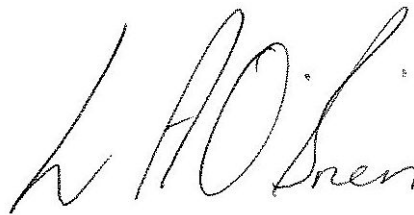


28 November 2016

Committee	Council
Date	Tuesday, 6 December 2016
Time of Meeting	6:00 pm
Venue	Council Chamber

ALL MEMBERS OF THE COUNCIL ARE REQUESTED TO ATTEND



**for Sara J Freckleton
Borough Solicitor**

Agenda

- 1. APOLOGIES FOR ABSENCE**
- 2. DECLARATIONS OF INTEREST**

Pursuant to the adoption by the Council on 26 June 2012 of the Tewkesbury Borough Council Code of Conduct, effective from 1 July 2012, as set out in Minute No. CL.34, Members are invited to declare any interest they may have in the business set out on the Agenda to which the approved Code applies.



	Item	Page(s)
3.	MINUTES	1 - 22
	To approve the Minutes of the meeting held on 20 September 2016 and those of the Extraordinary Meetings held on 19 and 25 October 2016.	
4.	ANNOUNCEMENTS	
	1. When the continuous alarm sounds you must evacuate the building by the nearest available fire exit. Members and visitors should proceed to the visitors' car park at the front of the building and await further instructions (staff should proceed to their usual assembly point). Please do not re-enter the building unless instructed to do so.	
	In the event of a fire any person with a disability should be assisted in leaving the building.	
	2. To receive any announcements from the Chairman of the Meeting and/or the Chief Executive.	
5.	ITEMS FROM MEMBERS OF THE PUBLIC	
	a) To receive any questions, deputations or petitions submitted under Council Rule of Procedure.12.	
	<i>(The deadline for public participation submissions for this meeting is 30 November 2016).</i>	
	b) To receive any petitions submitted under the Council's Petitions Scheme.	
6.	MEMBER QUESTIONS PROPERLY SUBMITTED IN ACCORDANCE WITH COUNCIL PROCEDURE RULES	
	To receive any questions submitted under Rule of Procedure 13. Any items received will be circulated on 6 December 2016.	
	<i>(Any questions must be submitted in writing to Democratic Services by, not later than, 10.00am on the working day immediately preceding the date of the meeting).</i>	
7.	LEAD MEMBER PRESENTATION	
	To receive a presentation from Councillor Jim Mason – Lead Member for Clean and Green Environment.	
8.	BOUNDARY REVIEW - COUNCIL SIZE SUBMISSION	To Follow
	To agree the 'Council Size' submission to be made to the Local Government Boundary Commission for England.	

9. RECOMMENDATIONS FROM EXECUTIVE COMMITTEE

The Council is asked to consider and determine recommendations of a policy nature arising from the Executive Committee as follows:-

(a) Medium Term Financial Strategy

23 - 48

At its meeting on 23 November 2016 the Executive Committee considered the Medium Term Financial Strategy 2017/18-2021-22 and **RECOMMENDED TO COUNCIL** that the Medium Term Financial Strategy 2017/18-2021/22 be **ADOPTED**, subject to the following amendments which would add flexibility to the Strategy:

- Paragraph 1.1 – amend sentence to read ‘...the level of savings and increased income that are likely to be needed. **to keep Council Tax affordable...**’
- Paragraph 10.3 – amend sentence to read ‘...given the size of the deficit faced by the Council it is recommended that this strategy is continued **for 2017/18 recognising the likely need for further increases in future years**’.
- Table 8 – amend heading to read ‘Impact of ~~proposed~~ charges per Council tax band’.
- Paragraph 10.5 – delete last sentence ‘**Projections of future increases to council tax will ensure the council remains within the bottom quartile for council tax charges and meet its priority to maintain a low council tax**’.

10. REVIEW OF HACKNEY CARRIAGE AND PRIVATE HIRE POLICY

49 - 92

At its meeting on 16 June 2016 the Licensing Committee considered the Hackney Carriage and Private Hire Policy and **RECOMMENDED TO COUNCIL** that it be **ADOPTED** subject to the following amendments:

- Paragraph 2.8 Security and CCTV

There is no mandatory requirement for CCTV system in the licensed vehicles. Operators and drivers may install such equipment with prior written notification being supplied to the Council. Use of CCTV must be clearly indicated by signs in the vehicle including contact details for the system manager/operator. All such equipment and images must be operated in accordance with the Data Protection Act 1998. It is the responsibility of the driver/operator to ensure compliance. **No audio, video or recording systems shall be installed or operated in the vehicle without prior written notification being supplied to the Council.**

- Appendix E, Paragraph 9

Major traffic offences

~~Isolated convictions, without disqualification, for a major traffic offence should not prevent an applicant from gaining a licence or an existing licence holder from keeping their licence but will normally merit a warning as to future driving and advice on the standard expected of hackney carriage and private hire drivers. More than one.~~ Any conviction for a major traffic offence within the

last two years would require the application, or an existing licence holder, to be referred to the Licensing Sub-Committee for a decision. No further application would normally be considered until a period of three years free from convictions has elapsed. Where an application has been refused, or an existing licence holder suspended because of this provision, they may be required to pass the DVSA Taxi and Private Hire Assessment before the licence is granted or the suspended licence reinstated.

11. REVIEW OF PROTOCOL FOR COUNCILLORS AND OFFICERS INVOLVED IN THE PLANNING PROCESS

93 - 176

At its meeting on 22 November 2016 the Standards Committee considered amendments to the Protocol for Councillors and Officers Involved in the Planning Process and **RECOMMENDED TO COUNCIL** that the revised Protocol be **ADOPTED**, subject to the following amendments:

- Appendix A – Planning Obligations Officer Working Group – Terms of Reference – point 4 - amend to read ‘...on the draft **Heads of Terms** for major applications...’.
- Appendix B – Summary Guide of Do’s and Don’ts – First point under ‘Do’ – amend to read ‘Do always **involve Officers and structure ensure that any** discussions with developers **are structured and involve Officers**’.
- Appendix B - Summary Guide of Do’s and Don’ts – Point 12 under ‘Do’ – remove wording ‘**Do use Meetings to show leadership and vision**’.
- Procedure for Planning Committee Site Visits – Paragraph 1.3 - amend to read ‘...visits subject to **the** this protocol...’
- Procedure for Planning Committee Site Visits – Paragraph 3.2 – fifth bullet point – amend to read ‘Local Ward Members (**see 2.1**) will be asked to highlight any local issues relevant to the site visit’.

12. SEPARATE BUSINESS

The Chairman will move the adoption of the following resolution:

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

13. SEPARATE MINUTES

177 - 189

To approve the Separate Minutes of the meeting held on 20 September 2016 and those of the Extraordinary Meetings held on 19 and 25 October 2016.

14. SEPARATE RECOMMENDATIONS FROM EXECUTIVE COMMITTEE

The Council is asked to consider and determine separate recommendations of a policy nature arising from the Executive Committee as follows:-

(a) Commercial Property Investment Strategy 190 - 202

(Exempt –Paragraph 3 of Part 1 of Schedule 12A of the Local Government Act 1972 –Information relating to the financial or business affairs of any particular person (including the authority holding that information))

At its meeting on 23 November 2016 the Executive Committee considered the Commercial Property Investment Strategy and made a recommendation to Council thereon.

(b) Review of Development Management Team Staffing Structure 203 - 213

(Exempt –Paragraph 1 of Part 1 of Schedule 12A of the Local Government Act 1972 – Information relating to any individual)

At its meeting on 23 November 2016 the Executive Committee considered a review of the Development Management structure and made a recommendation to Council thereon.

(c) Proposed Expansion to the Council's Vehicle Fleet 214 - 224

(Exempt –Paragraph 5 of Part 1 of Schedule 12A of the Local Government Act 1972 –Information in respect of which a claim to legal professional privilege could be maintained in legal proceedings)

At its meeting on 23 November 2016 the Executive Committee considered a proposal to expand the Council's vehicle fleet and made a recommendation to Council thereon.

Recording of Meetings

Please be aware that the proceedings of this meeting may be recorded and this may include recording of persons seated in the public gallery or speaking at the meeting. Please notify the Democratic Services Officer if you have any objections to this practice and the Mayor will take reasonable steps to ensure that any request not to be recorded is complied with.

Any recording must take place in such a way as to ensure that the view of Councillors, Officers, the public and press is not obstructed. The use of flash photography and/or additional lighting will not be allowed unless this has been discussed and agreed in advance of the meeting.