at this time including no commitment of additional expenditure within this area of the Portfolio.

E54. Scheme of Delegation to Officers

Consideration was given to Report No. 10 (circulated with the Agenda) which sought to obtain delegated authority for Officers to enforce the legislation relating to fly-tipping and related matters.

Issues discussed during consideration of this item included:

- That it is anticipated that the Environment Agency would continue to deal with larger fly-tipping incidents and the District Council would deal with the smaller incidents.

Resolved that the Executive approve the delegation to Officers as set out in Appendix 1 to the report.

E55. Land Adjoining 67 Parliament Street, Chippenham

Mr Gelati, the owner of the land adjoining 67 Parliament Street, Chippenham was given the opportunity to address the Executive and put forward his views as to why approval should be given to the disposal of the land.

The Ward Members present confirmed that they did not have an objection to the disposal of the land, but to the pressure they felt under as Ward Members as part of the consultation procedure to sign the consent papers to give agreement for the disposal of the land and requested that a review of this procedure be carried out.

E56. Exclusion of the Press and Public

To consider and, if appropriate, pass the following resolution:

That in accordance with Regulation 21 of the Local Authorities (Executive Arrangements) (Access to Information) (England) Regulations 2000, the press and public be excluded from the remainder of the meeting on the grounds that the following items of business involve the likely disclosure of exempt information as specified in Part 1 of Schedule 12A of the Local Government Act 1972 as follows and that the public interest in maintaining the exemption outweighs the public interest in disclosing the information.

Agenda item/Report name	Paragraph(s) of the Act / Schedule describing the exemption
Item 12 - Wootton Bassett Rugby Club	Paragraph 3
Item 13 - Land at Bristol Road, Chippenham	Paragraph 3
Item 14 - Land Adjoining 67 Parliament Street, Chippenham	Paragraph 3

E57. Land Adjoining 67 Parliament Street, Chippenham (continued)

Consideration was given to Report No. 14 (circulated with the Agenda) which sought authority to dispose of a parcel of land adjoining 67 Parliament Street, Chippenham.

Issues discussed during consideration of this item included:

- That this item was being considered under the General Exception Rule as it was a key decision not included on the Executive Workplan;
- In future, any reports being considered under this Rule will state the reasons why.

Resolved that the Council disposes of its freehold interests in the land adjoining 67 Parliament Street Chippenham shown hatched on the plan annexed to the Report (Annex 1) on terms to be agreed by the Legal Services Team Leader in consultation with the Council's Retained Valuer the Assets Design and Regeneration Team Leader and the Lead Member.

E58. Wootton Bassett Rugby Club

Consideration was given to Report No. 12 (circulated with the Agenda) which presented the position relating to the proposed relocation of Wootton Bassett Rugby Club from Stoneover Lane to Ballards Ash.

Issues discussed during consideration of this item included:

- The need for this proposal to progress for the benefit of the Rugby Club and all of those that use it; and
- The latest financial proposals.

Resolved that authority be delegated to the Legal Services Team Leader in consultation with the Council's Retained Valuer, the Asset Design and Regeneration Team Leader and the Lead Member to enter into all the legal documentation necessary to relocate the Wootton Bassett Rugby Club to Ballards Ash and to dispose of the Council's freehold interest in the Stoneover Lane site.

E59. Land at Bristol Road, Chippenham

Consideration was given to Report No. 13 (circulated with the Agenda) which detailed a request from Chippenham Town Football Club to acquire a leasehold interest in land owned by the Council.

Issues discussed during consideration of this item included:

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- Clarification of the area owned by the Council on the plan circulated with the report;
- That the proposed development would be an asset to Chippenham;
- That the Council would seek to achieve market value for the site; and
- Planning issues.

Resolved that the Executive:

- 1) Authorise the Legal Services Team Leader to advertise the disposal of the land referred to in the Report in accordance with the requirements of Sections 123 (2A) of the Local Government Act 1972.
- 2) Delegate authority to determine the request to the Assets, Design and Regeneration Team Leader in consultation with the Legal Services Team Leader and Lead Member.

The meeting commenced at 7.00pm and concluded at 7.55pm.

There were 2 members of the public present.