

TO: ALL MEMBERS OF THE DERBY CITY COUNCIL

You are summoned to attend a meeting of the Derby City Council in the Council Chamber at the Council House, Derby on Wednesday 20 July 2005 at 6 pm.

A G E N D A

1. To receive apologies.
2. To receive Declarations of Interest.
3. To approve the minutes of the Annual Meeting of the Council held on 25 May 2005. **DOCUMENT 3**

Motion - That the minutes of the Annual Meeting of the Council held on 25 May 2005 be approved as a correct record, confirmed and signed by the Mayor

4. To receive any announcements from The Mayor.
5. To receive any Statements from Members of the Council Cabinet.
6. To receive any questions from the public to Members of the Council Cabinet and the answers to those questions.

No questions have been received.

7. To receive any written questions about the business or functions of the Derbyshire Police Authority or Derbyshire Fire Authority, and the answers to those questions.

No questions have been received.

8. To receive any written questions from non-Council Cabinet Members to Members of the Council Cabinet and the answers to those questions.

9. To consider the minutes and recommendations of the Council Cabinet dated 14 June and 12 July 2005 requiring the approval of the Council.

**DOCUMENT 9
12 JULY TO
FOLLOW**

31/05 Waste Strategy

DOCUMENT 9A

Subject to the views of the Planning and Environment Commission to recommend Council:

1. to procure a treatment plant to deal with residual waste without the benefit of PFI credits.

2. to work closely with the County Council to procure a waste treatment plant sited in or near to Derby and sharing costs proportionally.
3. to note the reports of the consultants recommending this preferred procurement strategy.
4. to note that a similar report was being submitted to the County Council Cabinet and that some of these recommendations would only have effect if the County Council gives the appropriate approval.

At their meeting on 27 June 2005, the Planning and Environment Commission resolved to recommend that consideration be given to the ways in which the public might be informed of the need for a residual waste disposal plant in the city.

DOCUMENT 9B

35/05 Inspection of the Youth Service

DOCUMENT 9C

1. To note the outcomes of the Ofsted inspection of the Youth Service.
2. To approve the post-inspection action plan.
3. To refer the report and the action plan to the Education Commission, prior to submission to full Council.

Motion - To approve the minutes and recommendations of the Council Cabinet dated 14 June and 12 July 2005.

10. To consider the minutes and recommendations of the Planning Control Committee dated 26 May 2005 requiring the approval of the Council.

DOCUMENT 10

08/05 Regulations on the Control of High Hedges

**DOCUMENT
10A**

Resolved to:

1. recommend to Council that the fee level be set at £400 per application, increasing annually by the rate of inflation
2. recommend to Council that the determination of applications be delegated to the Assistant Director – Development
3. recommend to Council that the future fixing of fees and any changes to procedure be delegated to the Planning Control Committee
4. receive an update report in 6 months on progress.

Councillors Baxter, Bolton, Chera, Khan and Wynn requested that their votes against this decision be recorded.

Motion - To approve the minutes and recommendations of the Planning Control Committee dated 26 May 2005.

11. To consider the following Notices of Motion:

(1) Councillor Burgess to move, Councillors Hickson and Williamson to second:

“This Council condemns the terrorist attacks in London on 7 July 2005 and asks the Mayor, on behalf of all the citizens of Derby, to send our deepest sympathy to the Mayor of London and the people of that city.

We are proud of Derby’s cultural diversity and the good community relations in the city. We call on all our communities to continue to work together to acknowledge our differences, affirm our common humanity and seek ways to share our lives together peacefully.”

(2) Councillor Graves to move, Councillor Jackson to second:

“1. To appoint Councillor Wynn as the Vice Chair of the Education Commission, and Councillor MacDonald as a member of the Commission, for the remainder of the current municipal year.

2. To appoint Councillor Jackson to the Women’s Advisory Committee for the remainder of the current municipal year.

3. To appoint Councillor Nath as the Council’s representative on the Derby City Partnership – Normanton Regeneration Programme Management Group, in place of Councillor Dhamrait, for the remainder of the current municipal year.”

(3) Councillor Tittley to move, Councillor Williamson to second:

“This Council is alarmed b the decision of ATOS ORIGIN to close the Medical Examination Centre in Derby.

This Council is concerned that the closure of this facility will result in claimants who are unwell having to travel many miles for assessment in order to keep their disability benefit entitlement.

Council therefore calls on the Minister of State at the Department of Works and Pensions to intervene on this matter with a view to retaining this important facility in Derby.”

(4) Councillor Williamson to move, Councillor Roberts to second:

“This Council believes that, as a “Fair-trade City” the “Make Poverty History” campaign is of the utmost importance in eradicating poverty worldwide. It supports the triple arm of increasing aid, cancelling debt and making trade fair; Council

therefore considers that the Cabinet should work with local groups to achieve those aims. In particular the Council requests the Cabinet to use the white band symbol to make Council support visible, allow exhibitions and information displays in Council buildings and provide advice and support to local groups as required.”

- (5) Councillor Williamson to move, Councillor Roberts to second:

“Council views with concern the decision of the Derby City Partnership to amend its constitution by removing the clause that stipulated the leader of the City Council should chair the DCP.

The leader of the Council is the only DCP board representative who has any democratic accountability.

Council believes this situation has been brought about has direct consequence of the inadequate leadership over the last two years sown by the present leader of the Council, Councillor Maurice Burgess.

Council therefore has no confidence in Maurice Burgess to continue as leader of this Council.”

12. To consider a report of the Director of Corporate Services concerning Designation of Alcohol Free Zone - Normanton

DOCUMENT 12

Motion:

1. ***To consider whether to include additional land in the designation, shown as hatched land on the plan available in the Council Chamber and the Group Rooms on the day of the meeting***
2. ***Subject to a decision to include the additional land referred to in 1.1 above, to approve the designation of land in Normanton, shown as shaded and hatched land on the plan, as an Alcohol Free Zone***
3. ***To authorise the Director of Corporate Services to make the necessary Order; advertise it in a local paper and erect signs in the designated area.***

13. To consider a report of the Director of Corporate Services concerning Urgent Non-Executive Decisions made by the Chief Executive

DOCUMENT 13

Motion - To note the report.

14. To consider a report of the Director of Corporate Services on Appointments to Outside Bodies and Charities

DOCUMENT 14

Motion:

To approve the following appointments to Outside Bodies for the remainder of the current 2005/06 Municipal Year.

Derby City Partnership Groups: <ul style="list-style-type: none">• City of Opportunity Strategic Forum• Community Safety Partnership Board• Normanton Regeneration Programme Management Group	Councillors E Berry, Samra and Latham Councillor Samra Councillor Nath
Derwent Community Partnership	Councillors Redfern, Roberts, Samra plus third Derwent Ward Councillor
Derby Dance Centre Management Board	Councillor Hickson
Quad Management Board	Councillor Burgess

15. To consider a report of the Director of Corporate Services on Appointment of Co-optees to Committees

DOCUMENT 15

Motion:

To approve the following co-optee appointments for 2005/06 municipal year:

<u>Committee</u>	<u>Co-optees</u>
Community Regeneration Commission	Canon Macdonald Mr Syed Kazmi
Social Care and Health Commission	Pat Hill - Individual Elaine Jackson - Individual Philip Johnson – Patient and Public Involvement Forum Sir Michael Raymond – Patient and Public Involvement Forum
Women’s Advisory Committee	Jenny Woolley - Individual

16. To consider a report of the Director of Corporate Services on the Register of Electors Canvass

DOCUMENT 16

Motion:

- 1. To approve the reintroduction in 2005 of the personal canvass for the third stage of the annual canvass for the Register of Electors.***
- 2. To note the policy of carrying-forward, for one year, the names of registered electors at households where no canvass form is returned.***
- 3. To review canvass methods for 2006 and future years when details of changes to the legislation covering the registration of electors are known.***

17. To consider a joint report of the Directors of Corporate Services and Finance on a proposal to establish an Audit and Accounts Committee

DOCUMENT 17

Motion:

- 1. To establish an Audit and Accounts Committee with the membership and terms of reference as set out in Appendix 2.***
- 2. To dissolve the Special Purposes Committee and appoint its current chair, vice chair and members to the Audit and Accounts Committee, with effect from 1 August 2005.***
- 3. To agree that the initial meeting of the Committee will take place in September and will include decisions on member training and a forward programme of work.***

18. To consider a report of the Director of Finance concerning Partnership and Accountable Body Arrangements and Pooled Budgets – Addition to Financial Procedure Rules

DOCUMENT 18

Motion - To approve the addition of two sections to the Financial Procedure Rules to cover Partnership and Accountable Body Arrangements and Pooled Budget Arrangements.

Director of Corporate Services
and Deputy Chief Executive

The Council House
Derby DE1 2ZL
12 July 2005

PACA76

**ANNUAL MEETING OF THE COUNCIL
25 MAY 2005**

Present: The Mayor (Councillor Skelton)
Councillors Ahern, Allen, Baxter, Bayliss, E Berry, P S Berry, Blanksby, Bolton, Brown, Burgess, Care, Carr, Chera, Dhamrait, Dhindsa, Gerrard, Graves, Gupta, Hickson, Higginbottom, Hird, Hussain, Jackman, Jackson, Jones, Khan, Latham, Leeming, Liversedge, Lowe, MacDonald, Marshall, Nath, Redfern, Rehman, Repton, Richards, Roberts, Samra, Smalley, Tittley, Travis, Troup, Turner, Webb, West, Williamson, Willitts, Winter, Wynn

1/05 Election of Mayor

It was moved by Councillor Graves, seconded by Councillor Higginbottom, that Councillor John Edward Ahern be elected the Mayor of the City for the next municipal year.

It was moved by Councillor Hickson, seconded by Councillor Smalley, that Councillor Roy Michael Webb be elected the Mayor of the City for the next municipal year.

25 Members voted for Councillor Ahern. 26 Members voted for Councillor Webb.

Councillor Webb was declared elected.

Resolved that Councillor Roy Michael Webb be elected Mayor of the City for the next municipal year.

Councillor Webb then made the declaration of acceptance of office and occupied the Chair.

2/05 Appointment of Deputy Mayor

It was moved by Councillor Graves, seconded by Councillor Higginbottom, that Councillor John Edward Ahern be appointed Deputy Mayor of the City for the next municipal year.

It was moved by Councillor Jones, seconded by Councillor Winter, that Councillor Margaret Rose Hird be appointed Deputy Mayor of the City for the next municipal year. 26 Members voted for Councillor Ahern. 25 Members voted for Councillor Hird.

Councillor Ahern was declared appointed.

Resolved that Councillor John Edward Ahern be appointed Deputy Mayor of the City for the next municipal year.

Councillor Ahern then made the declaration of acceptance of office.

3/05 Thanks to the Retiring Mayor

Resolved, on the motion of Councillor Burgess, that the thanks of this Council be given to Councillor Ruth Skelton for the zeal, impartiality and ability with which she has discharged the duties of the Office of Mayor of the City for the past year.

4/05 Appointment of Pinder and Tenter

Resolved, on the motion of the Right Worshipful the Mayor (Councillor Webb), that Dennis Wardle be appointed Pinder and Tenter for the next municipal year.

5/05 Presentation of Civic Awards

The Mayor presented a crystal goblet and scroll to the following winners of the Derby Civic Award for 2004/05:

Thelma Bradshaw	John Huddlestone
Dr Keith Dodd	George Mighty
Mohammed Hassan	

The Civic Award granted to Don Prime would be presented to him at a later date.

6/05 Adjournment of Meeting

Resolved, on the motion of the Right Worshipful the Mayor (Councillor Webb), that the Council now adjourn until 6.00 pm today in the Council Chamber, Council House, Derby.

The Council adjourned at 12.28 pm and reconvened in the Council Chamber, Council House, Derby at 6.00 pm on 25 May 2005.

Present: The Mayor (Councillor Webb)
Councillors Ahern, Allen, Baxter, Bayliss, E Berry, P S Berry, Blanksby, Bolton, Brown, Burgess, Care, Carr, Chera, Dhamrait, Dhindsa, Gerrard, Graves, Gupta, Hickson, Higginbottom, Hird, Hussain, Jackman, Jackson, Jones, Khan, Latham, Leeming, Liversedge, Lowe, MacDonald, Marshall, Nath, Redfern, Rehman, Repton, Richards, Roberts, Samra, Skelton, Smalley, Tittley, Travis, Troup, Turner, Webb, West, Williamson, Willitts, Winter, Wynn

Declarations of Interest

Councillor Baxter declared a personal and prejudicial interest in Minute No. 23/05 and withdrew from the meeting during consideration of that item.

7/05 Announcements from the Mayor

The Mayor said that he had been approached by the Derby Evening Telegraph for permission to take photographs at the Council meeting. No Member objected to this proposal.

8/05 Minutes of the Previous Meeting

Resolved that the minutes of the meeting held on 2 March 2005 be approved as a correct record, confirmed and signed by the Mayor.

9/05 Statement by Members of the Council Cabinet

Councillor E Berry, Council Cabinet Member for Social Care and Youth, made a statement to the Council concerning the recent Ofsted Inspection of the Council's Youth Service.

10/05 Public Questions

There were no questions from members of the public.

11/05 Written Questions about the Business or Functions of Derbyshire Police Authority or Derbyshire Fire Authority

There were no written questions about the business or functions of the Derbyshire Police Authority or Derbyshire Fire Authority.

12/05 Written Questions from Non-Council Cabinet Members to Members of the Council Cabinet

A written question by Councillor Graves, concerning provision for football in the city, was answered by Councillor Burgess, Leader of the Council and Council Cabinet Member for Corporate Policy.

13/05 Review of Derby City Council's Overview and Scrutiny Function

The Council considered the minutes and recommendations of the Scrutiny Management Commission dated 19 April 2005, and the Council Cabinet dated 26 April 2005, relating to the Review of Derby City Council's Overview and Scrutiny Function, set out in Appendix A to these minutes.

It was moved by Councillor Troup, and seconded:

- (1) To approve the minutes and recommendations of the Scrutiny Management Commission dated 19 April 2005 and Council Cabinet dated 26 April 2005, relating to the Review of Derby City Council's Overview and Scrutiny Function.
- (2) To authorise the Director of Corporate Services and Monitoring Officer to amend the Constitution accordingly.

It was moved by Councillor Graves, and seconded, that the motion be amended by the deletion of paragraph (2), and by the insertion of the words in paragraph (1) "with the exception of paragraph 1e) of Minute No. 98/04 of the Scrutiny Management Commission, and paragraph 2. of Minute No. 392/04 of the Council Cabinet, which be not approved".

The amendment was put to the meeting and carried.

Resolved to approve the minutes and recommendations of the Scrutiny Management Commission dated 19 April 2005 and Council Cabinet dated 26 April 2005, relating to the Review of Derby City Council's Overview and Scrutiny Function, with the exception of paragraph 1e) of Minute No. 98/04 of the Scrutiny

Management Commission, and paragraph 2. of Minute No. 392/04 of the Council Cabinet which be not approved.

The Council adjourned at 7.25 pm and reconvened at 8.05 pm.

14/05 Election of Leader and Council Cabinet for the Next Municipal Year

It was moved by Councillor Williamson, and seconded:

1. To establish a Council Cabinet of nine members with the areas of responsibility shown in the list below.
3. To elect Councillor Williamson as the Leader of the Council (Area of Responsibility – Corporate Policy) for the next municipal year.
4. To elect the following members to the Council Cabinet, in addition to the Leader, for the next municipal year, with the areas of responsibility shown below:

Area of Responsibility	Councillor
Regeneration, Performance Management and Economic Development (Deputy Leader)	Roberts
Environment and Direct Services	Bolton
Housing and Social Inclusion	Nath
Leisure and Cultural Services	Dhindsa
Children's Services	Wynn
Personnel, Equalities and E-Government	Bayliss
Planning and Transportation	Repton
Adult and Community Services	Hussain

Council Cabinet Members Areas of Responsibility

1. Corporate Policy

Corporate Council Policies and Strategies
Corporate Finance and Financial Services including Taxation
Corporate Legal and Administrative Services
Corporate Communications
European Policy
Local Strategic Partnership
Sub Regional Strategic Partnership
External Affairs – European, National, Regional and Local
Mayoral Office/Electoral Issues/Registrars
Emergency Planning
Members Services/Allowances

2. Regeneration, Performance Management and Economic Development

Performance Management

Best Value functions

Best Value Performance Plan and Derby Pointer

Estates/Property Services and Repair and Maintenance

External Employment Initiatives

Economic Development

New Deal for Communities

Special Programmes Management, including all Single Regeneration Budget Schemes, Neighbourhood Renewal Fund and European Objective 2 and URBAN

3. Environment and Direct Services

Local Agenda 21 Strategy, Environment Co-ordination and Initiatives

Environmental Health and Trading Standards

Grounds Maintenance

Client – Street Cleaning/Waste Collection and Disposal/Public Conveniences

Recycling

Land Drainage

Energy Conservation

City Centre and Neighbourhood Horticultural Features

All Direct Services

Non-Highway Engineering

Cemeteries and Crematorium

Building Design Services

4. Housing and Social Inclusion

Housing Management Client

Housing Strategy and Development

Private Sector Housing

Homelessness

Supporting People

Social Inclusion

Housing and Council Tax Benefits

Unified Advice Service

Community Legal Services including Law Centre and Citizens Advice Bureau

5. Leisure and Cultural Services

Arts and Libraries

Assembly Rooms/Guildhall

Museums/Art Gallery

Festivities

Outdoor Events

Parks and Allotments, including Client Grounds Maintenance

Sports including Grants

Leisure Centres and Coaching

6. Children's Services

Schools, including Repairs and Maintenance

Centrally funded Schools Services, including Special Needs

Access Support, including Ethnic Minority Achievement Grant
Youth Service
Children and Family Services
Social Services Support Services
Health Services Partnerships – Children
Early Years
Play Development

7. Personnel, Equalities and E-Government

Corporate Personnel, Recruitment and Training functions and Issues
Employment Training
Health and Safety
Corporate Equalities Functions and Issues, including Equalities Grants
E-Government
Computer Services/Development
Telecommunications

8. Planning and Transportation

Strategic Planning and Transportation
Planning and Building Control
Tourism and TIC
Footpaths, Highways and Maintenance, Car Parks
Roads – Engineering and Design Services
Car Parking
Highways Property Administration
City Centre Management
Markets

9. Adult and Community Services

Adult Social Services
Assessment and Care Planning
Health Improvement Planning
Health Services Partnerships - Adults
Adult Education
Mandatory and Discretionary Awards
Community Centres
Community Grants
Community Governance and Consultation
Community Regeneration and Development, including Community Planning
Area and Neighbourhood Working, including Area Panels
Community Safety Partnership
Community Strategy and Neighbourhood Renewal Strategy
Derby Pointer Panel

It was moved by Councillor Burgess, and seconded, as a n amendment:

- (1) To establish a Council Cabinet of eight Members with the areas of responsibility shown in the list below.

- (2) To elect Councillor Burgess as the Leader of the Council (Area of Responsibility – Corporate Policy) for the next municipal year.
- (3) To elect the following Members to the Council Cabinet, in addition to the Leader, for the next municipal year, with the areas of responsibility shown below:

Area of Responsibility	Councillor
Performance Management, Economic Development and Housing (Deputy Leader)	Hickson
Community Services	Samra
Children's Services and Health	E Berry
Adults' Services and Health	Latham
Schools Education Services	Allen
Planning, Transportation and Environment	Care
Personnel, Equalities and Direct Services	Carr

Council Cabinet Members Areas of Responsibility 2005/06

1. Corporate Policy
Corporate Council Policies and Strategies
Corporate Finance and Financial Services including Taxation
Corporate Legal and Administrative Services
Corporate Communications
European Policy
Local Strategic Partnership
Sub Regional Strategic Partnership
External Affairs – European, National, Regional and Local
Mayoral Office/Electoral Issues/Registrars
Emergency Planning
Community Strategy
Community Consultation, including Derby Pointer
Business Link
Museums, Art Gallery
Libraries
Quad
2. Performance Management, Economic Development and Housing
Performance Management
Best Value functions
Best Value Performance Plan
Estates, Property Services and Repair and Maintenance
Building Design Services
External Employment Initiatives
Economic Development
Housing Management Client
Housing Strategy and Development
Markets

Tourism and TIC
City Centre Management
Computer Services Development
Telecommunications and e-Government
Festivities and Outdoor Events
Arts policy
Assembly Rooms and Guildhall
Members Services/Allowances

3. Community Services
Housing and Council Tax Benefits
Derby Advice Service
Community Safety
Community Cohesion
Community Centres
Community Grants and Equality Grants
Community Regeneration and Development, including Community Legal Services
Area Neighbourhood Working, including Area Panels
External Regeneration Funding
Private Sector Housing (Renewals and Grants)
Homelessness (Housing Options)
4. Children's Services and Health
Children and Family Services
Social Services Support Services
Youth Service
Health Service Partnerships – Children
Early Years
Play Development
5. Adults' Services and Health
Adult Social Services
Assessment and Care Planning
Health Improvement Planning
Health Service Partnerships - Adults
Adult Education
Supporting People
Sports Centres and Coaching
6. Schools Education Services
Schools, including Repairs and Maintenance
Centrally funded Schools Services, including Special Needs
Mandatory and Discretionary Awards
Access Support, including Ethnic Minority
Achievement Grant
7. Planning, Transportation and Environment
Planning and Building Control
Strategic Planning and Transportation, including car parking strategy

Footpaths, Highways and Maintenance
 Roads – Engineering and Design Services
 Highways Property Administration
 Local Agenda 21 Strategy, Environment Co-ordination and Initiatives
 Client – Street Cleaning/Waste Collection and Disposal/Public Conveniences
 Recycling
 Land Drainage
 Energy Conservation
 On-street and Off-street Car Parking Strategy and Client

8. Personnel, Equalities and Direct Services
 Corporate Personnel, Recruitment and Training functions
 Employment Training
 Health and Safety
 Corporate Equalities Functions and Issues all Direct Services
 Non-Highway Engineering
 Cemeteries and Crematorium
 Environmental Health and Trading Standards
 On-street and Off-street Car Parking Contractor
 Parks and Allotments, Client Grounds Maintenance
 City Centre and Neighbourhood Horticultural Features

The amended motion was put to the meeting and carried.

Resolved:

- (1) **To establish a Council Cabinet of eight Members with the areas of responsibility shown in the list below.**
- (2) **To elect Councillor Burgess as the Leader of the Council (Area of Responsibility – Corporate Policy) for the next municipal year.**
- (3) **To elect the following Members to the Council Cabinet, in addition to the Leader, for the next municipal year, with the areas of responsibility shown below:**

Area of Responsibility	Councillor
Performance Management, Economic Development and Housing (Deputy Leader)	Hickson
Community Services	Samra
Children's Services and Health	E Berry
Adults' Services and Health	Latham
Schools Education Services	Allen
Planning, Transportation and Environment	Care
Personnel, Equalities and Direct Services	Carr

Council Cabinet Members Areas of Responsibility 2005/06

- 1. Corporate Policy**
Corporate Council Policies and Strategies
Corporate Finance and Financial Services including Taxation
Corporate Legal and Administrative Services
Corporate Communications
European Policy
Local Strategic Partnership
Sub Regional Strategic Partnership
External Affairs – European, National, Regional and Local
Mayoral Office/Electoral Issues/Registrars
Emergency Planning
Community Strategy
Community Consultation, including Derby Pointer
Business Link
Museums, Art Gallery
Libraries
Quad
- 2. Performance Management, Economic Development and Housing**
Performance Management
Best Value functions
Best Value Performance Plan
Estates, Property Services and Repair and Maintenance
Building Design Services
External Employment Initiatives
Economic Development
Housing Management Client
Housing Strategy and Development
Markets
Tourism and TIC
City Centre Management
Computer Services Development
Telecommunications and e-Government
Festivities and Outdoor Events
Arts policy
Assembly Rooms and Guildhall
Members Services/Allowances
- 3. Community Services**
Housing and Council Tax Benefits
Derby Advice Service
Community Safety
Community Cohesion
Community Centres
Community Grants and Equality Grants
Community Regeneration and Development, including Community Legal Services
Area Neighbourhood Working, including Area Panels

External Regeneration Funding
Private Sector Housing (Renewals and Grants)
Homelessness (Housing Options)

4. **Children's Services and Health**
Children and Family Services
Social Services Support Services
Youth Service
Health Service Partnerships – Children
Early Years
Play Development
5. **Adults' Services and Health**
Adult Social Services
Assessment and Care Planning
Health Improvement Planning
Health Service Partnerships - Adults
Adult Education
Supporting People
Sports Centres and Coaching
6. **Schools Education Services**
Schools, including Repairs and Maintenance
Centrally funded Schools Services, including Special Needs
Mandatory and Discretionary Awards
Access Support, including Ethnic Minority
Achievement Grant
7. **Planning, Transportation and Environment**
Planning and Building Control
Strategic Planning and Transportation, including car parking strategy
Footpaths, Highways and Maintenance
Roads – Engineering and Design Services
Highways Property Administration
Local Agenda 21 Strategy, Environment Co-ordination and Initiatives
Client – Street Cleaning/Waste Collection and Disposal/Public
Conveniences
Recycling
Land Drainage
Energy Conservation
On-street and Off-street Car Parking Strategy and Client
8. **Personnel, Equalities and Direct Services**
Corporate Personnel, Recruitment and Training functions
Employment Training
Health and Safety
Corporate Equalities Functions and Issues all Direct Services
Non-Highway Engineering
Cemeteries and Crematorium
Environmental Health and Trading Standards

**On-street and Off-street Car Parking Contractor
Parks and Allotments, Client Grounds Maintenance
City Centre and Neighbourhood Horticultural Features**

15/05 Proposed Amendments to the Constitution

The Council considered a report of the Director of Corporate Services and Monitoring Officer on proposed amendments to the Constitution.

Resolved, on the motion of Councillor Burgess, to approve the following amendments to the Constitution:

(1) Article 4, Pages 17/18

Delete from paragraph 1c.

- **Personnel Strategy**
- **Training and Development Policy**
- **Social Inclusion Strategy**

(2) Scheme of Delegations, Part F.

Substitute “Assistant Director – Personnel” for “Assistant Director – Human Resources and Diversity” wherever it appears.

(3) Scheme of Delegations, Director of Policy, Page 87

Delete from Section D

- **Personnel Strategy**
- **Training and Development Policy**
- **Social Inclusion Strategy**
- **Communications Strategy**
- **Corporate Equality Plan**

Replace Section B with the following:

B Areas of Responsibility

- 1. Line managing Derby City Partnership and Derby Community Safety Partnership.**
- 2. Managing corporate external funding programmes.**
- 3. Managing Area and Neighbourhood Working, including Area Panels.**
- 4. Managing Welfare Rights and Advice Services**

5. **Managing the Supporting People programme.**
6. **Promoting Home Energy Efficiency.**
7. **Providing housing advice, administering housing allocations, including making allocations in exceptional circumstances outside the Allocations Scheme in accordance with the Housing Act 1996 and the Homelessness Act 2002, and securing accommodation for homeless people.**
8. **Operating Derby Care Link**
9. **Improving and renewing private sector housing, including Houses in Multiple Occupation and improving and renewing areas/zones and undertaking periodic housing condition surveys.**
10. **Administering environmental improvement schemes as part of area based renewal programmes.**
11. **Taking enforcement action against unsatisfactory housing conditions.**
12. **Promoting standards within the private rented sector.**
13. **Administering disabled facilities grants.**
14. **Agreeing the Derby Homes annual delivery plan and monitoring attainment of financial and non-financial performance against the plan and Derby Homes' Business Strategy.**
15. **Designating council housing for identified communities of interest, such as older and younger people.**
16. **Providing community and housing research and strategy, including enabling the provision of new affordable housing.**
17. **Managing corporate consultation and communication policies and initiatives.**
18. **Dealing with corporate personnel functions including reviews, policy and industrial relations, equalities, occupational health, safety and welfare, employee development and Learning to Work.**

(4) Scheme of Delegations, Director of Commercial Services, Page 89

Delete from Section B

3. **Providing building works and property services, including providing professional architectural, quantity surveying, electrical and mechanical engineering services.**

4. **Managing energy efficiency and reporting on energy performance.**
5. **Maintaining and improving all dwellings and buildings owned by the Council other than dwellings and buildings falling within the Housing Revenue Account.**
6. **Maintaining and improving other property (other than dwellings).**
7. **In consultation with the Directors of Corporate Services and Development and Cultural Services seeking the eviction of unauthorised travellers occupying Council land and repairing damage caused by them.**

In Section B:

- **Add the words “street cleansing and fleet management” to paragraph 2.**
- **Insert 3. Providing building and construction works.**

- (5) Scheme of Delegations, Director of Corporate Services and Deputy Chief Executive, Pages 79 - 83.**

Insert in Section B between items 6 and 7

- **Providing property services, including professional architectural, quantity surveying, electrical and mechanical engineering services.**
- **Managing energy efficiency and reporting on energy performance.**
- **Maintaining and improving all dwellings and buildings owned by the Council other than those falling within the Housing Revenue Account.**
- **Maintaining and improving other property (other than dwellings).**
- **Seeking the eviction of unauthorised travellers occupying Council land and repairing damage caused by them.**

Delete from Section D

Environmental Policy

- (6) Scheme of Delegations, Director of Development and Cultural Services, Page 90**

Insert in Section D

Environmental Policy

(7) Scheme of Delegations, Part E, Matters Delegated to Regulatory and Appeals Committees, Page 70

Amend the delegations to the General Licensing Committee to read:

Will, within Council policies, (1) in relation to licences that cover alcohol, regulated entertainment, public entertainment, late night food takeaways, theatres, cinemas and other licences granted under the Licensing Act 2003, Local Government (Miscellaneous Provisions) Act 1982, Late Night Refreshment Houses Act 1969, Theatres Act 1968 and Cinema Act 1985, and (2) in relation to any other licensing matters (other than matters falling within the delegations to the Taxi Licensing and Appeals Committee) for which the Council has responsibility.

- Take decisions relating to licensing and appeals functions that would fall within the definition of key decisions if these were executive functions**
- Make proposals to Council about policy matters relating to these functions**
- Approve arrangements for meetings of the General Licensing Sub Committee.**

16/05 Constitutional Appointments 2005/06

The Director of Corporate Services reported that, during the adjournment, the Leaders of the three political groups had agreed proposals for the appointment of overview and scrutiny commissions consequent upon the decision of the Council set out in Minute No. 13/05. He also stated that it might be necessary to hold two commissions on the same evening on certain dates because of the increase in the number of meetings of certain bodies. This might mean that the membership of two of the commissions would have to be made discrete.

Resolved, on the motion of Councillor Burgess to approve the constitutional appointments for the next municipal year set out in the document “Constitutional Appointments 2005/06 – Amended Version” subject to:

- a) the deletion of items 1 – 4**
- b) the substitution of Councillor West for Councillor P Berry as a representative on the Derbyshire Fire Authority**
- c) appointments to overview and scrutiny commissions being made on the following basis:**

Scrutiny Management Commission (Con 3, Lab 6, Lib Dem 3)

Chair – Councillor Smalley

Vice Chair – Councillor Graves

Councillors Ahern, Bayliss, P Berry, Hussain, Jones, Lowe, MacDonald, Repton, Troup, West (as chairs and vice chairs of the other overview and scrutiny commissions)

Community Regeneration Commission (Con 2, Lab 4, Lib Dem 2)

Chair – Councillor Bayliss

Vice Chair – Councillor Lowe

Ordinary membership, in the above ratio, to be determined by Group Leaders giving due notice to the Director of Corporate Services

Culture and Prosperity Commission (Con 2, Lab 4, Lib Dem 2)

Chair – Councillor Repton

Vice Chair – Councillor West

Ordinary membership, in the above ratio, to be determined by Group Leaders giving due notice to the Director of Corporate Services

Education Commission (Con 2, Lab 4, Lib Dem 2)

Chair – Councillor Jones

Vice Chair – Councillor MacDonald

Ordinary membership, in the above ratio, to be determined by Group Leaders giving due notice to the Director of Corporate Services

Statutory Co-opted Members – 1 Church of England diocese

representative

Roman Catholic diocese representative

2 parent governor representatives

1 representative of other

faiths/denominations

Planning and Environment Commission (Con 2, Lab 4, Lib Dem 2, Veritas 1)

Chair – Councillor Troup

Vice Chair – Councillor Ahern

Ordinary membership, in the above ratio, to be determined by Group Leaders giving due notice to the Director of Corporate Services

Social Care and Health Commission (Con 2, Lab 4, Lib Dem 2 Veritas 1)

Chair – Councillor Hussain

Vice Chair – Councillor P Berry

Ordinary membership, in the above ratios, to be determined by Group Leaders giving due notice to the Director of Corporate Services

(The list of Constitutional Appointments, as approved by the Council, is set out in Appendix B)

17/05 Appointment of the Council's Young People's and Older People's Champions

Resolved, on the motion of Councillor Burgess, to appoint Councillor E Berry as the Young People's Champion and Councillor Lowe as the Older People's Champion for the next municipal year.

18/05 Schedule of Meetings

Resolved, on the motion of Councillor Burgess, to approve the schedule of meetings for June 2005 to July 2006 now submitted subject to any changes consequent upon the decisions in Minutes No. 13/05 and 16/05, to be determined by the Director of Corporate Services in consultation with the political group leaders. (See Appendix C)

19/03 Appointments to Outside Bodies and Charities

Resolved, on the motion Councillor Burgess, to approve the list of appointments of representatives to serve on outside bodies for 2005/06, and appointments to charities, now submitted, as amended at this meeting.

The list of Appointments to Outside Bodies and Charities, as approved by the Council, is set out in Appendix D)

20/05 Attendance at Annual Conferences

Resolved, on the motion of Councillor Burgess, to approve the list of representatives authorised to attend Annual Conferences for the next municipal year, now submitted as amended at this meeting. (See Appendix E)

21/05 Minutes and Recommendations of the Council Cabinet

The Council considered the minutes and recommendations of the Council Cabinet requiring the approval of the Council, set out in Appendix F to these minutes.

Resolved, on the motion of Councillor Burgess, to approve the minutes and recommendations of the Council Cabinet dated 15 March 2005.

22/05 Minutes and Recommendations of the Planning Control Committee

The Council considered the minutes and recommendations of the Planning Control Committee requiring the approval of the Council, set out in Appendix G to these minutes.

Resolved, on the motion of Councillor Smalley, to approve the minutes and recommendations of the Planning Control Committee dated 28 April 2005.

23/05 Minutes and Recommendations of the Standards Committee

The Council considered the minutes and recommendations of the Standards Committee requiring the approval of the Council, set out in Appendix H to these minutes.

Resolved, on the motion of Councillor Burgess, to approve the minutes and recommendations of the Standards Committee dated 15 April 2005.

(Having declared a personal and prejudicial interest in this above item, Councillor Baxter withdrew from the meeting during its consideration).

24/05 Minutes and Recommendations of the General Licensing Committee

The Council considered the minutes and recommendations of the General Licensing Committee requiring the approval of the Council, set out in Appendix I to these minutes.

Resolved, on the motion of Councillor Jones, to approve the minutes and recommendations of the General Licensing Committee dated 11 May 2005.

25/05 Annual Report of the Overview and Scrutiny Commissions

The Council considered Minute No 97/04 of the Scrutiny Management Commission dated 19 April 2005 (see Appendix J) together with the Annual Report of the Overview and Scrutiny Commissions for 2004/05.

Resolved, on the motion of Councillor Troup, to approve the minutes and recommendations of the Scrutiny Management Commission and to accept the Annual Report of the Overview and Scrutiny Commissions for 2004/05.

26/05 Neighbouring Highway and Traffic Authorities Agency Agreements and Discharge of Functions

The Council considered a report of the Directors of Development and Cultural Services and Corporate Services upon the need to formalise delegation arrangements in order to introduce environmental weight restrictions on Shardlow Road, Alvaston and the A514 at Chellaston.

Resolved, on the motion of Councillor Burgess:

- 1. To agree to the delegation offered by Derbyshire County Council in respect of the proposed weight restriction amendments in Alvaston and Chellaston.**
- 2. To authorise the Director of Development and Cultural Services and the Director of Corporate Services to carry out and perform such works and tasks, including the making and sealing of Orders, the erection of traffic signs, and any legal or administrative work, as may arise from the delegation.**

MAYOR

SCRUTINY MANAGEMENT COMMISSION 19 APRIL 2005

Present: Councillor Troup (in the Chair)
Councillors Ahern, Bayliss, P Berry, Graves, Hussain, Jones,
Latham, Lowe, MacDonald, Redfern, Repton, Smalley and Travis.

98/04 Draft Report on the Review of Scrutiny

The Chair reminded members that the objective was to decide on recommendations for inclusion in the report on the Commission's topic review of the Council's Overview and Scrutiny function. He said that the working group, which had been established at the previous meeting, had met on 12 April 2005 and had been able to agree on four recommendations based on recommendations contained in the IDEA report on the Cabinet/Scrutiny workshop on 22 January 2005.

The working group had been unable to agree on a structure for Overview and Scrutiny.

The Commission considered the following papers:

- a) a report on the outcomes of the meeting of the Review of Scrutiny Working Group held on 12 April 2005.
- b) a report of the Vice Chairs of the Scrutiny Management Commission containing the proposals of the Labour Group.
- c) a report of the Chair of the Scrutiny Management Commission containing the proposals of the Liberal democrat and Conservative Groups.
- d) a report of the Director of Corporate Services setting out revised legal implications for the report submitted to the Commission meeting on 22 March 2005.
- e) a report of the Leader and Deputy Leader to be submitted to the Council Cabinet on 26 April 2005, on the structure of Overview and Scrutiny.

Resolved

1. To make the following recommendations on the topic review of the Council's Overview and Scrutiny function:

- a) The engagement between Council Cabinet and Scrutiny Commissions should be improved.**

- b) Commissions should increase their involvement in scrutiny by reducing the emphasis currently placed on topic reviews and giving more attention to scrutiny.**
- c) Commissions should review their work processes with a view to improving outcomes and the linkages to Council priorities.**
- d) Commissions should identify the skills needed by chairs and members to deliver effective scrutiny and prepare training programmes designed to address any skill shortages they identify.**
- e)**
 - i) The number of commissions should be reduced from six to four and that the structure should broadly follow that of option 3b in the Review report.**
 - ii) In order to promote better relations with Cabinet, the split in functions between Commissions should follow Option 3 in the Cabinet paper dated 26 April 2005, which links each commission with two Cabinet portfolios.**

2. Subject to paragraph (1) to recommend Council to approve the Scrutiny Management Commission's report on the review of Derby City Council's Overview and Scrutiny Function.

(The resolutions in paragraph (e) were passed on the casting vote of the Chair. Councillors Ahern, Bayliss, Graves, Hussain, MacDonald, Redfern, and Repton asked that their votes against these resolutions be recorded. A motion to approve the Labour Group's proposals was lost on the casting vote of the Chair. Councillors Ahern, Bayliss, Graves, Hussain, MacDonald, Redfern and Repton asked that their votes in favour of the motion be recorded.)

COUNCIL CABINET

26 APRIL 2005

Present: Councillor Burgess – Chair
Councillors Allen, E Berry, Care, Carr, Hickson, Samra and West

Also present: Councillor Williamson

This record of decisions was published on 28 April 2005. The key decisions set out in this record will come into force and may then be implemented on the expiry of five clear days unless a decision is called-in.

Performance Monitoring

392/04 The Review of the Council's Overview and Scrutiny Function – Proposals for a Revised Structure

The Council Cabinet considered a report from the Leader and Deputy Leader of the Council seeking a Council Cabinet view on the review of the Council's Overview and Scrutiny Function – carried out by the Scrutiny Management Commission.

Decision

- 1. To commend the Scrutiny Management Commission for its work in reviewing the current overview and scrutiny function, including options for reform.**
- 2. To recommend Council to adopt the scrutiny structure set out in Option 3b of the Commissions report**

AS APPROVED BY COUNCIL ON 25 MAY 2005

CONSTITUTIONAL APPOINTMENTS 2005/06

1. Scrutiny Management Commission (Con 3, Lab 6, Lib Dem 3)

Chair - Councillor Smalley

Vice Chair – Councillor Graves

Councillors Ahern, Bayliss, P Berry, Hussain, Jones, Lowe, MacDonald, Repton, Troup, West.

2. Community Regeneration Commission (Con 2, Lab 4, Lib Dem 2)

Chair - Councillor Bayliss

Vice Chair – Councillor Lowe

Councillors to be advised

3. Culture and Prosperity Commission (Con 2, Lab 4, Lib Dem 2)

Chair - Councillor Repton

Vice Chair - Councillor West

Councillors to be advised

4. Education Commission (Con 2, Lab 4, Lib Dem 2)

Chair - Councillor Jones

Vice Chair - Councillor MacDonald

Councillors to be advised

Statutory Co-opted Members - 1 Church of England diocese representative
Roman Catholic diocese representative
2 parent governor representatives
1 representative of other
faiths/denominations

- 4a Representatives on the Corporate Parenting Joint Sub Commission (3)

Councillors to be advised

5. Planning and Environment Commission (Con 2, , Lab 4, Lib Dem 2 Veritas 1)

Chair - Councillor Troup

Vice Chair - Councillor Ahern

Councillors to be advised

6. Social Care and Health Commission (Con 2, , Lab 4, Lib Dem 2 Veritas 1)

Chair - Councillor Hussain
Vice Chair - Councillor P Berry
Councillors to be advised

6a Representatives on the Corporate Parenting Joint Sub Commission (3)

Councillors to be advised

7. General Licensing Committee (Con 3, Lab 7, Lib Dem 4, Veritas 1)

Chair – Councillor Marshall
Vice Chairs (4) – Councillors Latham, Leeming, Redfern, Richards,
Councillors – Baxter, P Berry, Bolton, Jackson, Khan, Rehman, Roberts,
Skelton, Travis, Willitts

7a General Licensing Sub Committee

Any three members of the General Licensing Committee, to include the chair or one of the vice chairs.

8. Taxi Licensing and Appeals Committee (Con 2, Lab 5, Lib Dem 3)

Chair – Councillor Skelton
Vice Chairs (2) – Councillors P Berry, Hird
Councillors Brown, Dhamrait, Jackson, Jones, Redfern, Rehman, Turner

8a Taxi Licensing Sub Committee

Any three members of the Taxi Licensing and Appeals Committee, to include the chair or one of the vice chairs.

8b Employee Appeals Sub Committee

Any three members of the Taxi Licensing and Appeals Committee, to include the chair or one of the vice chairs.

8c Disciplinary Sub Committee

Any three members of the Taxi Licensing and Appeals Committee, to include the chair or one of the vice chairs.

8d Disputes Resolution Sub Committee

Any three members of the Taxi Licensing and Appeals Committee, to include the chair or one of the vice chairs.

- 8e Education Awards and Transport Sub Committee
- Any three members of the Taxi Licensing and Appeals Committee, to include the chair or one of the vice chairs.
- 8f Housing Appeals Sub Committee
- Any three members of the Taxi Licensing and Appeals Committee, to include the chair or one of the vice chairs.
- 8g Discretionary Housing Payments Appeals Sub Committee
- Any three members of the Taxi Licensing and Appeals Committee, to include the chair or one of the vice chairs.
- 8h Social Services Secure Accommodation Panel
- Any three members of the Taxi Licensing and Appeals Committee, to include the chair or one of the vice chairs.
9. Planning Control Committee (Con 2, Lab 5, Lib Dem 3)
- Chair - Councillor Smalley
Vice Chair - Councillor Travis
Councillors Baxter, Bolton, Care, Chera, Khan, Liversedge, Marshall, Wynn
10. Special Purposes Committee (Con 2, Lab 4, Lib Dem 3)
- Chair - Councillor Burgess
Vice Chair - Councillor Hickson
Councillors – Care, Graves, Jones, Redfern, Roberts, Smalley, Williamson
11. Conservation Area Advisory Committee (Con 2, Lab 3, Lib Dem 1)
- Councillors Liversedge, Smalley, Tittley, Travis, 2 vacancies (Labour)
12. Disabled People's Advisory Committee (Con 1, Lab 3, Lib Dem 2)
- Chair - Councillor Webb
Councillors Chera, Hird, Redfern, Troup, Turner
13. Minority Ethnic Communities Advisory Committee (Con 1, Lab 3, Lib Dem 2)
- Chair - Councillor Burgess
Vice Chair - Councillor Willitts
Councillors Dhamrait, Khan, Rehman, Richards
14. Women's Advisory Committee (Con 1, Lab 3, Lib Dem 2)
- Chair - Councillor Winter

- Councillors E Berry, Bolton, Gupta, Hird, MacDonald
15. Social Services Fostering Panel (1 Cabinet Member)
- Councillor E Berry
16. Social Services Adoption Panel (Con 1, Lab 1)
- Councillors P Berry, Turner
17. Civic Awards Advisory Panel (Con 2, Lab 3, Lib Dem 1)
- Chair - Councillor Brown
Councillors P Berry, Dhamrait, Jackson, Rehman, Richards
18. Representatives on the following bodies:
- 18a Derbyshire Fire Authority (Con 1, Lab 3, Lib Dem 1)
- Councillors Bolton, Carr, Gerrard, West, Williamson
- 18b Joint Committee with Derbyshire County Council for Local Authority
Appointments to the Derbyshire Police Authority (Con 1, Lib Dem 1)
- Councillors Hickson, Winter
- 18c Derbyshire Development Plans Joint Advisory Committee (Con 1, Lab 3,
Lib Dem 2)
- Councillors Baxter, Bolton, Brown, Care, Troup, Wynn
- 18d Schools Organisation Committee (Con 1, Lab 3, Lib Dem 2)
- Councillors Gerrard, Liversedge, MacDonald, Travis, Winter, Wynn
- 18e Standing Advisory Council on Religious Education (SACRE) (Con 1, Lab
3, Lib Dem 1)
- Councillors Higginbottom, Hird, Smalley, Turner, Wynn
- 18f School Admissions Forum (Con 1, Lab 3, Lib Dem 1)
- Councillors Khan, Liversedge, MacDonald, Winter, Wynn
19. Standards Committee (Con 1, Lab 1, Lib Dem 1)
- Councillors Baxter, Latham, Skelton
Independent Members - Mr G Bagga, Canon R B Blowers, Mrs C McDowall

Informal Advisory Groups

- a. Plain English Panel (Con 1, Lab 3, Lib Dem 2)

Chair – Councillor Bolton
Councillors Brown, Hird, Khan, Travis, Turner

- b. Members Services Working Party (Con 1, Lab 2, Lib Dem 1)

Chair - Councillor Hickson
Councillors Jackson, Roberts, Troup

- c. Bus Consultation Group (Con 1, Lab 3, Lib Dem 2)

Chair – Councillor Care
Councillors Ahern, P Berry, Bolton, Lowe, Roberts

- d. Riverlights Group (Con 1, Lab 3, Lib Dem 2)

Chair - Councillor Burgess
Councillors Baxter, Blanksby, Bolton, Hickson, Travis

- e Integrated Children's Services Member Working Group (Con 2, Lab 3, Lib Dem 2)

Chairs – Councillors Allen, E Berry
Councillors Jones, Latham, MacDonald, Turner, Wynn

Schedule of Meetings

June 2005 - July 2006

	Day/Time	Jun	Jul	Aug	Sept	Oct	Nov	Dec	Jan	Feb	Mar	Apr	May	Jun	Jul
Council	Wed 6pm		20		14		23		25		1*		24#		19
Council Cabinet	Tue 6pm	14	12	2	6,27	18	8,29	20	17	7,21	14	4,25	16	6,27	18
Scrutiny Commission 1	Tue 6pm	7	19		13		1	13	31		7	18	30		11
Scrutiny Commission 2	Mon 6pm	6	4		5	17	28		16	27		3		19	17
Scrutiny Commission 3	Mon 6pm	20	18		19	31		5	23		6	24		26	24
Scrutiny Commission 4	Mon 6pm	27	25		26		7	19	30		20	24		5	3
Corporate Parenting Sub	Tue 6pm	28			6			6				11		20	
Area Panel 1	Wed 6.30pm	8			7		2		11		8			7	
Area Panel 2	Wed 6.30pm	15			21		9		11		15			14	
Area Panel 3	Wed 6pm	22			7		16		18		22			21	
Area Panel 4	Wed 6.30pm	29			28		30		18		29			28	
Area Panel 5	Wed 7pm		6			12		7		1		5			12
Planning Control	Thu 6pm	9,23	7,21	25	8,29	13,27	10,24	8,22	26	9 ⁺ ,23	9 ⁺ ,23	6 ⁺ ,27	25	1 ⁺ ,22	6 ⁺ ,20
Taxi Licensing and Appeals Committee	Mon/Tue 6pm	1	26			4	21		10		27		2		4
General Licensing Committee	Mon/Thu 6pm		4			3		1		6		20			31
Disabled People's Advisory	Thu 6.30pm		28		23		3		19		2			8	
Minority Ethnic Communities Advisory	Thu 6.30pm	16			8		17		12		30			15	
Women's Advisory	Tue 6.30pm	21			20		22		24		28			13	
Conservation Area Advisory	Thu 5.15pm	16	14	11	15	6	3	15	12	16	16	13	11	8	13
Councillor Training Days		30	20		12	11	15	14	9	15	21	12		29	10

* Council Tax Setting

^ Special Budget Meetings

Annual Council

* Planning Control Committee will be held twice a month for a trial period up to 31 December 2005. Meetings marked * will only take place on the dates if the trial is deemed successful.

Area Panel 1 – Chaddesden, Spondon, Derwent, Oakwood

Area Panel 2 – Alvaston, Boulton, Chellaston, Sinfen

Area Panel 3 – Arboretum, Normanton, Abbey

Area Panel 4 – Littleover, Mickleover, Blagreaves

Area Panel 5 – Allestree, Darley, Mackworth

APPENDIX D

APPOINTMENTS TO OUTSIDE BODIES AND CHARITIES Annual Appointments unless stated

Body	Proposed Representative(s) 2005/06	Other Information
Addaction	Councillor Samra	Advisory group relating to drug & alcohol abuse
Age Concern – Derbyshire	Mrs Ann Crosby	Does not have to be an Elected Member
Asian Women's Training Centre	Councillor Care	
Association of Public Service Excellence (APSE)	Councillors Carr, Blanksby	
Business Link Derbyshire	Councillor Burgess	Does not have to be an Elected Member
Children First	Councillor MacDonald	Does not have to be an Elected Member
CLASP Consortium	Councillor Ahern	Must be Elected Members
Compact Forum	Councillors Burgess, E Berry, Samra Isabella Stone, Sarah Davis	Relevant Cabinet Members
	Councillors Bayliss, Hussain and Lowe	3 Scrutiny representatives
Derby Asian Horticultural & Resource Training Initiative	Councillor Troup	
Derby Citizens Advice Bureau Management Committee	Councillors Marshall, Samra, Ger	Must be Elected Members
Derby City Homes Regeneration Limited	Councillor Hickson	Must be Elected Members
Derby City Partnership Groups		
• Board	Councillor Burgess	Leader of the Council to be the Chair of DCP Board

Body	Proposed Representative(s) 2005/06	Other Information
• City of Learning Executive	Councillor Allen	Cabinet member with responsibility for learning
• City of Opportunity Executive	Councillor Allen Councillor E Berry	Two Cabinet Members with responsibility for the agenda covered
• City of Opportunity Strategic Forum	Councillors Allen, Hickson and Samra	Cabinet Members with responsibility for the agenda covered
• Cultural City Executive	Councillor Hickson	Cabinet member with responsibility for Culture and Leisure
• Environment City Executive	Councillor Care	Cabinet Member with responsibility for Environment, planning and transportation
• External Funding Management Group	Councillor Samra	Cabinet Member with responsibility for Regeneration Programmes
• Neighbourhood Renewal Fund Management Group	Councillor Samra	Cabinet Member with responsibility for Regeneration Programmes
• Normanton Regeneration Programme Management Group	Councillor Dhamrait	Ward Councillor for Arboretum or Normanton Wards
• Objective 2 Working Group	Councillor Roberts	Ward Councillor from one of the following wards Derwent, Arboretum, Sinfin, Abbey, Alvaston
• Osmaston and Allenton Programme Management Group	Councillor Turner	Ward Councillor
• Prosperous City Executive	Councillor Hickson	Cabinet Member with responsibility for Economic Development

Body	Proposed Representative(s) 2005/06	Other Information
<ul style="list-style-type: none"> Small Change Award Partners 	Councillor E Berry	Ward Councillor from one of the nine smaller NRS neighbourhoods
Derby College – Board of Governors	Councillor Nath	4 years until 31 August 2006 or rep ceases to be an Elected Member Representatives who do not attend meetings will be removed from the board Council cannot change appointment until term of office expires.
Derby Community Healthcare Project	Mr M E Kaye, Mr M Connell	
Derby Community Legal Service Partnership Board	Councillor West	
Derby Community Transport	Mr John Ireland	Does not have to be an Elected Member
Derby Concert Promoters Association	Councillor Travis	Does not have to be an Elected Member
Derby Council for Voluntary Service	Councillor Higginbottom and Samra	Do not have to be Elected Members
Derby Dance Centre - Development Board	Councillors Travis and West	Do not have to be Elected Members
Derby Furniture Project Management Committee	Councillor Higginbottom	Do not have to be Elected Members
Derby Homes Limited - Board	Councillors Lowe, Troup, P Berry, Redfern and Bayliss Martin Latham Oct 2006 Tabani Ndlovu Oct 2006 Iain MacDonald Oct 2007 Bob Osler Oct 2007	Representatives should be able to attend meetings on the last Thursday in every month
Derby Law Centre	Councillors Jones, West and Jackson	Must be Elected Members

Body	Proposed Representative(s) 2005/06	Other Information
Derby Playhouse Limited - Board	Councillors Dhindsa, Hickson, Travis,	Do not have to be Elected Members Open ended
Derby Racial Equality Council		
<ul style="list-style-type: none"> General Committee 	Councillors Hickson, Richards, K	3 members – General Committee
<ul style="list-style-type: none"> Executive Committee 	Councillors Hickson, Turner	Two of these members to be appointed to the Exec Committee
Derby Rail Forum	Councillor Hickson	
Derby Rape Crisis	Councillors Winter, MacDonald	Do not have to be Elected Members
Derby University		
<ul style="list-style-type: none"> Court 	Councillor Burgess	
<ul style="list-style-type: none"> University Council 	Councillor Allen	
Derby Women's Centre Management/Steering Committee	Councillor Hird and Winter	
Derby and Derbyshire Economic Partnership	Councillor Burgess	
Derby and Derbyshire Partners Against Racial Harassment	Councillors Samra, Turner	
Derby and Sandiacre Canal Trust	Councillor Care, Mr R Salmon	1 Elected Member, 1 Officer No fixed term
Derby and Sandiacre Canal Trust - Executive	Mr R Salmon	
Derbyshire Connexions Partnership	Councillor Allen	Cabinet Member for Schools Education Services
Derbyshire Environmental Trust	Councillor Skelton	Do not have to be Elected Members

Body	Proposed Representative(s) 2005/06	Other Information
Derbyshire Housing Aid	Councillor Samra	Nomination subject to the approval of the Trustees
Derbyshire Learning Partnership	Councillor Allen	
Derbyshire Partnership Forum	Councillor Burgess	3 year appointment but representative could be replaced mid term
Derbyshire Resource Efficiency Partnership (DREP)	Mr A Mullarkey	
Derbyshire Sport	Councillor Carr	
Derbyshire Superannuation Investment Panel	Councillors Carr, Williamson	
Derbyshire Valuation Tribunal	Mr M Daullah, Mr H C Gupta, Councillors P Hickson, Lowe Mr J McGiven, Mr J Naitta, Councillor P Berry, Ms C Fenton	Do not have to be Elected Members 6 year appointments maximum age 72, DCC compliment of 8 members
Derbyshire Wildlife Trust Council of Members	Councillor Blanksby	
Derwent Community Partnership	Councillors Gupta, Redfern, Roberts, Samra	Do not have to be Elected Members 1 year appointment
Derwent Valley Mills Partnership	Councillor West	Relevant Council cabinet Member and 3 ward Councillors for Derwent Ward
Derwent Valley Trust	Councillor Burgess	Must be Elected Members
Disability Direct – Management Committee	Councillor Hickson	Must be Elected members
Door Supervisors Panel	Councillors Marshall, Latham	Do not have to be Elected Members
Early Years Development & Childcare Partnership	Councillor Allen	

Body	Proposed Representative(s) 2005/06	Other Information
Eastern Orchestral Board	R. J. Wood	Do not have to be Elected Members
East Midlands Museum Service	Councillors Burgess	
English Churches Housing Group Midlands Customer Focus Group	Councillor Hickson	Do not have to be Elected Members
Environment Agency Regional Flood Defence Committee	1.1 Councillor Troup	Do not have to be Elected Members 4 year appointment until 31 May 2006
Guru Ravidass Sabha Community Centre Management Group	Councillor Dhamrait	
Indian Community Centre Executive Committee	Councillor Samra	
JCC Waste Disposal and Collection in Derbyshire	Councillor Care	
2.1 Lea Green Outdoor Pursuits Centre – Advisory Committee	Councillor Carr	
Local Authority Energy Partnership	Councillors P Berry, Care and Tr	Must be Elected Members
Local Authorities World Heritage Forum	Councillor Hickson, Mr M Kaye	Do not have to be Elected Members
Local Connexions Partnership	Councillor Allen	
Local Government Association		
• General Assembly	Councillors Burgess, Hickson, Williamson, Roberts	
• Urban Commission	Councillors Burgess, Hickson	
• Derbyshire LGA	Councillors Burgess, Latham, Roberts	
• Derbyshire LGA Environmental Co-ordination Group	Councillor Care	

Body	Proposed Representative(s) 2005/06	Other Information
<ul style="list-style-type: none"> East Midlands Regional LGA – General Meeting East Midlands Regional Assembly 	Councillors Care, Latham, Williamson, Roberts Councillor Burgess	4 Representatives 1 Representative
<ul style="list-style-type: none"> Special Interest Group of Metropolitan Authorities (SIGOMA) 	Councillor Burgess	
<ul style="list-style-type: none"> Tourism Forum 	Councillor Travis	Must be Elected Member
Loughborough University – Court	Councillor Allen	Do not have to be Elected Members 3 years until 31 July 2005
Metro Cinema	Councillors West, Blanksby	Must be Elected Members 4 year appointment
Midland Railway Trust Limited	Councillor Lowe	Do not have to be Elected Members 1 year appointment
National Association of British Market Authorities	Councillors Hickson, Ahern	
National Council for Housing and Planning (ROOM) East Midlands Regional Executive Committee	Councillor Care	
Q Arts Management Committee	Councillor Burgess and Jackson	
Queens' Hall Women's Hostel Management Committee	Councillor Winter	Must be Elected Members 1 year appointment
Revive (Healthy Living) Project – Project Board	David Potton	Until December 2005

Body	Proposed Representative(s) 2005/06	Other Information
Rosehill Business Centre Ltd	Councillor Bolton	Do not have to be Elected Members Changes to previous nomination have to be agreed by the Board of Directors. Status – Non Exec Director
Sherwood Foresters Regimental Museum	Councillor Lowe	
SUPPORT		
Director	Councillor Bolton	
Management Committee	Mr Joe Naitta	Do not have to be Elected Members
Territorial, Auxiliary and Volunteer Reserve Association for the East Midlands	Councillor P Berry	Must be Elected Members. Under 70 years of age.
University of Leicester – Court	Councillor Allen	3 year appointment until 13 February 2006 Must be Elected Members
University of Nottingham – Court	Councillor Allen	
VIVA	Councillors Travis, Jackson	
Walbrook Housing Association Limited	Councillor Hird	

REPRESENTATIVES OF THE

COUNCIL ON CHARITIES WITH DATES OF RETIREMENT

CHARITIES

Charity	Term of Office Expires
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Derby City

Councillor Richards	3 October 2007
Councillor P Berry	3 October 2007
Councillor Baxter	30 June 2006
Mr H Johnson	6 October 2005
Mr M J Fuller	15 February 2007

Hoult and Annie Sutton Memorial Houses

Councillor Higginbottom	12 January 2006
Mr H Johnson	12 January 2006
Mr J McGiven	12 January 2006

The Poor's Land, Littleover (Joyce Harpur)

Councillor Skelton	26 April 2009
Councillor L Allen	26 April 2007

Thomas Haughton

Mr H Johnson	1 January 2006
Mrs N R Wawman	1 January 2006
Mr J McGiven	1 January 2006

Elizabeth Turner

Councillor Ahern	30 June 2008
Mr J McGiven	30 June 2006
Mrs L M Topham	24 May 2008

Liversage

Councillor Webb	30 June 2008
Mr John Brittain	28 January 2008
Mr M Allsop	8 December 2005
Councillor Samra	23 September 2008
Mr D Dickinson	30 June 2006
Councillor Jackson	1 March 2007
Councillor Richards	13 July 2008

Spondon Relief in Need

Councillor Brown
Councillor P Berry

30 June 2008
8 September 2007

Wilmot, Gilbert and Berrysford

Mr P J Cholerton
Councillor Bolton

5 January 2007
2 September 2008

German Pole Charity

Councillor M Hird

2 January 2006

APPENDIX E

CONFERENCE	MEMBERS ATTENDING	MONTH	NUMBER OF DAYS
North of England Education Conference	Council Cabinet Member for Lifelong Learning, Chair of relevant Commission and a minority group representative	January	2
LGA Annual Urban Commission and Conference	Leader or deputy leader	February	2
LGA Annual Cultural Services Conference	Cabinet Member for Leisure and Cultural Services	March	2
LGA Annual Planning Conference	Cabinet Member for Planning, Transportation and Environment	March	2
Association of Town Centre Management	Council Cabinet Member for Performance Management, Economic Development and Housing	April and October	2
Chartered Institute of Housing Annual Conference	Council Cabinet Member for Performance Management, Economic Development and Housing, Chair of relevant Commission and one minority group representative	June	4
Local Government Association Annual Education Conference	Council Cabinet Member for Lifelong Learning, Chair of relevant Commission and a minority group representative	June/July	---
Local Government Association Annual Conference/General Assembly	The representatives appointed to the General Assembly	July	4
Association of Public Service Excellence Annual Conference	Council Cabinet Member for Personnel, Equalities and Direct Services, Chair of relevant Commission and a minority group representative	September	3
Notts/Derbys Local Authorities' Energy Partnership Conference and AGM	Council Cabinet Members for Planning, Transportation and Environment and Regeneration, Social Inclusion and Community	November	1

CONFERENCE	MEMBERS ATTENDING	MONTH	NUMBER OF DAYS
Chartered Institute of Environment Health Annual Conference	Council Cabinet Member for Personnel, Equalities and Direct Services, Chair of relevant Commission and a minority group representative	September	3
Town and Country Planning Summer School	Council Cabinet Member for Planning, Transportation and Environment, Chair of Planning Control Committee and one minority group representative from Planning Control Committee	September	5
Local Authority Transport Chairs	Council Cabinet Member for Planning, Transportation and Environment	September	1
National Association of British Markets Authorities	The representative(s) appointed to the Association	September	3
Standards Board for England Annual Conference	Two members of the Standards Committee – one independent, one elected	September	2
Local Government Association Annual Social Services Conference	Nominations are as follows: Relevant Council Cabinet Member, Chair of relevant Commission and one minority group representative	October	3
Local Government Association Annual Housing Conference	Council Cabinet Member for Performance Management, Economic Development and Housing, Chair of relevant Commission and a minority group representative	November	3
Consortium of Local Authorities Special Programme (CLASP) AGM	Chair of relevant Commission	November	2
LGA Economic Regeneration Annual Conference	Council Cabinet Member for Performance Management, Economic Development and Housing, Chair of relevant Commission and a minority group representative	November	3

APPENDIX F

COUNCIL CABINET 15 MARCH 2005

Present: Councillor Burgess – Chair
Councillors Allen, E Berry, Care, Carr, Hickson, and West

Also present: Councillor Williamson

This record of decisions was published on 17 March 2005. The key decisions set out in this record will come into force and may then be implemented on the expiry of five clear days unless a decision is called-in.

Budget and Policy Framework

344/04 Revision of the Council's Environmental Policy

The Council Cabinet considered a report from the Director of Development and Cultural Services regarding the revision of the Council's Environmental Policy. The first Environmental Policy was adopted in 1998 but a revision to this document had been considered necessary for a number of reasons, including the changing nature of environmental issues such as climate change.

Decision

- 1. To approve the revised Environmental Policy as set out in appendix 3 of the report.**
- 2. To recommend Council to formally adopt the new Environmental Policy.**

APPENDIX G

PLANNING CONTROL COMMITTEE 28 APRIL 2005

Present: Councillor Smalley – Chair
Councillors Baxter, Bolton, Chera, Liversedge, Marshall,
Rehman, Travis and Wynn.

126/04 Workload and Organisational Issues

A joint report of the Directors of Corporate Services and Development and Cultural Services was considered that set out proposals relating to changing the frequency of Planning Control meetings. It also suggested changing Part E of Part 3 of the Constitution which contains the delegated powers of the Planning Control Committee.

It was also reported that a new multi-media system was being install in the Council Chamber as an e-Derby, e-Democracy initiative. It was hoped that the system would be ready for use at the Committees' next meeting on 26 May 2005.

Resolved:

- 1. to change the frequency of meetings to twice a month, except in January and August, with effect from the 2005/06 municipal year, for a trial period of six months.**
- 2. to recommend full Council to amend paragraph 2c of the delegations to the Planning Control Committee, set out in Part E of Part 3 of the Constitution, to read:**

“A Member of the Council has, within three weeks of being sent notification of an application, written to the Director of Development and Cultural Services requesting its determination by the Committee, giving reasons for the request. Where the member concerned does not attend the meeting in person, or submit written representations, the application will be deemed to be determined in accordance with the recommendation of the Director of Development and Cultural Services.”

APPENDIX H

STANDARDS COMMITTEE 15 APRIL 2005

Present: Reverend Canon R B Blowers – Chair
Mrs C McDowall
Councillors Baxter and Skelton

Officers In Attendance: Michael Foote - Director of Corporate Services
Steve Dunning Assistant Director Democratic
Services
Linda Torney – Principal Solicitor

32/04 Planning Protocol

The Committee considered a report of the Director of Corporate Services on a formal Planning Protocol which would be considered by Council.

Resolved to recommend Council to adopt the Planning Protocol.

34/04 Policies and Guidance for Councillors on Information and Communication Technology related Issues

The Committee considered a report of the Director of Corporate Services and Monitoring Officer which set out three documents which had been considered at the Members Services Working Party on policies or guidance on Information Communication Technology – ICT – issues:

- E mail and Internet User Policy for Councillors
- Website Facilities for Councillors – Acceptable Use Policy
- Data Protection Act 1998 – Councillor Guidance for Requesting Access to a Services User's Personal Information.

The Committee made the following comments:

E mail and Internet User Policy for Councillors

- To delete the sentence 'reasonable incidental personal use by councillors working at home should be kept to a minimum as such use involves a direct cost to the Council' from section three – 'limited personal use'
- To delete the words 'alleged' and 'deemed to be' from section four – 'expectations'
- To include a definition of 'intranet' in section 14 – 'terminology'

- To amend the contact list on page 9 to include 'John Dunnaway' in place of 'Lee Haynes'.

Resolved to recommend Council to approve and adopt the following documents as amended:

- **E mail and Internet User Policy for Councillors**
- **Website Facilities for Councillors – Acceptable Use Policy**
- **Data Protection Act 1998 – Councillor Guidance for Requesting Access to a Services User's Personal Information.**

APPENDIX I

GENERAL LICENSING COMMITTEE

11 MAY 2005

Present: Councillor Jones (Chair)

Councillors Baxter, Bolton, Jackson, Khan, Latham, Leeming,
Redfern, Richards, Roberts, Travis, Willitts and Wynn

08/04 Gaming Machines – Prohibited Premises

The Committee considered a report from the Director of Corporate Services that requested the addition of laundrettes and coin operated laundrettes to the classes of premises where gaming machines are prohibited.

It was reported that in September 1989 the Policy and General Purposes Sub Committee resolved that it would not grant or renew any gaming machines permits for certain types of premises.

Officers raised concerns that a number gaming machines were being proposed, to be sited within laundrettes and coin-operated laundrettes. Many of the premises had extended opening hours, did not have on site staff and were open to children.

Resolved to recommend to Council to approve the addition of laundrettes and coin-operated laundrettes to the classes of premises where gaming machines are prohibited.

APPENDIX J

SCRUTINY MANAGEMENT COMMISSION 19 APRIL 2005

Present: Councillor Troup (in the Chair)
Councillors Ahern, Bayliss, P Berry, Graves, Hussain, Jones,
Latham, Lowe, MacDonald, Redfern, Repton, Smalley and
Travis.

97/04 Draft Annual Report of the Overview and

The Chair reminded members that at the meeting on 22 March 2005 it was agreed to defer setting the Overview and Scrutiny objectives for the annual report until after the recommendations of this Commission's topic review on the Council's Scrutiny structure had been agreed.

Councillor Bayliss proposed that the four topic review recommendations that had been agreed by the Working Group at its meeting on 12 April should be adopted as the annual report objectives.

Resolved

- 1. To set the following objectives for Overview and Scrutiny for the coming year, as follows:**
 - i) the engagement between Council Cabinet and the Scrutiny Commissions should be improved.**
 - ii) commissions should increase their involvement in Scrutiny by reducing the emphasis currently placed on topic reviews and giving more attention to Scrutiny.**
 - iii) the Commissions should review their work processes with a view to improving outcomes and the linkages to Council priorities.**
 - iv) the Commissions should identify the skills needed by Chairs and Members to deliver effective Scrutiny and prepare training programmes designed to address any skill shortages they identify.**
- 2. To recommend Council to accept the Annual Report of the Overview and Scrutiny Commissions for 2004/05.**

MINUTES OF COUNCIL CABINET REQUIRING THE APPROVAL OF COUNCIL

COUNCIL CABINET 14 JUNE 2005

Present: Councillor Burgess – Chair
Councillors Allen, E Berry, Care, Hickson, Latham, and Samra.

Also present: Councillor Williamson

This record of decisions was published on 16 June 2005. The key decisions set out in this record will come into force and may then be implemented on the expiry of five clear days unless a decision is called-in.

Budget and Policy Framework

31/05 Waste Strategy

The Council Cabinet considered a report from the Director of Development and Cultural Services regarding changes to the Waste Strategy. The city had been making excellent progress on Rethink Rubbish and was close to meeting its 2005/06 recycling target. The City and County Councils were making good progress on the development of a new waste strategy, which was an essential prerequisite for both procuring a new waste plant and obtaining PFI credits.

It was considered that there was insufficient time for a plant to be procured using a PFI route by either of the councils but an opportunity existed to procure a plant at Sinfin Lane. If this process was started soon the timetable set by landfill allowance targets could still be met.

Decisions

Subject to the views of the Planning and Environment Commission to recommend Council:

5. to procure a treatment plant to deal with residual waste without the benefit of PFI credits.
6. to work closely with the County Council to procure a waste treatment plant sited in or near to Derby and sharing costs proportionally.

7. to note the reports of the consultants recommending this preferred procurement strategy.
8. to note that a similar report was being submitted to the County Council Cabinet and that some of these recommendations would only have effect if the County Council gives the appropriate approval.

Performance Monitoring

35/05

Inspection of the Youth Service

The Council Cabinet considered a report from the Director of Education regarding an Ofsted Inspection of the Youth Service. During the inspection week five inspectors carried out direct observation of a sample of youth work in a range of settings. The inspection found that the Council provided a good youth service, where the strengths outweighed the weaknesses. It also showed that the service represented good value for money.

Councillor Berry reported on recent discussions at a meeting of the Derby Youth Forum and asked that:

- a column be provided in the local newspaper for young people to write about issues they are concerned about
- councillors participate in “I’m a Councillor get me out of here” during Local Democracy Week – 17 to 21 October 2005.

Decisions

1. To note the outcomes of the Ofsted inspection of the Youth Service.
2. To approve the post-inspection action plan.
3. To refer the report and the action plan to the Education Commission, prior to submission to Full Council.

MINUTES OF PLANNING AND ENVIRONMENT COMMISSION REQUIRING THE APPROVAL OF COUNCIL

Present: Councillor Troup (in the Chair)
Councillors Ahern, Bolton, Leeming, Liversedge, Skelton

In attendance: Councillors Carr and Care

14/05 Matters Referred to the Commission by Council Cabinet

Waste Strategy

The Commission considered a report from the Director of Development and Cultural Services about the Waste Strategy. The report had been referred to the Commission for comment by Council Cabinet at its meeting on 14 June 2005. John Hansed, Head of Street Care and Waste Management, gave a presentation about the Waste Strategy. The Commission were advised that the Land Fill Directive required substantial reduction in Land Fill by 2010 and further reductions thereafter. To achieve this, the procurement of a residual waste plant needed to be investigated to reduce waste sent to land fill. The cost of this would be between £20M and £40M. The recommendations of the consultants were:

- That it be a staged project to avoid early LATs penalties.
- That the first phase should be the construction of a simple treatment facility.
- The plant should be located in or close to Derby, serving city and southern county.
- The plant should not be procured by PFI as this would take too long.
- Long term, there could be further plant(s) in central/northern county.
- The further plants could possibly be procured by PFI.
- There should be joint procurement by city and county of at least the first plant.

Councillor Leeming asked if the Council had any idea which direction they wanted to go in. John Hansed advised that there was no preferred option

and the strategy was likely to suggest three preferred alternatives which would reach the statutory targets and avoid LATS penalties. The Government were now more open minded on incineration as this was a proven technology. Councillor Leeming commented that the public's concern on incineration was the lack of proof that toxins could be removed from the gases.

John Hansed advised that if there were to be an incinerator there would be a front end processor to take out recyclables and to pre-treat items before incineration. Councillor Troup asked what could be done to get the public on side and pointed out that how this was done would be very important. Councillor Care responded that the public needed to be informed of the alternatives, including doing nothing, and the likely effects of all the alternatives.

Councillor Leeming agreed that the city had to go down this road of treatment but suggested that the residual waste plants used in other countries around the world be investigated first.

Resolved to recommend to Council Cabinet that consideration be given to the ways in which the public might be informed of the need for a residual waste disposal plant in the City.

PLANNING CONTROL COMMITTEE 26 MAY 2005

Present: Councillor Smalley – Chair
Councillors Baxter, Bolton, Care, Chera, Khan,
Liversedge, Marshall, Travis and Wynn.

08/05 Regulations on the Control of High Hedges

A report of the Assistant Director – Development was considered regarding regulations on the control of high hedges. It was reported that Part 8 of the Anti-Social Behaviour Act 2003 allowed for regulations to be introduced under which Local Authorities could be approached to arbitrate between neighbours where there was disagreement over the height of an evergreen hedge. To be covered by the legislation the “hedge” must be over 2m in height and consist of a line of at least two shrubs or trees which are predominately evergreen. The problem they cause must affect a domestic property. The “hedge” must be on neighbouring land (it does not necessarily have to be a boundary hedge, so could be some distance away; it could even include trees or shrubs on Council-owned land.) The legislation and regulations allowed Authorities to set their own level of fees for determining applications. It was recommended that a fee of £400 would be in line with other local authorities and would allow for recovery of costs of officer time.

Councillor Baxter suggested that reduced fees should be set for those on benefits and pensioners on low incomes. He suggested a fee of £25 to people on benefits and £50 for pensioners on low incomes.

Resolved to:

- 1. recommend to Council that the fee level be set at £400 per application, increasing annually by the rate of inflation**
- 2. recommend to Council that the determination of applications be delegated to the Assistant Director – Development**
- 3. recommend to Council that the future fixing of fees and any changes to procedure be delegated to the Planning Control Committee**
- 4. receive an update report in 6 months on progress.**

Councillors Baxter, Bolton, Chera, Khan and Wynn requested that their votes against this decision be recorded.