

COUNCIL

AGENDA



THIS MEETING IS OPEN TO THE PUBLIC (*Please note that this meeting will be webcast*)

<http://www.braintree.gov.uk/Braintree/councildemocracy/committees/Council>

Date: Monday 27th September 2010

Time: 19:15pm

Venue: Council Chamber, Causeway House, Bocking End, Braintree, CM7 9HB

Membership:

Councillor J E Abbott	Councillor M J Banthorpe	Councillor Miss L Barlow
Councillor J Baugh	Councillor Mrs J C Beavis	Councillor D L Bebb
Councillor E Bishop	Councillor R J Bolton	Councillor G Butland
Councillor G Cohen	Councillor J C Collar	Councillor M Dunn
Councillor Mrs E Edey	Councillor J G J Elliott	Councillor R Elliston
Councillor Dr R L Evans	Councillor A V E Everard	Councillor J H G Finbow
Councillor Ms L B Flint	Councillor T J W Foster	Councillor M G Gage
Councillor Mrs B A Gage	Councillor Mrs M E Galione	Councillor J E B Gyford
Councillor N R H O Harley	Councillor Mrs S A Howell	Councillor P J Hughes
Councillor D L Hume	Councillor M C M Lager	Councillor S J Lambourne
Councillor E R Lynch	Councillor M Lynch	Councillor D Mann
Councillor T McArdle	Councillor N G McCreagh	Councillor J McKee
Councillor H Messenger	Councillor A M Meyer	Councillor R G S Mitchell
Councillor Mrs J M Money	Councillor Lady Newton	Councillor J O'Reilly-Cicconi
Councillor Mrs A Olumbori	Councillor Mrs J A Pell	Councillor R Ramage
Councillor D M Reid	Councillor D E A Rice	Councillor Mrs C Sandbrook
Councillor Mrs W D Scattergood	Councillor Mrs W Schmitt	Councillor A F Shelton
Councillor Mrs L Shepherd	Councillor C Siddall	Councillor Mrs J A Smith
Councillor Mrs G A Spray	Councillor F Swallow	Councillor Miss M Thorogood
Councillor S M Walsh	Councillor R G Walters	Councillor T S Wilkinson

QUESTION TIME

Immediately after the Minutes of the previous meeting have been approved there will be a period of up to 30 minutes when members of the public can speak about Council business or other matters of local concern. During this period Councillors who have declared a personal and prejudicial interest in any item of business on the agenda may also speak as permitted by the Council's Code of Conduct for members. Whilst members of the public can remain to observe the whole of the public part of the meeting, Councillors with a prejudicial interest must withdraw whilst the item of business in question is being considered. Members of the public wishing to speak should contact the Council's Member Services Team on 01376 551414 or e-mail eileen.self@braintree.gov.uk prior to the meeting. The Council's "Question Time" leaflet explains the procedure and copies of this may be obtained at the Council's offices at Braintree, Witham and Halstead.

Members of the Council are requested to attend the above meeting to transact the following business: -

PUBLIC SESSION

1. **Apologies for Absence**
2. **To receive any announcements/statements from the Chairman of the Council.**
3. **Declarations of Interest.**
 - (a) To declare the existence and nature of any 'personal' or 'personal and prejudicial' interests relating to items on the agenda having regard to paragraphs 8 to 12 (inclusive) of the Code of Conduct for Members in Part 5 of the Constitution and having taken appropriate advice (where necessary) before the meeting.
 - (b) Any member with a personal and prejudicial interest to indicate whether he/she intends to make representations in accordance with paragraph 12 (2) of the Code of Conduct as part of Question Time
4. **Minutes.** To approve as a correct record the minutes of the Council meeting held on 28th June 2010 (Copy previously circulated)
5. **Question Time.** (See above paragraph)
6. **Petition relating to Silver End Village Hall**
Report attached (Page 1)
7. **Core Strategy Submission Draft - To approve any changes to the Core Strategy**
Note to Members: Please bring your copy of the Local Development Framework Panel Agenda – 22nd September.
8. **Policy Recommendations and References – Other Committees.**

To consider any policy recommendations which have arisen since the last Council meeting

- (i) **Local Development Framework Panel - 4th August 2010**
Minute 15(1) Growth Area Funding – Proposal for expenditure
Minutes extract – Minute 15(1) attached (Page 3)
- (ii) **Audit Committee – 9th September 2010**
Treasury Management Mid Year report 2010/11
Minutes extract – Minute 28 attached (Page 5)
- (iii) **Witham Local Committee - 14th September 2010**
Core Strategy
Minute extract attached (Page 25)
- (iv) **Licensing Committee - 15th September 2010**
Statement of Licensing Policy
Minute extract and report to follow

9. **Statements by Members.**

To receive any statements by Members of which the appropriate written notice has been given to the Chief Executive in accordance with Council Procedure Rule 10.4(a).

- Councillor Abbott on consulting with our communities – how local communities are consulted and their views taken into account, in particular the issues around the LDF Core Strategy proposed growth location in Rivenhall Parish and Community Halls

The Chairman will invite the Leader or relevant Cabinet Member to comment on each statement.

(Please note that the maximum time set aside for item 7 shall not exceed 30 minutes)

10. **Question Time**

- (i) **Statement's from the Leader and Cabinet Members.** To receive the following reports from each Portfolio Holder.

- Councillor Butland, Leader of the Council (Page 27)
- Councillor Lager, Efficiency and Resources (Page 31)
- Councillor Lady Newton, Housing and Well-Being (Page 34)
- Councillor Mrs Schmitt, Communities (Page 39)
- Councillor Walters, Environment and Sustainability (Page 45)
- Councillor Harley, Enterprise and Culture (Page 49)
- Councillor Mrs Beavis, Customers and Communication (Page 51)

- (ii) Oral questions without notice to the Leader on any non-operational matter in which the Council has powers or duties or which affects the district or its inhabitants. (Procedure rules 10.2 and 10.8 apply) [*The Leader may respond directly, request another Cabinet Member to respond, provide a written response after the meeting or, if the question relates to an operational matter, request that the appropriate officer deals with the issue outside the Council meeting*]

(Please note that the time set aside for this item shall not exceed 30 minutes)

- (iii) **Chairmen's Statements.** To receive statements from those Chairmen who have given prior notification in accordance with Council Procedure Rule 10.7 and to respond to questions on such statements. *None have been received.*

- (iv) To raise any matters arising from the minutes of **meetings that have been held in public session** since the last Council meeting on 28th June 2010. (Paper attached – Page 55)

11. To receive reports about and receive questions and answers on the **business of external organisations**.

Exclusion of Public and Press: - To give consideration to adopting the following Resolution: -

That under Section 100(A)(4) of the Local Government Act 1972, the public and press be excluded from the meeting for the following items of business on the grounds that they involve the likely disclosure of exempt information as defined in the relevant paragraphs of Part 1 of Schedule 12(A) of the Act.

If you are unable to attend the meeting please forward your apologies for absence to Eileen Self on (01376) 551414 or email eileen.self@braintree.gov.uk

The last page of this agenda is numbered 55.

A J REID
Chief Executive

Health and Safety

Any persons attending meetings in the Council offices are requested to take a few moments to familiarise themselves with the nearest available fire exit, indicated by the fire evacuation signs. In the event of a continuous alarm sounding during the meeting, you must evacuate the building immediately and follow all instructions provided by the fire evacuation officer who will identify him/herself should the alarm sound. You will be assisted to the nearest designated assembly point until it is safe to return to the building. Any persons unable to use the stairs will be assisted to the nearest safe refuge.

Mobile Phones

Please ensure that your mobile phone is switched to silent or is switched off during the meeting.

Agendas, reports and minutes for all the Council's public meetings can be accessed via the internet at <http://www.braintree.gov.uk/Braintree/councildemocracy>

Braintree District Council welcomes comments from members of the public in order to make its services as efficient and effective as possible. We would appreciate any suggestions regarding the usefulness of the paperwork for this meeting, or the conduct of the meeting you have attended.

Please let us have your comments setting out the following information

Meeting Attended

Date of Meeting

Comments.....

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Contact details.....

