

# COUNCIL

**13 December 2005**

**Present:** Councillor Mrs M Gray (Mayor), Councillor M Wilson (Deputy Mayor), Councillors K Ball, T Bedford, E Bell, A Birchall, T Brown, Brownlee, P Buckley, Mrs P Case, H Caunce, F Culshaw, M Davies, D Dickinson, Mrs D Dickinson, D Edgerley, A Gee, D Gee, P Goldsworthy, T Gray, C Hoyle, Miss I Iddon, M Lees, R Lees, R Livesey, M Lowe, A Lowe, P Malpas, T McGowan, Miss J Molyneaux, G Morgan, R Parr, M Perks, G Russell, E Smith, Mrs I Smith, Mrs J Snape, R Snape, C Snow, J Walker, Mrs S Walsh, A Whittaker and J Wilson.

## **05.C.98 APOLOGIES FOR ABSENCE**

Apologies for absence were submitted on behalf of Councillors Cullens, Heaton, Lennox and S Smith.

## **05.C.99 DECLARATIONS OF ANY INTERESTS**

No Member disclosed an interest in relation to matters under consideration at the meeting.

## **05.C.100 MINUTES**

**RESOLVED – That the minutes of the Council meeting held on 1 November 2005 be confirmed as a correct record and signed by the Mayor.**

## **05.C.101 MAYORAL ANNOUCEMENTS**

The Mayor informed the Members of the following

- (a) Tickets are now available from the Mayor's Secretary for the Mayoral Christmas Raffle at a price of 50p. The draw will take place during the week commencing 19 December 2005.
- (b) A Mayoral Charity Meal will be held on the evening of Tuesday, 24 January 2006 after the Council meeting at Parmesan and Pepper. The tickets for the three course meal are available from the Mayor's Secretary, price £20.
- (c) A "Gradely Lancashire Neet" (songs, poetry and clog dancing) will be held on Friday, 27 January 2006 commencing at 7.30pm at Whittle-le-Woods Village Hall. Tickets are available from the Mayor's Secretary, price £5 which includes hot pot supper.
- (d) The Mayor's Charity Ball will be held on Friday 3 February 2006 at the Park Hall Hotel, Charnock Richard. Further details of the event and an application form for tickets will be circulated but in the mean time, it would be appreciated if any gifts for the tombola could be given to the Mayor's Secretary.
- (e) A Mayoral Quiz evening will be held at Chorley Cricket Club on 17 February 2006. Please contact the Mayor's Secretary if you wish to enter a team for the event.

- (f) The Mayor wished Members and Officers a Merry Christmas and invited them to a drink and mince pie at the conclusion of this meeting and the Informal meeting to follow.

The Mayor informed Members that this would be the last Council Meeting that the Chief Executive, Mr Jeffrey Davies will be attending before his retirement on 2 January 2006. She thanked him for his commitment and dedicated service to the Council during the last 18 years and wished him every success and happiness for the future.

The Executive Leader along with the Leaders of the Conservative and Liberal Democrat Groups and Councillor R Snape expressed their appreciation to Mr Davies for his service to the Council and extended best wishes to him for the future.

#### **05.C.102 DEVELOPMENT CONTROL COMMITTEE**

The Chair of the Development Control Committee presented a report summarising the more significant proposals considered at a meeting of the Committee held on 29 November 2005.

**RESOLVED – That the report be noted.**

#### **05.C.103 LICENSING AND SAFETY COMMITTEE GENERAL REPORT**

The Chair of the Licensing and Safety Committee presented a report summarising the principal matters considered at meetings of the Committee held on 2 November and 6 December 2005.

**RESOLVED – That the report be noted.**

#### **05.C.104 LICENSING ACT 2003 - ADMINISTRATION COSTS**

The Chair of the Statutory Licensing Committee presented a report, which gave details of the costs to the Council of administering the Licensing Act 2003 procedures and the number of licensing applications under the Act dealt with by the Licensing Section.

**RESOLVED – That the report be noted.**

#### **05.C.105 TRANSFER OF GAMING AND GAMING MACHINES ON ALCOHOL LICENSED PREMISES**

The Chair of the Statutory Licensing Committee presented a report recommending amendments to the Scheme of Delegation in the Council's Constitution to allow the Statutory Licensing Committee and the Director of Legal Services to deal with the various aspects of the licensing regime for gaming and gaming machines (also known as amusement with prizes machines) in alcohol licensed premises under the Licensing Act 2003.

**RESOLVED – (1) That approval be given to the amendment of Appendix 2, Part B of the Councils Constitution to enable the Statutory Licensing Committee to deal with the following matters under the Licensing Act 2003:**

- **Grant/renewal of Section 34 permits exceeding two machines in alcohol licensed premises**

- **Orders under Section 6 of the Gaming Act 1968**

**(2) That approval be given to the amendment of Appendix 2, Part C of the Councils Constitution to enable the Director of Legal Services to deal with the following matters under the Licensing Act 2003:**

- **Grant/renewal of Section 34 permits for up to two machines in alcohol licensed premises**
- **Grant/renewal of Section 16 permits in alcohol licensed premises**
- **Change of name as a result of conversion of Justices Licence/Premises Licence**

#### **05.C.106 OVERVIEW AND SCRUTINY COMMITTEE AND PANELS**

The Chair of the Overview and Scrutiny Committee presented a report summarising the principal matters considered at a meeting of the Committee held on 17 November 2005 and the ongoing work of its Panels.

**RESOLVED – That the report be noted.**

#### **05.C.107 STANDARDS COMMITTEE**

The Vice Chair of the Standards Committee presented a report summarising the principal matters considered at a meeting of the Committee held on 15 November 2005.

#### **05.C.108 GENERAL PURPOSES COMMITTEE**

The Chair of the General Purposes Committee presented a report summarising the principal matters considered at a meeting of the Committee held on 16 November 2005.

**RESOLVED – That the report be noted.**

#### **05.C.109 DEVELOPING EFFECTIVE POLITICAL LEADERSHIP**

The Executive Leader presented a report which incorporated a copy of the report produced by SOLACE Enterprises on the outcome of its review of the Council's political relationships.

The review was commissioned by the Council principally as a consequence of the Council's 2003 Comprehensive Performance Assessment report identifying as a weakness in capacity, the 'poor political relationship with the main opposition'. Taking this into account, the Council's Corporate Improvement Plan commits the Council to 'develop mechanisms to improve political relationships' in order to achieve 'good relationships between the main political groups, helping to maximise the collective value of all members towards the achievement of the Council's objectives'.

**RESOLVED – That the recommendations in paragraph 4.10 of the report by SOLACE Enterprises be accepted and implemented.**

### 05.C.110 CAPITAL BUDGET 2005/06 - MONITORING

The Executive Leader presented a report on proposals for the addition to the 2005/06 Capital Programme of expenditure totalling £65,080 and proposed revisions to the categorisation of schemes in the Programme.

The report incorporated a copy of the Director of Finance's report to the Executive Cabinet to enable Council Members to take account of all relevant factors before reaching a decision.

**RESOLVED - (1) That approval be given to the addition to the 2005/06 Capital Programme of expenditure totalling £65,080, as shown in the appendix to the attached report, to be financed from savings and virements, if appropriate;**

**(2) That the changes made to the categories of the Capital Programme be noted.**

### 05.C.111 AREA FORUM PILOT SCHEME

The Executive Member for Customers, Policy and Performance presented a report on the draft arrangements for the introduction of a Area Forum pilot scheme within the areas of Clayton-le-Woods North Ward, Coppull Parish and Lostock Ward. The report incorporated a copy of the Chief Executive's report to the Executive Cabinet and the draft terms of reference and procedure rules for the pilot scheme.

The report indicated that Paragraph 27.2 of Part A of Appendix 3 to the Council's Constitution requires that any motion to add to, vary or revoke any of the Council's Standing Orders (including the Council and Contracts Procedure Rules) shall, when proposed and seconded, stand adjourned without further discussion to the next Ordinary Meeting of the Council.

It was moved by Councillor Edgerley and seconded by Councillor J Wilson that the following members be appointed as the Chair and Vice Chair of the respective Pilot Area Forum, subject to the adoption of the draft Procedure Rules at the next ordinary Council meeting:

<u>Area Forum</u>	<u>Chair</u>	<u>Vice Chair</u>
Clayton-le-Woods North Ward	nominations to be submitted by the Conservative Group	
Coppull Parish	Cllr Birchall	Cllr Mrs Walsh
Lostock Ward	Cllr Iddon	Cllr D Dickinson

It was moved by Councillor Goldsworthy, seconded by Councillor Mrs Case and accepted that Councillor Cullens be appointed as the Chair of the Clayton-le-Woods North Ward Area Forum and Councillor Livesey be appointed as the Vice Chair of that Forum.

It was moved by Councillor Goldsworthy and seconded by Councillor Mrs Case that Councillor D Dickinson be appointed as the Chair of the Lostock Ward Area Forum and Councillor Iddon be appointed as the Vice Chair of that Forum.

The amendment was put to the vote and the Mayor declared it lost.

It was moved by Councillor Ball and seconded by Councillor Mrs Walsh that Councillor Mrs Walsh be appointed as the Chair of the Coppull Parish Area Forum and Councillor Heaton be appointed as the Vice Chair of that Forum.

The amendment was put to the vote and the Mayor declared it lost.

At this point, Councillor Ball indicated that Councillor Mrs Walsh did not wish to be appointed as the Vice Chair of the Coppull Parish Area Forum. No other nominations were submitted for the post of Vice Chair to that Forum and the Mayor indicated that it would be deferred for further consideration at the next Council meeting.

**RESOLVED – (1) That approval be given to the terms of reference for the Area Forum Pilot Scheme, as set out in Appendix 1 to the report, and their inclusion as Article 16 in Part 2 of the Council’s Constitution;**

**(2) That the proposal to adopt the draft Procedure Rules for the Area Forum Pilot Scheme as set out in Appendix 2 to the report, for inclusion in the Council’s Constitution as Part D of Appendix 3, be noted and stand adjourned to the next ordinary meeting of the Council on 24 January 2006 in accordance with Paragraph 27.2 of Part A of Appendix 3 to the Council’s Constitution;**

**(3) That the following members be appointed as the Chair and Vice Chair of the respective Pilot Area Forum, subject to the adoption of the draft Procedure Rules at the next ordinary Council meeting:**

<u>Area Forum</u>	<u>Chair</u>	<u>Vice Chair</u>
Clayton-le-Woods North Ward	Cllr Cullens	Cllr Livesey
Coppull Parish	Cllr Birchall	To be determined at the next Council meeting
Lostock Ward	Cllr Iddon	Cllr D Dickinson

**05.C.112 SUSTAINABLE RESOURCES - PREFERRED OPTIONS DOCUMENT AND DRAFT SUPPLEMENTARY DOCUMENT**

The Executive Member for Development and Planning presented a report seeking endorsement of the draft Preferred Options Document and the Supplementary Planning Document on Sustainable Resources that will form part of the Local Development Framework.

**RESOLVED – (1) That approval be given to the contents of the Preferred Options Document and the Supplementary Planning Document, in the form as now presented, for consultation and community involvement purposes; and**

**(2) That the Head of Development and Regeneration be granted delegated authority to make any minor textural amendments to the documents.**

**05.C.113 NEW CONTRACT PROCEDURE RULES**

The Executive Member for Service Delivery and Procurement presented a report which indicated, that the Council at its last meeting on 1 November 2005 had received a recommendation of the Executive Cabinet to approve and adopt a revised set of Contract Procedure Rules for inclusion in the

Council's Constitution. The report incorporated a copy of the Director of Legal Service's report to the Executive Cabinet and the revised Contract Procedure Rules

The Council had noted the request, which, in accordance with Paragraph 27.2 of Part A of Appendix 3 to the Council's Constitution, stood adjourned to this meeting of the Council.

**RESOLVED – That approval be given to the new Contract Procedure Rules, in the form now presented, for inclusion in Part C of Appendix 3 to the Council's Constitution**

#### **05.C.114 EXECUTIVE CABINET GENERAL REPORT**

The Executive Leader presented a report summarising the more significant items of business dealt with at meetings of the Executive Cabinet held on 3 November and 1 December 2005.

**RESOLVED – That the report be noted.**

Mayor