

Notice of Council

Date: Tuesday, 15 September 2020 at 7.00 pm

Venue: Virtual Meeting



Chairman:

Cllr D A Flagg

Cllr H Allen
Cllr L Allison
Cllr M Anderson
Cllr S C Anderson
Cllr M Andrews
Cllr J Bagwell
Cllr S Baron
Cllr S Bartlett
Cllr J Beesley
Cllr D Borthwick
Cllr P Broadhead
Cllr M F Brooke
Cllr N Brooks
Cllr D Brown
Cllr S Bull
Cllr R Burton
Cllr D Butler
Cllr D Butt
Cllr J J Butt
Cllr E Coope
Cllr M Cox
Cllr M Davies
Cllr N Decent
Cllr L Dedman
Cllr B Dion

Vice Chairman:

Cllr L Fear

Cllr B Dove
Cllr B Dunlop
Cllr M Earl
Cllr J Edwards
Cllr L-J Evans
Cllr G Farquhar
Cllr D Farr
Cllr A Filer
Cllr N C Geary
Cllr M Greene
Cllr N Greene
Cllr A Hadley
Cllr M Haines
Cllr P R A Hall
Cllr N Hedges
Cllr P Hilliard
Cllr M Howell
Cllr M Iyengar
Cllr C Johnson
Cllr T Johnson
Cllr A Jones
Cllr J Kelly
Cllr D Kelsey
Cllr R Lawton
Cllr M Le Poidevin

Cllr L Lewis
Cllr R Maidment
Cllr C Matthews
Cllr S McCormack
Cllr D Mellor
Cllr P Miles
Cllr S Moore
Cllr L Northover
Cllr T O'Neill
Cllr S Phillips
Cllr M Phipps
Cllr K Rampton
Cllr Dr F Rice
Cllr C Rigby
Cllr R Rocca
Cllr M Robson
Cllr V Slade
Cllr A M Stribley
Cllr T Trent
Cllr M White
Cllr L Williams
Cllr K Wilson
Vacancy
Vacancy

All Members of the Council are summoned to attend this meeting to consider the items of business set out on the agenda below.

The press and public are welcome to view the live stream of this meeting at the following link: <https://democracy.bcpCouncil.gov.uk/ieListDocuments.aspx?MIId=4284>

If you would like any further information on the items to be considered at the meeting please contact: Democratic Services by email at democratic.services@bcpcouncil.gov.uk

Press enquiries should be directed to the Press Office: Tel: 01202 454668 or email press.office@bcpcouncil.gov.uk

This notice and all the papers mentioned within it are available at democracy.bcpCouncil.gov.uk

GRAHAM FARRANT
CHIEF EXECUTIVE

7 September 2020



Available online and
on the Mod.gov app

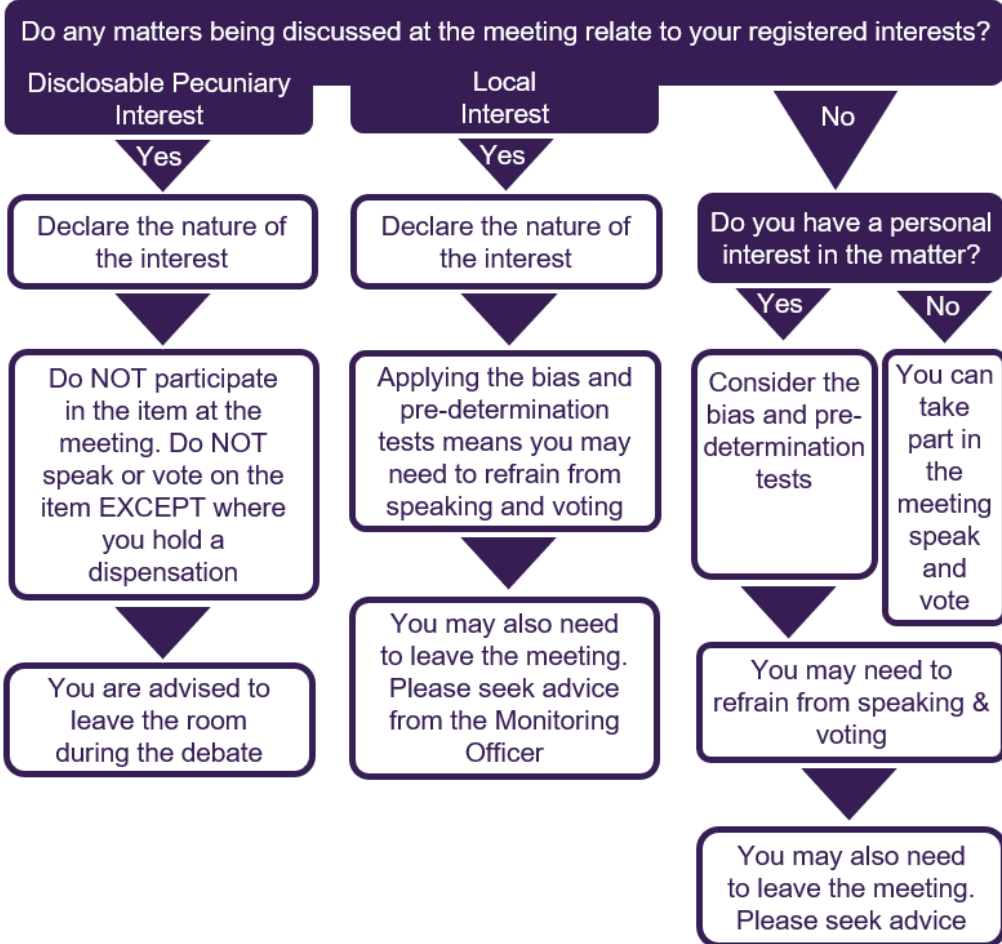


Maintaining and promoting high standards of conduct

Declaring interests at meetings

Familiarise yourself with the Councillor Code of Conduct which can be found in Part 6 of the Council's Constitution.

Before the meeting, read the agenda and reports to see if the matters to be discussed at the meeting concern your interests



What are the principles of bias and pre-determination and how do they affect my participation in the meeting?

Bias and predetermination are common law concepts. If they affect you, your participation in the meeting may call into question the decision arrived at on the item.

Bias Test

In all the circumstances, would it lead a fair minded and informed observer to conclude that there was a real possibility or a real danger that the decision maker was biased?

Predetermination Test

At the time of making the decision, did the decision maker have a closed mind?

If a councillor appears to be biased or to have predetermined their decision, they must NOT participate in the meeting.

For more information or advice please contact the Monitoring Officer
(sian.ballingall@bcpcouncil.gov.uk)

Selflessness

Councillors should act solely in terms of the public interest

Integrity

Councillors must avoid placing themselves under any obligation to people or organisations that might try inappropriately to influence them in their work. They should not act or take decisions in order to gain financial or other material benefits for themselves, their family, or their friends. They must declare and resolve any interests and relationships

Objectivity

Councillors must act and take decisions impartially, fairly and on merit, using the best evidence and without discrimination or bias

Accountability

Councillors are accountable to the public for their decisions and actions and must submit themselves to the scrutiny necessary to ensure this

Openness

Councillors should act and take decisions in an open and transparent manner. Information should not be withheld from the public unless there are clear and lawful reasons for so doing

Honesty & Integrity

Councillors should act with honesty and integrity and should not place themselves in situations where their honesty and integrity may be questioned

Leadership

Councillors should exhibit these principles in their own behaviour. They should actively promote and robustly support the principles and be willing to challenge poor behaviour wherever it occurs

AGENDA

Items to be considered while the meeting is open to the public

- 1. Apologies**
To receive any apologies for absence from Councillors.
- 2. Declarations of Interests**
Councillors are requested to declare any interests on items included in this agenda. Please refer to the workflow on the preceding page for guidance.
Declarations received will be reported at the meeting.
- 3. Confirmation of Minutes** 9 - 30
To confirm and sign as a correct record the minutes of the adjourned Annual Council meeting and Ordinary Council meeting held on 7 July 2020.
- 4. Announcements and Introductions from the Chairman**
To receive any announcements from the Chairman.
- 5. Public Issues**
To receive any public questions, statements or petitions submitted in accordance with the Constitution.
- 6. Recommendations from Cabinet and Other Committees**
Please refer to the recommendations detailed below.
 - (a) Cabinet 29 July 2020 - Minute No 203 - 2019/20 Financial Outturn Report 31 - 76
RECOMMENDED that Council:- (c) agree the capital virements in paragraph 85 of the report.
 - (b) Cabinet 29 July 2020 - Minute No 204 - Adoption of the Statement of Community Involvement 77 - 134
RECOMMENDED that:-
 - (a) the revised Statement of Community Involvement (Appendix 1) and recommends adoption by Full Council;
 - (b) prior to publication of the SCI, authority be delegated to the Director for Growth & Infrastructure in liaison with the Portfolio Holder for Strategic Planning to make any further minor textual changes; and
 - (c) A review of the Statement of Community Involvement be undertaken within 1 year of adoption to assess and monitor its effectiveness.

The Council is also asked to consider the following:
 Since Cabinet agreed the content of the draft SCI an amendment has been made to the Town and Country Planning (General Permitted Development) Order 2015 that needs to be reflected in the SCI. The following amendment to the SCI is therefore recommended to Council:

Amend SCI Section 3 (Table 1) with the addition of:

Development Type	How BCP Council will meet statutory requirements
Certain applications for Permitted Development requiring Prior Approval as defined by the Town and Country Planning (General Permitted Development) Order 2015 as amended	*Notify each adjoining owner or occupier about a proposed development by serving on them a notice where required by the Town and Country Planning (General Permitted Development) Order 2015 as amended.

Please note that Appendix 1 – Statement of Community Involvement has been updated to take account of further amendments following the Overview and Scrutiny Board and Cabinet.

- (c) Cabinet 29 July 2020 - Minute No 207 - Housing Scheme at Cabbage Patch St Stephens Road

135 - 170

RECOMMENDED that:-

1. the proposed £2.369m housing scheme be approved for progression to Council for subsequent approval request:
 - a. Approval to tender, commencement and completion of build subject to the conditions set out in the Financial Strategy and authorises the Corporate Director for Environment and Community to approve necessary appropriations and contractual and legal agreements in consultation with the Monitoring Officer and Chief Finance Officer.
 - b. Approve the financial strategy for the scheme as set out in paragraphs 30 to 52 with specific approval for:
 - i) The appropriation of land from the General Fund to the Housing Revenue Account (HRA) to enable the development of the Council housing valued at £350k.
 - ii) £815k of prudential borrowing to be repaid over 50 years used to finance the Housing Revenue Account (HRA) social rented homes.
 - iii) The capping of rental income to Social Rent levels.
 - c. the Section 151 Officer be authorised in consultation with

the Portfolio Holder for Finance to determine the detailed funding arrangements.

d. the Corporate Property Officer be authorised in consultation with the Monitoring Officer to agree the detailed contract provisions and to approve entry into the final form agreements.

(d) Cabinet 29 July 2020 - Minute No 208 - Youth Justice Plan 2020-21
RECOMMENDED that the Youth Justice Plan be forwarded to Full Council for approval. 171 - 200

(e) Cabinet 9 September 2020 - recommendations
Councillors are asked to refer to the Cabinet agenda and reports for the meeting on 9 September 2020. Any recommendations from that meeting will be circulated and published by 11 September 2020.

7. Decisions taken by the Chief Executive in accordance with the urgency powers 201 - 220

The Council is advised of the following decisions taken by the Chief Executive in accordance with the relevant urgency powers:

- (a) Appointment of interim Corporate Director for Children's Services (DCS)
- (b) Appointment of Interim Director Law & Governance and Monitoring Officer

The Council is asked to ratify the decisions taken by the Chief Executive to appoint the above officers circulated with the agenda.

8. Local Outbreak Management Plan - delegated powers 221 - 230

BCP Council published its Local Outbreak Management Plan on 30 June 2020. This report sets out how the Council will respond to significant outbreaks, and or increasing COVID-19 infection rates in our communities. Councils have local powers available to them under the coronavirus health protection regulations, to support prompt public health action. This paper updates Councillors on the Local Outbreak Management Plan and recommends powers are delegated to the Chief Executive, as advised by the Director of Public Health.

9. Review of the Political Balance of the Council and the allocation of seats on Committees 231 - 236

The Council is asked to consider and approve the review of the political balance of the Council, the allocation of seats on Committees to each political group and the appointment of Councillors to Committees.

- 10. Review of Article 15 - Covid-19 Interim Decision-Making Arrangements** 237 - 248
- The Council adopted, under urgency provisions, an Article for the Constitution which enabled effective and transparent decision-making to continue during the Covid-19 crisis, including provisions relating to the holding of virtual meetings. The Article included provisions for review and indicated that, in any event, the Article would be reviewed by the end of September 2020.
- This report therefore seeks Council's approval for a revision to this Article in light of working practices and latest guidance. The report outlines options for conducting meetings of the council during the pandemic and recommends that virtual meetings should continue.
- 11. Report under Section 5 of the Local Government and Housing Act 1989** 249 - 252
- The Report provides information on a minor omission to make available for public inspection the draft Annual Governance Statement in June 2019. It is presented to the Council for information only as changes were made to the relevant processes in 2019 when the omission came to light and the omission is unlikely to recur.
- 12. Notice of Motions in accordance with Procedure Rule 12 and 14.2**
- The following motion submitted in accordance with Procedure Rule 12 and 14.2 of the Meeting Procedure Rules and signed by the requisite number of Councillors has been proposed by Councillor Drew Mellor and seconded by Councillor Philip Broadhead:-
- “In recent weeks, a number of decisions have been taken by the BCP Council Administration without proper consultation with the residents and businesses who will be affected. Ward Councillors were only consulted or informed, once plans were set to be implemented. This has resulted in a high level of public frustration and mistrust.**
- It is clear that the “Unity Alliance” administration is making decisions and plans without due regard to resident, business, visitor or councillor comment or suggestions.**
- This Council therefore has no confidence in the current administration to deliver for the residents of Bournemouth, Christchurch and Poole and seeks the removal from office of its Leader.”**
- 13. Questions from Councillors**
- The deadline for questions to be submitted to the Monitoring Officer is 7 September 2020.

No other items of business can be considered unless the Chairman decides the matter is urgent for reasons that must be specified and recorded in the Minutes.