

CANNOCK CHASE COUNCIL
COUNCIL MEETING
WEDNESDAY, 24 SEPTEMBER 2008 AT 4.00 P.M.
COUNCIL CHAMBER, CIVIC CENTRE, BEECROFT ROAD, CANNOCK

Notice is hereby given of the above mentioned meeting of the Council which you are summoned to attend for the purpose of transacting the business set out below:-

1. **Apologies**
2. **Declarations of Interests of Members in Contracts and Other Matters and Restriction on Voting by Members**

To declare any personal or prejudicial interests in accordance with the Code of Conduct and any possible contraventions under Section 106 of the Local Government Finance Act 1992.

Members should refer to the guidance included as part of this agenda.

3. **Minutes**

To confirm the Minutes of the meeting of the Council held on 6 August 2008, Minute Nos. 31-38 and 39, Page Nos. 23-29 and 30.

4. **The Chairman's Announcements and Correspondence**

5. Changes to the Form and Composition of the Cabinet

To receive notification from the Leader of the Council of changes to the form and composition of the Council's Cabinet.

6. Questions in Accordance with Rule 8

No questions have been submitted in accordance with Rule 8.

7. Part 1 Minutes of Cabinet, Committees and Panels

To (a) consider reports and determine recommendations and matters referred to the Council for specific determination and (b) receive for information details of resolutions in respect of powers and duties delegated by the Council in Part 1 Minutes of the following Cabinet, Committees, Committees and Panels: -

(a) Cabinet

- (i) 17 July 2008
Minutes 22 - 36
Page Nos. 9 - 13

(b) Scrutiny Committee

- (i) 26 June 2008
Minutes 7 - 13
Page Nos. 4 - 8

(c) Planning Control Committee

- (i) 9 July 2008
Minutes 15 - 20
Page Nos. 9 - 11
- (ii) 30 July 2008
Minutes 21 - 26
Page Nos. 12 - 14
- (iii) 20 August 2008
Minutes 27 - 29
Page Nos. 17 - 18

(d) Licensing and Public Protection Committee

- (i) 20 May 2008
Minutes 38 - 40
Page No. 41

- (ii) 7 July 2008
Minutes 1 – 2
Page No. 1
- (e) Audit and Governance Committee
 - (i) 17 June 2008
Minutes 1 - 5
Page Nos. 1 - 3
 - (ii) 24 June 2008
Minute 6
Page Nos. 4 - 5
- (f) Appeals & Complaints Panel
 - (i) 9 May 2008
Minutes 28 – 29
Page No. 37
 - (ii) 9 May 2008
Minutes 31 – 33
Page No. 41
 - (ii) 10 July 2008
Minutes 35 - 36
Page Nos. 45

8. Recommendations Referred from Cabinet held on 21 August 2008

Council is requested to consider the following recommendations referred from Cabinet held on 21 August 2008 in relation to 'Housing Revenue Account Business Plan Projections':

- (A) That Council on 24 September 2008 be recommended to adopt a revised policy whereby 100% of the capital receipts generated from all previous and future bungalow sales are directed to the General Fund Capital Programme to facilitate the provision of additional social housing.
- (B) That Council on 24 September 2008 be recommended to delete the bathroom replacement programme from the Council's HRA Capital Programmes during the period 2008-2013.

9. Recommendations Referred from Cabinet held on 18 September 2008

Cabinet on 18 September 2008 will be considering the following reports:

- (i) Housing Revenue Account Capital Programme 2008-09
- (ii) Hednesford Public Toilets

Any recommendations arising from these reports that are likely to be referred to Council for consideration will be circulated prior to the Council meeting.

(Copies of the reports to be considered by Cabinet are available from Legal & Democratic Services on request).

10. Memberships of the Council's Committees, Panels and Other Bodies

As a result of the changes to the form and composition of the Cabinet, Council is requested to:

- (i) Agree changes to the memberships of the Council's Committees, Panels and Other Bodies as highlighted on the attached schedule (Enclosure 10.1 – 10.7)
- (ii) Appoint a Vice-Chairman for the Safer and Stronger Communities Policy Development Committee from amongst the Members of that Committee for the remainder of the Municipal Year.

11. Recommendations Referred from the Scrutiny Committee held on 11 August 2008

- (i) Council is requested to consider the following recommendation referred from the Scrutiny Committee held on 11 August 2008:

"That Councillor Ms. W. Yates be appointed as the Scrutiny Committee's representative to Staffordshire County Council's Health Scrutiny Committee for the municipal year 2008/09."

- (ii) At the meeting of the Scrutiny Committee, approval was also given to the appointment of a representative from Staffordshire County Council to serve on the Committee as a non-voting co-optee. However, since the meeting, the County Council have advised that reciprocal arrangements will apply whereby those Members appointed to each of the Council's Committees responsible for scrutinising health will have full voting rights.

Council is therefore requested to consider the appointment of a representative from Staffordshire County Council to serve on the Scrutiny Committee with full voting rights whenever health matters are considered.

12. Appointment of Representatives to Outside Bodies

- (i) Council is requested to consider the appointment of representatives to vacancies on the following outside bodies:

<u>Name of Body</u>	<u>Date of Retirement</u>	<u>Term of Appointment</u>	<u>Number of Vacancies</u>
Cannock Bowling Green Trust	2009 Annual Meeting	1 Year	1
Community Council of Staffordshire	2009 Annual Meeting	1 Year	1
Landor Society	2009 Annual Meeting	1 Year	1
Shoal Hill Common Joint Committee (must be a Councillor)	2009 Annual Meeting	1 Year	1

- (ii) Council is requested to consider the appointment of two representatives to the following additional outside body:

<u>Name of Body</u>	<u>Date of Retirement</u>	<u>Term of Appointment</u>	<u>Number of Seats</u>
National Association of Councillors – Management Committee	2009 Annual Meeting	1 Year	2

13. Review of the Council's Constitution

Report of the Director of Governance on behalf of the Constitution Working Group (Enclosure 13.1 – 13.5)

Copies of the revised Constitution referred to in the report are available for inspection in each of the Political Group Rooms and from Legal & Democratic Services on request.

14. Statement of Accounts

Report of the Director of Governance (Enclosure 14.1 – 14.5)

15. Exclusion of the Public

The Chairman to propose the following motion:-

"That the public be excluded for the remainder of the meeting because of the likely disclosure of exempt information as defined in Paragraph 1, 3 and 5, Part I, Schedule 12A, Local Government Act, 1972."

16. Part 2 Minutes of Cabinet, Committees, Select Committees and Panels

To (a) consider reports and determine recommendations and matters referred to the Council for specific determination and (b) receive for information details of resolutions in respect of powers and duties delegated by the Council in Part 2 Minutes of the following Cabinet, Panels, Committees and Select Committees: -

(a) Cabinet

- (i) 17 July 2008
Minutes 37 – 39
Page Nos. 14 - 15

(b) Licensing and Public Protection Committee

- (i) 20 May 2008
Minute 41
Pages Nos. 42 - 43

- (ii) 7 July 2008
Minute 3
Page Nos. 2 - 3

(f) Appeals & Complaints Panel

- (i) 9 May 2008
Minute 30
Page No. 38 - 40
- (ii) 9 May 2008
Minute 34
Page No. 42 - 44
- (ii) 10 July 2008
Minutes 37 - 38
Page Nos. 46 - 50

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Chief Executive

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16 August 2008

GUIDANCE ON DECLARING PERSONAL AND PREJUDICIAL INTERESTS AT MEETINGS

DEFINITION OF WHAT IS A PERSONAL OR PREJUDICIAL INTEREST

A PERSONAL INTEREST is one where your well-being or financial position, or those of a relative or friend would be affected by the decision.

You automatically have a personal interest if you have given notice in the Register of Members' Interests under Paragraph 14 and 15, e.g. if you are appointed to an outside body by the Council.

A PREJUDICIAL INTEREST is where a member of the public knowing the facts would reasonably regard the interest as so significant that it would prejudice your judgement of the public interest.

PLEASE MAKE IT CLEAR WHETHER IT IS A PERSONAL OR PREJUDICIAL INTEREST.

It would be helpful if, prior to the commencement of the meeting, members informed Legal & Democratic Services Unit of any declarations of interest, of which you are aware. This will help in the recording of the declarations in the minutes of the meeting.

DECLARING INTERESTS AT FULL COUNCIL

The Code of Conduct only requires that personal interests (or personal and prejudicial interests) are declared where the matter to which the interest relates is being considered. Some items will be mentioned in the papers for full Council but are not actually being considered by Full Council. In particular, some items are mentioned as having been dealt with in Cabinet but are not actually mentioned or discussed at full Council. In such circumstances the Monitoring Officer's advice to Members is that there is no need to declare an interest unless the particular matter is mentioned or discussed. As a general rule, Members only need to declare an interest at full Council in the following circumstances:

- Where a matter is before the Council for a decision and/or
- Where the matter in which the Member has an interest is specifically mentioned or discussed at the Council meeting.