

TEWKESBURY BOROUGH COUNCIL

Minutes of a Meeting of the Council held at the Council Offices, Gloucester Road, Tewkesbury on Tuesday, 17 May 2022 commencing at 6:00 pm

Present:

The Worshipful the Mayor
Deputy Mayor

Councillor J W Murphy
Councillor A S Reece

and Councillors:

K Berliner, R A Bird, G F Blackwell, G J Bocking, C L J Carter, K J Cromwell, R D East, J H Evetts, P A Godwin, M A Gore, D W Gray, D J Harwood, M L Jordan, E J MacTiernan, J R Mason, H C McLain, C E Mills, H S Munro, P W Ockelton, C Reid, J K Smith, P E Smith, R J G Smith, V D Smith, R J Stanley, P D Surman, M G Sztymiak, S Thomson, R J E Vines and M J Williams

CL.7 ANNOUNCEMENTS

7.1 The evacuation procedure, as noted on the Agenda, was advised to those present.

CL.8 APOLOGIES FOR ABSENCE

8.1 Apologies for absence were received from Councillors C M Cody, M Dean, P D McLain and C Softley.

CL.9 DECLARATIONS OF INTEREST

9.1 The Committee's attention was drawn to the Tewkesbury Borough Council Code of Conduct which was adopted by the Council on 26 June 2012 and took effect from 1 July 2012.

9.2 There were no declarations of interest made on this occasion.

CL.10 MINUTES

10.1 The Minutes of the meeting held on 12 April 2022, copies of which had been circulated, were approved as a correct record and signed by the Mayor.

CL.11 ITEMS FROM MEMBERS OF THE PUBLIC

11.1 There were no items from members of the public.

CL.12 MEMBER QUESTIONS PROPERLY SUBMITTED IN ACCORDANCE WITH COUNCIL PROCEDURE RULES

12.1 There were no Member questions.

CL.13 ELECTION OF LEADER OF THE COUNCIL

13.1 Upon being proposed and seconded, it was

RESOLVED That Councillor R A Bird be elected as Leader of the Council, and therefore Chair of the Executive Committee, for the ensuing Municipal Year.

CL.14 ELECTION OF DEPUTY LEADER OF THE COUNCIL

14.1 Upon being proposed and seconded, it was

RESOLVED That Councillor J R Mason be elected as Deputy Leader of the Council, and therefore Vice-Chair of the Executive Committee, for the ensuing Municipal Year.

CL.15 MEMBERSHIP OF COMMITTEES AND APPOINTMENT TO OUTSIDE BODIES

Membership of Committees 2022/23

15.1 Upon being proposed and seconded, it was

RESOLVED That the following Committee Memberships be **AGREED**:

Executive (11)

Rob Bird
Gill Blackwell
Mike Dean
Mel Gore
Deborah Harwood
Elaine MacTiernan
Jim Mason
Clare Softley
Richard Stanley
Mike Sztymiak
Robert Vines

Licensing Committee (15)

Keja Berliner
Gill Blackwell
Graham Bocking
Craig Carter
Pauline Godwin
David Gray
Elaine MacTiernan
John Murphy
Paul Ockelton
Chrissy Reid
Richard Smith
Clare Softley
Richard Stanley
Mike Sztymiak
Mark Williams

Planning (19)

Rob Bird
Gill Blackwell
Bob East
John Evetts
Mel Gore
Deborah Harwood
Mary Jordan
Elaine MacTiernan
Jim Mason
Jason Mills
Paul Ockelton
Andrew Reece
Jill Smith
Paul Smith
Richard Smith
Philip Surman
Robert Vines
Mark Williams
Philip Workman

Overview and Scrutiny (15)

Keja Berliner
Graham Bocking
Craig Carter
Kevin Cromwell
Pauline Godwin
Heather McLain
Paul McLain
Charlotte Mills
Helen Munro
John Murphy
Jill Smith
Richard Smith
Scott Thomson
Mark Williams
Philip Workman

Standards Committee (7)

Cate Cody
Mike Dean
Charlotte Mills
John Murphy
Chrissy Reid
Paul Smith
Philip Surman

Audit and Governance (9)

Cate Cody
Pauline Godwin
David Gray
Heather McLain
Jason Mills
Helen Munro
Paul Smith
Vernon Smith

Horsford Trust Management Committee

(Committee of Councillors representing the Tewkesbury Wards)

Cate Cody
Kevin Cromwell
Chrissy Reid
Vernon Smith
Mike Sztymiak
Philip Workman

Employee Appeals Committee

(any 5 from 8)

Rob Bird
Gill Blackwell
Jim Mason
Paul McLain
Andrew Reece
Clare Softley
Philip Surman
Mark Williams

Employee Appointments/Disciplinary Committee (5)

Kevin Cromwell
 Mike Dean
 Mel Gore
 Elaine MacTiernan
 Robert Vines

Membership of Panels and Liaison Groups

15.2 Upon being proposed and seconded, it was

RESOLVED That the following memberships of Panels and Liaison Groups be **AGREED**:

COUNTY GROUPS

Gloucestershire Police and Crime Panel	1 + reserve	D W Gray R A Bird (Reserve)
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Pensions Committee (* District Councils appointment)	1	D W Gray
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SHARED SERVICE JOINT MONITORING GROUPS

Shared Legal Services Joint Monitoring and Liaison Group	2 + 2 substitutes	Lead Member (<i>Corporate Governance</i>) E J MacTiernan M A Gore (substitute) H C McLain (substitute)
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Shared Building Control Joint Monitoring and Liaison Group	2	Lead Member (<i>Built Environment</i>) R D East
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Outside Bodies 2022/23

15.3 Upon being proposed and seconded, it was

RESOLVED That the following Outside Bodies representation be **AGREED**:

A46 Member Partnership	V D Smith
A48 Meeting	J K Smith
Ambulance Trust (<i>observer</i>)	Vacant
Cleeve Common Trust	R D East
Cotswolds National Landscape Conservation Board	M Dean
COVID-19 Health Protection	Leader of the Council

Board – Member Engagement Board	Deputy Leader of the Council
District Councils Network	Leader of the Council
Gloucester and District Citizens' Advice Bureau	C Softley
Gloucestershire Airport Consultative Committee	M J Williams
Gloucestershire Health and Care NHS Foundation Trust (formerly 2gether NHS Foundation Trust) (<i>observer</i>)	J K Smith
Gloucestershire Hospitals NHS Foundation Trust (<i>observer</i>)	G J Bocking
Gloucestershire Playing Fields Association	M A Gore
Leadership Gloucestershire (plus 1 reserve)	Leader of the Council Deputy Leader of the Council
Local Government Association	Leader of the Council <i>* should the Leader of the Council be unable to attend the Annual Local Government Association Conference in any year, authority will be delegated to the Chief Executive, in consultation with the Leader, to appoint a representative to attend.</i>
Lower Severn (2005) Internal Drainage Board	M J Williams
Parking and Traffic Regulations Outside London (PATROL) Adjudication Joint Committee	K J Cromwell J R Mason
Prior's Park Neighbourhood Project	Ward Members for Tewkesbury South
Roses Theatre Trust (<i>observer</i>)	A S Reece
South West Councils	Leader of the Council + deputy – Mike Dean
South West Councils – Employers Panel	M Dean
Tewkesbury Community Safety Partnership	Lead Member (<i>Community</i>) + 1

	M L Jordan
Tewkesbury District Twinning Association Management Committee	K J Cromwell
Tewkesbury Leisure Centre Partnership Board	Lead Member (<i>Health and Wellbeing</i>) Lead Member (<i>Finance and Asset Management</i>)
Tewkesbury Regeneration Partnership	Lead Member (<i>Economic Development/Promotion</i>) + 2 E J MacTiernan P N Workman
Winchcombe Sports Hall Management Committee	J W Murphy

Chairs and Vice-Chairs, County Council Health and Care Scrutiny Committee and Gloucestershire Economic Growth Scrutiny Committee

15.4 The main Committees set out in Paragraph 15.1 took place to elect a Chair and Vice-Chair. The Overview and Scrutiny Committee also elected representatives to the County Council's Health Overview and Scrutiny Committee and Gloucestershire Economic Growth Scrutiny Committee. Accordingly, it was

RESOLVED

1. That the Chairs and Vice-Chairs for each Committee be **AGREED** as follows:

Overview and Scrutiny Committee

Chair – Councillor J W Murphy

Vice-Chair – Councillor K Berliner

Audit & Governance Committee

Chair – Councillor V D Smith

Vice-Chair – Councillor H C McLain

Planning Committee

Chair – Councillor J H Evetts

Vice-Chair – Councillor R D East

Licensing Committee

Chair – Councillor G J Bocking

Vice-Chair – Councillor E J MacTiernan

Standards Committee

Chair – Councillor P D Surman

Vice-Chair – Councillor M Dean

2. That Councillor J K Smith be the Council's nominated representative on the County Council's Health Overview and Scrutiny Committee and that Councillor K Berliner be the

reserve.

3. That Councillor J W Murphy be the Council's nominated representative on the Gloucestershire Economic Growth Scrutiny Committee and that Councillor K J Cromwell be the reserve.

CL.16 LOCAL HERITAGE LIST SELECTION CRITERIA FOR TEWKESBURY BOROUGH SUPPLEMENTARY PLANNING DOCUMENT

- 16.1 The report of the Planning Policy Manager, circulated at Pages No. 16-33, attached the Local Heritage List Selection Criteria for Tewkesbury Borough Supplementary Planning Document which Members were asked to adopt with immediate effect.
- 16.2 In proposing the recommendation, the Lead Member for Built Environment explained that the purpose of the Supplementary Planning Document was to establish a robust and standardised procedure for nominating to the local list with the significance of heritage assets on the list being taken into account. This was a national initiative which was being funded by the Department for Levelling Up, Housing and Communities. The document had already been considered by the Executive Committee which had recommended that it be adopted by the Council, subject to no substantive comments being made during the consultation process. No substantive comments had been received during the public consultation so the document was before the Council for adoption. It was also recommended that authority be delegated to the Head of Development Services to make any necessary final corrections and minor amendments to the draft Supplementary Planning Document to enable it to be published in final form. Under that delegation, a minor revision to the wording on Page No. 3 of the Supplementary Planning Document would be made to make it clear that the responsibility for all local heritage list matters would be delegated to the Head of Development Services.
- 16.3 During the discussion which ensued, a Member suggested that some of the pictures of the Borough within the document were not particularly flattering and he asked if any of them could be changed. In response, the Lead Member indicated that the photographs had been submitted as part of the process but Officers could look through and see if any changes could be made. She felt it was important to note the amazing amount of work that Parishes and members of the public had put into their submissions to the list and she thanked them for their efforts. She also noted that, whilst not all heritage assets were pretty, they were still important. Referring to Page No. 7 of the document, a Member noted that the metal bridge in Norton was actually in Northway and Ashchurch Rural so that needed to be amended. There was some discussion about the assets on the list which were in a state of untidiness or disrepair and Members were advised that the Council did not have a responsibility to maintain any of the assets as they were usually in private ownership – their addition to the list signified that people felt they were important but they were not the Council's assets. A Member questioned whether Parishes would be asked to review the list annually to see if any assets needed to be added. In response, the Lead Member indicated that Parish Councils were aware of the list and that it could be added to at any time.
- 16.4 Having been proposed and seconded, it was
- RESOLVED**
1. That it be **NOTED** that no substantive comments had been received in response to the public consultation on the draft Supplementary Planning Document: Local Heritage List Selection Criteria for Tewkesbury Borough or the related Consultation Statement.
 2. That the draft Supplementary Planning Document be **ADOPTED** with immediate effect in accordance with the

resolution of the Executive Committee on 2 March 2022.

3. That authority be delegated to the Head of Development Services to make any necessary final corrections and minor amendments to the draft Supplementary Planning Document to enable the document to be published in final form including amendment to show a delegation to the Head of Development Services for all matters relating to the local heritage list.

CL.17 COMMUNITY GOVERNANCE REVIEW - FINAL RECOMMENDATIONS

- 17.1 The report of the Community Governance Review Working Group, circulated at Pages No. 34-67, set out the final recommendations of the Working Group which Members were asked to approve.
- 17.2 The Chair of the Community Governance Review Working Group indicated that it had been 20 years since the last Parish review and changes as a result of the Tewksbury (Electoral Changes) Order 2018 (Review of Borough Wards) and the extensive level of development in the Borough had necessitated that a full Community Governance Review (CGR) of the Borough's Parishes be undertaken. In June 2021, the Executive Committee had agreed to undertake a Boroughwide CGR, had approved the Terms of Reference and established a Working Group to undertake the review. The Terms of Reference covered the scope of the review which included alteration of boundaries and the number of Parish Councillors. Initial consultation had taken place from 15 June to 15 September 2021 which involved a wide range of individuals and groups being invited to make submissions including MPs, County and Borough Councillors, political parties, Parish Councils and the public via social media and website advertising. 23 submissions had been received and considered in detail by the Working Group which had then prepared draft recommendations that had been endorsed by the Executive Committee on 5 January 2022 and released for public consultation between 3 February and 31 March 2022. Again, all Members were included in the consultation on the draft recommendations as well as those groups, organisations, individuals etc. that were consulted at the initial stage. In response to the draft recommendations, 10 submissions were received from Parish/Town Councils / Parish Meetings, 68 from members of the public, local residents and organisations together with a petition containing 135 signatories. The Chair drew particular attention to a couple of matters together with a few amendments to be included in the draft recommendations as follows:
- Section 5.4.1 to be amended to ensure the view of the Parish Council was accurately represented as it had stated that in its submission regarding the Draft Recommendations (31 March 2022) that the Council had not expressed support for the draft recommendation – amended from:

“It was acknowledged that there was support for, and some opposition to, the draft recommendations, although on balance more support was received to split Dumbleton and Wormington and that this view was shared by Dumbleton Parish Council”.

to

“It was acknowledged that there was support for, and some opposition to, the draft recommendations, although on balance more support was received to split Dumbleton and Wormington. **Dumbleton Parish Council submitted no objection to the draft recommendation based on the letters of representation it had received from parishioners**”.
 - The second amendment was to add a final recommendation as follows:-

“All other Parishes – the boundaries of all other Parishes to remain unchanged”.

In terms of the recommendations of specific note, he referred to Recommendation 4.4.2 – in relation to Coopers Edge – and explained that this was considered very carefully by the Working Group on at least three occasions, and it had a specific meeting to consider the matter. The Working Group was unanimously of the view that a Coopers Edge Parish Council made up of the areas within the Borough will not be beneficial to the residents. It wholeheartedly supported a Coopers Edge Parish Council made up of the three areas of Coopers Edge, which included the area in Stroud, but this was outside the remit of the Working Group and would require a principle area review. Two parts of an area made up of three parts would not work and it would be better for residents to wait for this to be achieved in the future. Secondly, Recommendation 6.4.4 – changes to the boundary between Longford and Sandhurst - there had been a significant public response to the draft recommendation that the land between the A40 and the existing Longford Parish boundary, comprising the community of Walham, be transferred to the Parish of Sandhurst. There was no community support for this recommendation and there was, in fact, significant opposition on the grounds that the area of Walham was closer to Longford, there being no ties between the residents of Walham and Sandhurst, the draft recommendation offering no greater community identity for the residents of Walham, that there was a physical disconnect between Sandhurst and Walham during periods of flooding, and that Sandhurst was a rural community lacking facilities/amenities to accommodate additional numbers but Longford had resources and infrastructure to support the community of Walham. The Working Group’s final recommendation was therefore to leave the boundary between Sandhurst and Longford unchanged.

- 17.3 In terms of the next steps, any consequential amendments to Borough Wards and the four Parishes of Bishops Cleeve, Brockworth, Churchdown and Tewkesbury needed to be approved by the Local Government Boundary Commission for England and, in order for everything to be in place for the 2023 elections, the changes had to be submitted by June. Any changes in the recommendations before Members tonight would require further consultation and would either need to be dealt with separately or, if the whole review was sent back, would not be implemented until the local elections in 2027. The Working Group Chair proposed that the final recommendations in relation to each Parish/Town Council within the Borough of Tewkesbury be approved as set out at Appendix 1 including the two amendments suggested in relation to Paragraph 5.4.1 to clarify the position of Dumbleton Parish Council and an additional recommendation in relation to no changes to the boundaries of all other parishes in the Borough and that the Corporate Director be authorised to request the Local Government Boundary Commission for England (LGBCE) to make related alteration orders to change Borough Wards and County Divisions to reflect the changes made to Parish Boundaries including those Parishes protected as part of the last review forming part of the Tewkesbury (Electoral Changes) Order 2018; and, subject to receiving the necessary consents from the Local Government Boundary Commission for England, to make a Reorganisation of Community Governance Order to implement the changes agreed by Council. The proposal was seconded.
- 17.4 A Member referred to Bishops Cleeve Parish Council and advised that it was concerned about the boundary next to Gotherington and why it would not be moved as well as why the site known as North Cleavelands was not included as, in their view, it put the site at greater risk of being developed. In response, the Chair of the Working Group explained that he could not say how secure a site was going forward but it was not within the Borough Plan and, as such, not seen to be a major issue. In addition, schools were very separate in their boundaries from Parishes - the information was all contained within the report at Paragraphs 3.2-3.4 and the Working Group had nothing to add. A number of Members raised concerns about the area of Coopers Edge not having its own Parish Council and how the divisions

in the area could be overcome. In response, the Chair of the Working Group explained that the Working Group had recognised that Coopers Edge had its own identity and understood that the issue needed to be looked at as a whole; however this was not the remit of the current review. There had been very little feedback from Coopers Edge residents to the consultation compared to other areas. The main issue was that the infrastructure was located within Stroud District and it made no sense to make a Parish Council out of the two residential areas in Tewkesbury Borough if the community would have no infrastructure.

17.5 Having been proposed and seconded, it was

RESOLVED

1. That the final recommendations in relation to each Parish/Town Council within the Borough of Tewkesbury be **APPROVED** as set out in Appendix 1 to the report subject to the following amendments:
 - a. Paragraph 5.4.1 to clarify the position of Dumbleton Parish Council.
 - b. An additional recommendation in relation to no changes to the boundaries of all other parishes in the Borough.
2. That the Corporate Director be authorised to:
 - a. Request the Local Government Boundary Commission for England to make related alteration orders to change Borough Wards and County Divisions to reflect the changes made to Parish boundaries, including those Parishes protected as part of the last review forming part of the Tewkesbury (Electoral Changes) Order 2018.
 - b. Subject to receiving the necessary consents from the Local Government Boundary Commission for England, to make a Reorganisation of Community Governance Order to implement the changes agreed by the Council.

CL.18 MAYOR OF TEWKESBURY'S APPEAL FUND

18.1 It was proposed, seconded and

RESOLVED

That Councillors M A Gore, E J MacTiernan and J R Mason be appointed as Trustees of the Mayor of Tewkesbury's Appeal Fund for 2022/23.

The meeting closed at 7:00 pm