

4 December 2012

To : The Mayor and Members of Melton Borough Council

Dear Sir or Madam

You are summoned to a **MEETING OF THE COUNCIL** to be held at Parkside, Station Approach, Burton Street, Melton Mowbray, LE13 1GH on **Wednesday 12 December 2012 at 6.30 p.m.**

Yours faithfully

Lynn Aisbett  
Chief Executive

## AGENDA

Item No.	Item
1.	<b>APOLOGIES FOR ABSENCE</b>
2.	<b>MINUTES</b> To confirm the minutes of the Meeting held on 10 October 2012
3.	<b>DECLARATIONS OF INTEREST</b> Members to declare any interest as appropriate in respect of items to be considered at this meeting
4.	<b>MAYOR'S ANNOUNCEMENTS</b> Including an update on the activities of the Young Mayor
5.	<b>LEADER'S ANNOUNCEMENTS</b>
6.	<b>PUBLIC QUESTION TIME</b> The Leader and Chairmen of Policy Committees to answer any questions from the public of which notice has been given in accordance with Council Procedure Rule 9 of the Constitution.  There are no questions received

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7.	<p><b>PETITIONS</b></p> <p>In accordance with Procedure Rule 24.1, the Chief Executive shall report the receipt of a petition to the next meeting of the Council where there shall be no debate or comment thereon.</p> <p>There are no petitions received</p>
8.	<p><b>RECOMMENDATIONS AND REPORTS FROM COMMITTEES</b></p> <p><b><u>(a) Governance Committee : 20 November 2012</u></b>  <b><u>Minute G45 – Petitions Scheme (Committee Report enclosed)</u></b></p> <p><b><u>RECOMMENDED</u></b> that the current Petitions Scheme be retained including the changes highlighted at Appendix A and remove the e-petitions element thereby making an annual subscription saving.</p> <p><b><u>(b) Governance Committee : 20 November 2012</u></b>  <b><u>Minute G46 – Police and Crime Panel Protocol – Overview and Scrutiny (Committee Report enclosed)</u></b></p> <p><b><u>RECOMMENDED</u></b> that</p> <ol style="list-style-type: none"> <li>(1) the Governance Committee recommend to Full Council that the overview and scrutiny arrangements for the Police and Crime Panel Procedures lie with the Community and Social Affairs Committee;</li> <li>(2) the procedural documents set out in Appendix A be approved and Document B be proposed for inclusion in the Constitution;</li> <li>(3) any amendments to the proposed procedures as they develop be dealt with under the Council's existing urgency processes within the Constitution;</li> <li>(4) a review of the arrangements to be carried out in 12 months, in liaison with other principal Councils.</li> </ol> <p><b><u>(c) Policy, Finance and Administration Committee : 4 December 2012</u></b>  <b><u>Corporate Issues (Committee Report enclosed and the following is a recommendation within the report to be considered on 4 December 2012)</u></b></p> <p><b><u>RECOMMENDED</u></b> that Full Council be requested to amend the Delegation Arrangements for Committees to delegate oversight and Member management of Equalities to the Governance Committee.</p> <p>The Council to consider the above recommendations at (a), (b) and (c)</p>

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9.	<p><b>QUESTIONS FROM MEMBERS</b></p> <p>(a) The Chairmen of Committees to answer any questions upon items of reports of Committees when those items are being received or under consideration by the Council in accordance with Council Procedure Rule 10.1 of the Constitution :-</p> <table data-bbox="341 389 1423 716"> <tr> <td>Development Committee</td> <td>26 July 2012</td> </tr> <tr> <td>Development Committee</td> <td>27 September 2012</td> </tr> <tr> <td>Development Committee</td> <td>18 October 2012</td> </tr> <tr> <td>Rural, Economic &amp; Environmental Affairs Committee</td> <td>31 October 2012</td> </tr> <tr> <td>Development Committee</td> <td>8 November 2012</td> </tr> <tr> <td>Community &amp; Social Affairs Committee</td> <td>14 November 2012</td> </tr> <tr> <td>Governance Committee</td> <td>20 November 2012</td> </tr> <tr> <td>Policy, Finance &amp; Administration Committee</td> <td>4 December 2012</td> </tr> </table> <p>To Follow</p> <p>(b) The Mayor, the Leader and the Chairmen of Committees to answer any questions on any matters in relation to which the Council has powers or duties or which affect the Borough of which due notice has been given in accordance with Council Procedure Rule 10.5.</p>	Development Committee	26 July 2012	Development Committee	27 September 2012	Development Committee	18 October 2012	Rural, Economic & Environmental Affairs Committee	31 October 2012	Development Committee	8 November 2012	Community & Social Affairs Committee	14 November 2012	Governance Committee	20 November 2012	Policy, Finance & Administration Committee	4 December 2012
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10.	<p><b>MOTION ON NOTICE</b></p> <p>In accordance with Council Procedure Rule 11.1, the following motion on notice was received from Councillors Chandler and Cumbers on 29 November 2012 :-</p> <p><i>The LGA has cross party agreement to opposition to the Government's proposals to extend - for a time limited period - the current permitted development planning rules for householder extensions. We are asking all councils to consider the following actions in support of this position :</i></p> <ul data-bbox="331 1294 1423 1406" style="list-style-type: none"> <li>• <i>write to Planning Minister Nick Boles MP1 and to your local MP expressing your concerns</i></li> <li>• <i>put the following model motion to full council for debate</i></li> </ul> <p><i>This Council notes the Government's intention to extend permitted development rights for householder extension applications as announced by the Secretary of State on 6 September 2012.</i></p> <p><i>This Council believes that this change is unnecessary and dilutes the democratic control of sustainable and suitable development in our local area. This council states that democratically elected and accountable councillors are best placed to make the right decisions on development and evidence shows that councils across the country have a demonstrable record of achieving the correct balance between promoting sustainable and suitable development while having proper regard for residents' objections.</i></p> <p><i>This Council resolves to write to the Planning Minister and our local MP(s) to highlight our concerns on this issue and also to propose that the Government uses the Growth and Infrastructure Bill to give councils the powers to set out permitted development rights locally, thereby allowing local policies to boost small scale development or facilitate change of use to stimulate growth in a way that caters to local needs and is accountable to local people</i></p>																

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11.	<p><b>ALLOCATION OF SEATS ON COMMITTEES, A SUB-COMMITTEE AND WORKING GROUPS</b></p> <p>The Chief Executive to submit a report, the purpose of which states</p> <p>(a) following a change in political group memberships and a by-election held on 15 November 2012, the Council is requested to review its political balance arrangements;</p> <p>(b) due to (a) above, the Council is also requested to consider the proposals of the political groups in respect of its membership of committees, a sub committee and working groups</p>
12.	<p><b>MID YEAR REPORT ON THE TREASURY MANAGEMENT ACTIVITIES AND PRUDENTIAL INDICATORS 2012-13</b></p> <p>The Head of Central Services to submit a report which</p> <p>(a) states that revisions to the regulatory framework of Treasury Management during 2009 introduced a requirement that the Council receive a mid year treasury review in addition to the annual report and strategy on treasury management;</p> <p>(b) meets the requirement and incorporates the needs of the Prudential Code to ensure adequate monitoring of capital expenditure and the Council's prudential indicators (PI's). The treasury strategy and PI's were previously reported to Council on 1 February 2012. Revisions to future years are provided where required</p>
13.	<p><b>LOCALISING SUPPORT FOR COUNCIL TAX</b></p> <p>The Head of Communities and Neighbourhoods to submit a report, the purpose of which states</p> <p>(a) the Local Government Finance Act 2012 sets out measures that will require all Council Tax billing authorities to devise a local Council Tax Support (CTS)Scheme to replace the current national Council Tax Benefit Scheme from 1 April 2013;</p> <p>(b) the report sets out the Council's response to the measures laid out in the Act including a new local scheme and asks Council to support the recommendations proposed to ensure that these are put in place within the designated timescales</p>
14.	<p><b>GAMBLING ACT 2005 STATEMENT OF PRINCIPLES</b></p> <p>The Head of Regulatory Services to submit a report which invites Members to consider and approve the Gambling Act 2005 Statement of Principles</p>

# Advice on Members' Interests

## **COUNCIL MEETINGS - COMMITTEE MINUTES : DECLARATION OF INTERESTS**

Interests need not be declared at Full Council in relation to Committee Minutes which do not become the subject of debate at Full Council (ie. Minutes referred to solely on a page by page basis when working through the Minutes of each Committee.)

An interest must be declared at Full Council as soon as it becomes apparent that a relevant Committee Minute is to be debated – this applies even if an interest has been declared at Committee and is recorded in the Minutes of that Committee.

## **PERSONAL AND NON-PECUNIARY INTERESTS**

If the issue being discussed affects you, your family or a close associate more than other people in the area, you have a personal and non pecuniary interest. You also have a personal interest if the issue relates to an interest you must register under paragraph 9 of the Members' Code of Conduct.

**You must state that you have a personal and non-pecuniary interest and the nature of your interest.** You may stay, take part and vote in the meeting.

## **PERSONAL AND PECUNIARY INTERESTS**

If a member of the public, who knows all the relevant facts, would view your personal interest in the issue being discussed to be so great that it is likely to prejudice your judgement of the public interest and it affects your or the other person or bodies' financial position or relates to any approval, consent, licence, permission or registration then **you must state that you have a pecuniary interest, the nature of the interest and you must leave the room\***. You must not seek improperly to influence a decision on that matter unless you have previously obtained a dispensation from the Authority's Governance Committee.

## **DISCLOSABLE PECUNIARY INTERESTS AND OTHER INTERESTS**

**If you are present at any meeting of the Council and you have a disclosable pecuniary interest in any matter to be considered or being considered at the meeting, if the interest is not already registered, you must disclose the interest to the meeting. You must not participate in the discussion or the vote and you must leave the room.**

You may not attend a meeting or stay in the room as either an Observer Councillor or \*Ward Councillor or as a member of the public if you have a pecuniary or disclosable pecuniary interest\*.

## **BIAS**

If you have been involved in an issue in such a manner or to such an extent that the public are likely to perceive you to be biased in your judgement of the public interest (bias) then you should not take part in the decision-making process; you should leave the room. **You should state that your position in this matter prohibits you from taking part.** You may request permission of the Chair to address the meeting prior to leaving the room. The Chair will need to assess whether you have a useful contribution to make or whether complying with this request would prejudice the proceedings. A personal, pecuniary or disclosable pecuniary interest will take precedence over bias.

In each case above, you should make your declaration at the beginning of the meeting or as soon as you are aware of the issue being discussed.\*

\*There are some exceptions – please refer to paragraphs 13(2) and 13(3) of the Code of Conduct.