

# Notice of Council

Date: Tuesday, 10 January 2023 at 7.00 pm

Venue: Council Chamber, BCP Civic Centre, Bournemouth BH2 6DY



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**Chairman:**

Cllr N Hedges

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 T O'Neill

Cllr B Dove  
Cllr B Dunlop  
Cllr M Earl  
Cllr J Edwards  
Cllr L-J Evans  
Cllr G Farquhar  
Cllr D Farr  
Cllr L Fear  
Cllr A Filer  
Cllr D A Flagg  
Cllr S Gabriel  
Cllr M Greene  
Cllr N Greene  
Cllr A Hadley  
Cllr M Haines  
Cllr P R A Hall  
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 A Martin  
Cllr C Matthews  
Cllr S McCormack  
Cllr D Mellor  
Cllr P Miles  
Cllr S Moore  
Cllr L Northover  
Cllr S Phillips  
Cllr M Phipps  
Cllr K Rampton  
Cllr Dr F Rice  
Cllr V Ricketts  
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

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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?Mid=5031>

If you would like any further information on the items to be considered at the meeting please contact:  
Democratic Services on 01202 096660 or [democratic.services@bcpcouncil.gov.uk](mailto:democratic.services@bcpcouncil.gov.uk)

Press enquiries should be directed to the Press Office: Tel: 01202 118686 or  
[email.press.office@bcpcouncil.gov.uk](mailto:email.press.office@bcpcouncil.gov.uk)

This notice and all the papers mentioned within it are available at [democracy.bcpCouncil.gov.uk](http://democracy.bcpCouncil.gov.uk)

**GRAHAM FARRANT**  
**CHIEF EXECUTIVE**

30 December 2022



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  
([susan.zeiss@bcpcouncil.gov.uk](mailto:susan.zeiss@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

To confirm and sign as a correct record the minutes of the Meeting held on 9 November 2022, reconvened on the 5 December 2022.

7 - 40

## 4. Announcements and Introductions from the Chairman

To receive any announcements or introductions from the Chairman.

## 5. Public Issues

To receive any public questions, statements or petitions submitted in accordance with the Constitution. Further information on the requirements for submitting these is available to view at the following link:

<https://democracy.bcpccouncil.gov.uk/ieListMeetings.aspx?CommitteeID=151&Info=1&bcr=1>

The deadline for the submission of a public questions is 4 clear working days before the meeting.

The deadline for the submission of a public statement is midday the working day before the meeting.

The deadline for the submission of a petition is 10 working days before the meeting.

## 6. Recommendations from the Cabinet and Committees

Please refer to the recommendations detailed below.

### 6 (a) Cabinet 23 November 2022 - Minute No 79 - Finance Strategy Update Report

41 - 70

PLEASE NOTE: Should the Council wish to discuss the detail of Appendix A it will be necessary to exclude the press and public and move into confidential (exempt) session. If applicable, the following resolution should be moved:

*‘That under Section 100(A)(4) of the Local Government Act 1972, the public be excluded from the meeting for the following item of business on the grounds that they involve the likely disclosure of exempt information as defined in Paragraph 3 in Part I of Schedule 12A of the Act and that the public interest in withholding the information outweighs such interest in disclosing the information.’*

**It is RECOMMENDED that Council:-**

- (d) Approves the disposal of Non-Strategic Asset Sales as set out in confidential appendix A, subject to achieving the estimated sales value for each lot, with the decision delegated to the Director of Finance, in consultation with the Leader or Deputy Leader of the Council as appropriate; and**
- (e) Approves a pooled budget arrangement in relation to section 117 Aftercare as set out in appendix B.**

Note – resolutions (a), (b) and (c) were resolved matters by the Cabinet.

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| 6 | (b) | Cabinet 14 December 2022 - Minute No 90 - 2022/23 Budget Monitoring and Financial Strategy Update | 71 - 112 |
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**RECOMMENDED that Council agree the acceptance of general fund revenue grant for adult social care as set out in paragraph 64.**

Note – resolutions 1-7 were resolved matters by the Cabinet.

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| 6 | (c) | Cabinet 14 December 2022 - Minute No 98 - Externalisation of the Russell-Cotes Art Gallery & Museum | 113 - 310 |
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PLEASE NOTE: Should the Council wish to discuss the detail of the exempt appendices at appendix 2, 4, 6, 7, 8 and 9 it will be necessary to exclude the press and public and move into confidential (exempt) session. If applicable, the following resolution should be moved:

*“That under Section 100(A)(4) of the Local Government Act 1972, the public be excluded from the meeting for the following item of business on the grounds that they involve the likely disclosure of exempt information as defined in Paragraph 3 in Part I of Schedule 12A of the Act and that the public interest in withholding the information outweighs such interest in disclosing the information.”*

**Cabinet recommended to Council that:**

**The Council agrees:**

- (a) that the future of the Russell-Cotes Art Gallery & Museum, for which it is sole trustee, would be best served by externalisation in the form of the transfer of Sole Trusteeship to a new corporate entity (CLG or CIO) to operate and manage the charity;**
- (b) as Sole Trustee of the Russell-Cotes Art Gallery & Museum to make a formal application to the Charity Commission for a change of governance under Section 73 of Charities Act 2011 to replace the Council as sole trustee with a new corporate entity (CLG or CIO) acting as sole trustee and for the modernisation of governance articles;**
- (c) to establish a Corporate Entity (CLG or CIO) and appoint a Shadow Board of 5 nominees to oversee the transition to independence, provide continuity and stability and to**

**maintain an on-going supportive relationship with the new CLG/CIO;**

- (d) to negotiate, during the transition phase, future years grant support for the new Trustee, along with the transfer of assets, lease arrangements etc with an expected vesting day of 1 April 2024 at the earliest; and**
- (e) To delegate authority to the Director of Finance, Director of Law & Governance and the Chief Operations Officer to determine the best financial model in consultation with the Portfolio Holder.**

## **7. Highcliffe & Walkford Neighbourhood Plan**

311 - 384

The Highcliffe & Walkford Neighbourhood Plan has been subject to independent examination between November 2021 and July 2022. The examiner's report concluded that subject to modifications, the neighbourhood plan meets basic and legal conditions. Cabinet on 26 October 2022 agreed the examiner's report and modifications, together with the council's decision statement and modified neighbourhood plan and approved the plan for referendum.

The Council held a referendum on 15 December within the Highcliffe & Walkford Parish Council area. The referendum question asked:

'Do you want BCP Council to use the Neighbourhood Plan for Highcliffe & Walkford to help it decide planning applications in the neighbourhood area?'

The turnout for the referendum was 1,955 (representing 16.89% of the electorate in the Highcliffe & Walkford Parish area). Of these voters, **86% voted in favour of the plan** and the council must now bring the plan into force so that it forms part of the statutory development plan for the Highcliffe and Walkford neighbourhood area. It will be used alongside the Christchurch Local Plan to determine planning applications in the Highcliffe & Walkford Parish Council area.

## **8. Notices of Motion in accordance with Procedure Rule 10**

No motions have been received in accordance with the Constitution for this meeting.

## **9. Questions from Councillors**

The deadline for questions to be submitted to the Monitoring Officer is 30 December 2022.

## **10. Urgent Decisions taken by the Chief Executive in accordance with the Constitution**

To consider any urgent decisions taken by the Chief Executive in accordance with the Constitution.