

# ANNUAL MEETING OF THE COUNCIL



## AGENDA

### THE PUBLIC MAY ATTEND THIS MEETING

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

**Date:** Monday 21<sup>st</sup> April 2008

**Time:** 7.15 pm

**Venue:** Council Chamber, Causeway House Bocking End, Braintree

Causeway House  
Braintree Essex CM7 9HB  
Tel (01376) 552525  
Fax (01376) 552626

### Membership:

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

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

1. **To elect the Chairman of the District Council for the ensuing year.**
2. **To elect the Vice-Chairman of the District Council for the ensuing year.**
3. **To receive any announcements from the Chairman.**
4. **Minutes.** To approve as a correct record the Minutes of the Council meeting held on 14<sup>th</sup> April 2008. (Copy previously circulated)

5. **Declarations of Interests.** To declare 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
6. To receive notification of the name of the **Leader of the Council** from the majority group.
7. **Leader's Statement.**
  - (a) The Leader of the Council to confirm the names, addresses, wards represented and portfolio areas of the Members of the Cabinet. (Articles 7.02 and 7.03 of the Constitution) and any Deputies appointed in accordance with Article 7.07.
  - (b) To receive any statement from the Leader of the Council.
8. **Appointments to Committees/Panels.** To consider appointing the under-mentioned Committees/Groups/Panels:-

(1)	Braintree Local Committee (See Note 1 and Appendix 1)	26 Members
(2)	Halstead Local Committee (See Note 1 and Appendix 1)	16 Members
(3)	Witham Local Committee (See Note 1 and Appendix 1) <i>(One vacancy)</i>	18 Members
(4)	Planning Committee (See Notes 2 & 3 and Appendix 2)	21 Members
(5)	Licensing Committee (See Notes 2 & 3 and Appendix 2)	15 Members
(6)	Overview and Scrutiny Committee (See Note 3 and Appendix 2)	12 Members
(7)	Local Development Framework Panel (See Note 3 and Appendix 2)	10 Members
(8)	Audit Committee (See Note 3 and Appendix 2)	8 Members
(9)	Employment Appeals Panel (See Note 3 and Appendix 3)	3 Members (plus 3 reserves)
(10)	Standards Committee (See Note 4 and Appendix 3)	4 Members of the Council

### Notes

- (1) Each Local Committee will be constituted by those Members representing wards within the relevant Area.
- (2) Council Policy. Please note that following a Council decision on 19<sup>th</sup> February 2007 all Members who sit on the Planning Committee and the Licensing Committee (including Hearing Panels) are appointed on the basis that all Members shall have received appropriate training.
- (3) Members are asked to note that in my opinion the allocation of seats for the following which best meets the requirements of Section 15(4) of the Local Government & Housing Act 1989 is as follows:-

	Planning Committee	Licensing Committee	Overview and Scrutiny Committee	Local Development Framework Panel	Audit Committee	Employment Appeals Panel	Totals
Conservative	15	10	8	7	6	2	<b>48</b>
Labour	3	2	2	2	1	1	<b>11</b>
Halstead Residents	2	1	1	1	1	0	<b>6</b>
Green	1	1	0	0	0	0	<b>2</b>
Lib.Dem.	0	1	0	0	0	0	<b>1</b>
Independent	0	0	1	0	0	0	<b>1</b>
<b>Totals</b>	<b>21</b>	<b>15</b>	<b>12</b>	<b>10</b>	<b>8</b>	<b>3 (3 res)</b>	<b>69</b>

(4) The Standards Committee is not subject to the political balance requirements of Section 15(4) of the Local Government and Housing Act 1989. The Chairman of this Committee is one of the non-councillor independent Members to be elected at its next meeting.

9. To note the **membership of the Independent Remuneration Panel** established in accordance with the requirements of the Local Authorities (Members' Allowances) (England) Regulations 2003 the current Members of the Panel are:- D Dyson and Mrs R Whitlam.

*AT THIS POINT THE COUNCIL WILL **ADJOURN** TO ENABLE THE FOLLOWING TO MEET FOR THE FOLLOWING PURPOSE(S):-*

Braintree Local Committee to appoint its Chairman and Vice-Chairman  
Halstead Local Committee to appoint its Chairman and Vice-Chairman  
Witham Local Committee to appoint its Chairman and Vice-Chairman  
Planning Committee to appoint its Chairman and Vice-Chairman  
Licensing Committee to appoint its Chairman and Vice-Chairman  
Overview and Scrutiny Committee to appoint its Chairman and Vice-Chairman  
Local Development Framework Panel to appoint its Chairman and Vice-Chairman  
Audit Committee to appoint its Chairman and Vice-Chairman  
Employment Appeals Panel to appoint its Chairman and Vice-Chairman

10. To confirm the **Scheme of Delegation** as set out in Part 3 of the Constitution.
11. **Appointment of Groups/Boards/Panels.** To consider making appointments to the following - see Schedule A attached at page 1.
- (1) Braintree District Local Strategic Partnership (PACT) Executive Group  
Two Members – (Previously Councillors Mrs J C Beavis and G Butland).
- (2) Economic Development Partnership Board  
Three Members – (Previously Councillors N R H O Harley, D Mann and T S Wilkinson).

- (3) Transport Partnership Board  
Four Members – (Previously Councillors D Bebb, J H G Finbow, N R H O Harley and S M Walsh).
  - (4) Cultural Partnership Board  
Six Members - (Previously Councillors J G J Elliott, A V E Everard, Mrs M E Galione, D L Hume, S J Lambourne and Mrs G A Spray).
  - (5) Health, Housing and Well Being Partnership Board  
One Member – (Previously Councillor Mrs J C Beavis)
  - (6) Crime and Disorder Reduction Partnership  
One Member – (Previously Councillor Mrs J W Schmitt)
  - (7) Children and Young People Strategic Partnership  
One Member – (Previously Councillor W Rose)
  - (8) Braintree District Local Compact Steering Group  
One Member – (Previously Councillor Mrs E Edey)
12. **Appointment of Representatives to Serve on Outside Organisations.** To consider appointing representatives to the organisations where appointments require to be made by the Council – see Schedule B attached at page 2. Appointments to be made by the Cabinet and the Local Committees will feature on the Agendas for their first meetings in the new civic year.
13. **Annual Timetable of Meetings 2008/09.** To confirm the following dates of Council meetings (as set out in the Annual Timetable): Mondays at 7.15pm starting with ordinary meetings of the Council on 9<sup>th</sup> June, 21<sup>st</sup> July, 15<sup>th</sup> September, 20<sup>th</sup> October and 15<sup>th</sup> December 2008, 16<sup>th</sup> February and 6<sup>th</sup> April 2009 and the Annual General Meeting on 20<sup>th</sup> April 2009.

Allan Reid  
Chief Executive

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](mailto:eileen.self@braintree.gov.uk)

The last page of this agenda is number 3.

## BRAINTREE DISTRICT COUNCIL

MEETINGS of the under-mentioned COMMITTEES/PANELS of the COUNCIL will be held at the Council Chamber, Causeway House, Bocking End, Braintree on Monday 21<sup>st</sup> April 2008, for the transaction of the following business.

### AGENDA

- (1) BRAINTREE LOCAL COMMITTEE
  1. Appointment of Chairman
  2. Appointment of Vice-Chairman
- (2) HALSTEAD LOCAL COMMITTEE
  1. Appointment of Chairman
  2. Appointment of Vice-Chairman
- (3) WITHAM LOCAL COMMITTEE
  1. Appointment of Chairman
  2. Appointment of Vice-Chairman
- (4) PLANNING COMMITTEE
  1. Appointment of Chairman
  2. Appointment of Vice-Chairman
- (5) LICENSING COMMITTEE
  1. Appointment of Chairman
  2. Appointment of Vice Chairman
- (6) OVERVIEW AND SCRUTINY COMMITTEE
  1. Appointment of Chairman
  2. Appointment of Vice-Chairman
- (7) LOCAL DEVELOPMENT FRAMEWORK PANEL
  1. Appointment of Chairman
  2. Appointment of Vice-Chairman
- (8) AUDIT COMMITTEE
  1. Appointment of Chairman
  2. Appointment of Vice-Chairman
- (9) EMPLOYMENT APPEALS PANEL
  1. Appointment of Chairman
  2. Appointment of Vice Chairman

A J REID  
Chief Executive

LOCAL COMMITTEES

ITEM 8 OF THE AGENDA

(1) BRAINTREE AREA (26)

M J BANTHORPE  
J BAUGH  
E BISHOP  
G BUTLAND  
MS C J DENISE  
M DUNN  
MS L EDEY  
A V E EVERARD  
J H G FINBOW  
MS L B FLINT  
E R LYNCH  
M LYNCH  
D MANN  
T McARDLE  
J McKEE  
LADY NEWTON  
D M REID  
D E A RICE  
MS C SANDBROOK  
MS J W SCHMITT  
MS L SHEPHERD  
MS M THOROGOOD  
S M WALSH  
R G WALTERS  
R N WILKINS  
T S WILKINSON

(2) HALSTEAD AREA (16)

MS J C BEAVIS  
R J BOLTON  
J C COLLAR  
MRS B A GAGE  
M G GAGE  
N R H O HARLEY  
D L HUME  
H J MESSENGER  
J O'REILLY-CICCONI  
MS R O'SHEA  
N G McCREA  
MRS J A PELL  
MS W D SCATTERGOOD  
A F SHELTON  
MS G A SPRAY  
F SWALLOW

(3) WITHAM AREA (18)

J E ABBOTT  
MISS L BARLOW  
D L BEBB  
J G J ELLIOT  
DR R L EVANS  
T J W FOSTER  
MRS M E GALIONE  
J E B GYFORD  
MS S A HOWELL  
P J HUGHES  
M C M LAGER  
S J LAMBOURNE  
A M MEYER  
R G S MITCHELL  
MS J M MONEY  
R RAMAGE  
B ROSE  
*Vacancy*

**APPOINTMENTS TO COMMITTEES AND PANELS**

**ITEM 8 OF THE AGENDA**

(4) **PLANNING COMMITTEE**  
21 Councillors

(5) **LICENSING COMMITTEE**  
15 Councillors

(6) **OVERVIEW AND SCRUTINY COMMITTEE**  
12 Councillors

(7) **LOCAL DEVELOPMENT FRAMEWORK PANEL**  
10 Councillors

(8) **AUDIT COMMITTEE**  
8 Councillors

1.	(C)	(C)	(C)	(C)	(C)
2.	(C)	(C)	(C)	(C)	(C)
3.	(C)	(C)	(C)	(C)	(C)
4.	(C)	(C)	(C)	(C)	(C)
5.	(C)	(C)	(C)	(C)	(C)
6.	(C)	(C)	(C)	(C)	(C)
7.	(C)	(C)	(C)	(C)	(L)
8.	(C)	(C)	(C)	(C)	(HR)
9.	(C)	(C)	(C)	(L)	(L)
10.	(C)	(C)	(C)	(L)	(HR)
11.	(C)	(L)	(C)	(HR)	
12.	(C)	(L)	(C)	(I)	
13.	(C)	(HR)	(C)		
14.	(C)	(G)	(C)		
15.	(C)	(LD)	(C)		
16.	(L)		(C)		
17.	(L)		(C)		
18.	(L)		(C)		
19.	(HR)		(C)		
20.	(HR)		(C)		
21.	(G)		(C)		

**APPOINTMENTS TO EMPLOYMENT APPEALS AND STANDARDS COMMITTEE**

**ITEM 8 OF THE AGENDA**

(9) **EMPLOYMENT APPEALS  
PANEL**

- 1. (C)
- 2. (C)
- 3. (L)

**Reserves**

- (C)
- (C)
- (L)

(10) **STANDARDS COMMITTEE**  
(See Note (4) to Item 8 of Agenda)

- 1. Ms K Harman (Independent representative)
- 2. T Jones (Independent representative)
- 3. Ms H Paton (Independent representative)
- 4. P Schwier (Independent representative)
- 5. C Webb (Independent representative)
- 6. W Fossick (Parish representative)
- 7. S Goodfellow (Parish representative)
- 8. *Vacancy* (Parish representative)
- 9. (District Councillor)
- 10. (District Councillor)
- 11. (District Councillor)
- 12. (District Councillor)

**C** = Conservative  
**L** = Labour  
**I** = Independent

**HR** = Halstead Residents  
**G** = Green  
**LD** = Lib Dem