

Council



Title:	Agenda
Date:	PLEASE NOTE THE CHANGE TO THE ORIGINAL DATE FOR THIS MEETING Thursday 19 September 2019
Time:	6.30 pm
Venue:	Conference Chamber West Suffolk House Western Way Bury St Edmunds IP33 3YU
Membership:	All Councillors You are hereby summoned to attend a meeting of the Council to transact the business on the agenda set out below.  Ian Gallin Chief Executive 11 September 2019
Interests – Declaration and Restriction on Participation:	Members are reminded of their responsibility to declare any disclosable pecuniary interest not entered in the Authority's register or local non pecuniary interest which they have in any item of business on the agenda (subject to the exception for sensitive information) and to leave the meeting prior to discussion and voting on an item in which they have a disclosable pecuniary interest.
Quorum	One third of the Council (at least 22 Members)
Committee administrator:	Claire Skoyles Democratic Services Officer Tel: 01284 757176 Email: claire.skoyles@westsuffolk.gov.uk

Public Information



Venue:	West Suffolk House Western Way Bury St Edmunds Suffolk IP33 3YU	Tel: 01284 757176 Email: democratic.services@westsuffolk.gov.uk Web: www.westsuffolk.gov.uk
Access to agenda and reports before the meeting:	Copies of the agenda and reports are open for public inspection at the above and following address: West Suffolk Council College Heath Road Mildenhall Bury St Edmunds Suffolk IP28 7EY at least five clear days before the meeting. They are also available to view on our website.	
Attendance at meetings:	West Suffolk Council actively welcomes members of the public and the press to attend its meetings and holds as many of its meetings as possible in public.	
Public participation:	Members of the public who live or work in the District may put questions about the work of the Council or make statements on items on the agenda to members of the Cabinet or any Committee. 30 minutes will be set aside for this. 30 minutes will also be set aside for questions at extraordinary meetings of the Council, but must be limited to the business to be transacted at that meeting. A person who wishes to speak must register at least fifteen minutes before the time the meeting is scheduled to start. This can be done online by sending the request to democratic.services@westsuffolk.gov.uk or telephoning 01284 757176 or in person by telling the Committee Administrator present at the meeting. Written questions, detailing the full question to be asked, may be submitted by members of the public to the Monitoring Officer no later than 10.00 am on the previous working day to the meeting of the Council. Email: democratic.services@westsuffolk.gov.uk Phone: 01284 757162	
Disabled access:	West Suffolk House has facilities for people with mobility impairments including a lift and wheelchair accessible WCs. However in the event of an emergency use of the lift is restricted for health and safety reasons. Visitor parking is at the car park at the front of the building and there are a number of accessible spaces.	
Induction loop:	An Induction loop is available for meetings held in the Conference Chamber.	
Recording of meetings:	The Council may record this meeting and permits members of the public and media to record or broadcast it as well (when the media and public are not lawfully excluded). Any member of the public who attends a meeting and objects to being filmed should advise the Committee Administrator who will instruct that they are not included in the filming.	
Personal Information	Any personal information processed by West Suffolk Council arising from a request to speak at a public meeting under the Localism Act 2011, will be protected in accordance with the Data Protection Act 2018. For more information on how we do this and your rights in regards to your personal information and how to access it, visit our website: https://www.westsuffolk.gov.uk/Council/Data_and_information/howweuseinformation.cfm or call Customer Services: 01284 763233 and ask to speak to the Information Governance Officer.	

Agenda

Procedural Matters

Page No.

1. Minutes

1 - 8

To confirm the minutes of the meeting held on 16 July 2019 (copy attached).

2. Chair's Announcements

9 - 12

To receive announcements (if any) from the Chair.

A list of civic events/engagements attended by the Chair and Vice-Chair since the last ordinary meeting of Council held on 16 July 2019 are **attached**.

3. Apologies for Absence

To receive announcements (if any) from the officer advising the Chair (including apologies for absence).

4. Declarations of Interests

Members are reminded of their responsibility to declare any pecuniary or local non pecuniary interest which they have in any item of business on the agenda **no later than when that item is reached** and, when appropriate, to leave the meeting prior to discussion and voting on the item.

Part 1 – Public

5. Leader's Statement

13 - 18

Paper No: **COU/WS/19/005**

(Council Procedure Rules 8.1 – 8.3) The Leader will submit a report (the Leader's Statement) summarising important developments and activities since the preceding meeting of the Council.

Members may ask the Leader questions on the content of both his introductory remarks and the written statement itself.

A total of 30 minutes will be allowed for questions and responses. There will be a limit of five minutes for each question to be asked and answered. A supplementary question arising from the reply may be asked so long as the five minute limit is not exceeded.

6. Public Participation

(Council Procedure Rules Section 6) Members of the public who live or work in the District may put questions about the work of the Council or make statements on items on the agenda to members of the Cabinet or any Committee. A person who wishes to speak must register at least fifteen minutes before the time the meeting is scheduled to start.

(Note: The maximum time to be set aside for this item is 30 minutes, but if all questions/statements are dealt with sooner, or if there are no questions/statements, the Council will proceed to the next business.)

Each person may ask **one** question or make **one** statement only. A total of **five minutes will be allowed for the question to be put and answered or the statement made.** If a question is raised, one supplementary question will be allowed provided that it **arises directly from the reply and the overall time limit of five minutes is not exceeded.**

If a statement is made, then the Chair may allow the Leader of the Council, or other Member to whom they refer the matter, a right of reply.

Written questions may be submitted by members of the public to the Monitoring Officer **no later than 10.00 am on Wednesday 18 September 2019.** The written notification should **detail the full question** to be asked at the meeting of the Council.

7. Referrals Report of Recommendations from Cabinet

19 - 24

Report No: **COU/WS/19/006**

(A) Referral from Cabinet: 23 July 2019

1. Proposal to Establish a West Suffolk Environment and Climate Change Taskforce - Proposed Declaration of a Climate Emergency

Portfolio Holder: Cllr John Griffiths

(B) Referrals from Cabinet: 10 September 2019

1. Annual Treasury Management Report 2018/2019 (FHDC)

Portfolio Holder: Cllr Sarah Broughton

2. Annual Treasury Management Report 2018/2019 (SEBC)

Portfolio Holder: Cllr Sarah Broughton

3. Treasury Management Report – June 2019

Portfolio Holder: Cllr Sarah Broughton

4. Single Issue Review (SIR) of Core Strategy Policy CS7:
Planning Inspector's Report and Adoption

Portfolio Holder: Cllr John Griffiths

This item will be considered separately as part of Agenda Item 8 below (Report No: COU/WS/19/007).

5. Site Allocations Local Plan (SALP): Planning Inspector's
Report and Adoption

Portfolio Holder: Cllr John Griffiths

This item will be considered separately under Agenda Item 9 below (Report No: COU/WS/19/008).

6. Western Way Development: Final Business Case

Portfolio Holder: Cllr Joanna Rayner

This item will be considered separately under Agenda Item 10 below (Report No: COU/WS/19/009).

7. Exempt: Investing in our Commercial Asset Portfolio
(para 3)

Portfolio Holder: Cllr Susan Glossop

As this referral is exempt, it will be considered separately in private session under Agenda Item 17 below (Exempt Report No: COU/WS/19/012)

**8. Single Issue Review (SIR) of Core Strategy Policy CS7:
Planning Inspector's Report and Adoption**

25 - 32

Report No: **COU/WS/19/007**

*(**Note: Due to their size, the appendices to this covering report will be circulated as a separate supplement to the agenda papers**)*

**Also see
separate
supplement**

**9. Site Allocations Local Plan (SALP): Planning Inspector's
Report and Adoption**

33 - 40

Report No: **COU/WS/19/008**

*(**Note: Due to their size, the appendices to this covering report will be circulated as a separate supplement to the agenda papers**)*

**Also see
separate
supplement**

- 10. Western Way Development: Final Business Case** **41 - 176**
Report No: **COU/WS/19/009**
- (**Note: Background papers to this report are NOT provided in paper form but are available to view via the modern.gov app or on the intranet/website**)*
- 11. Electoral Review of Suffolk County Council** **177 - 180**
Report No: **COU/WS/19/010**
- 12. Review of Political Balance and Appointment to Politically Balanced Bodies**
- The Monitoring Officer has received notification that Councillor Frank Warby has resigned from the Spectrum Group. Group leaders have indicated they are supportive of the proposal to allocate Councillor Warby a seat on the Licensing and Regulatory Committee, currently allocated to the Spectrum Group. The Monitoring Officer has reviewed the political balance and is satisfied that this proposal is compliant with the requirements of the Local Government and Housing Act 1989.
- As such, Council is requested to **RESOLVE** to allocate Councillor Frank Warby a seat on the Licensing and Regulatory Committee and reduce the allocation of the Spectrum Group on the Licensing and Regulatory Committee from three seats to two seats. The allocation of seats to Substitute Members on the Committee currently remains unchanged.
- 13. The Gershom Parkington Memorial Trust**
- The Gershom Parkington Memorial Trust was set up by St Edmundsbury Borough Council in 1983 to support the Council's clock collection, the bulk of which is the Gershom Parkington clock collection. It is a separate charity to the main Gershom Parkington bequest, also managed by the Council. The Borough Council made an initial donation of £500. This sum was supplemented with other small donations in the following years.
- The objects of the Memorial Trust are to advance the education of the public in understanding the development of horology and to encourage a practical interest in scientific matters particularly amongst students and school children. To achieve that, its rules allowed it to spend its funds on a range of activities relating to acquiring, maintaining, displaying and interpreting clocks and watches. Trustees were drawn from the local council, local community and also horological organisations.
- The charity was dormant for over 20 years, with accrued funds of around £11,500 by 2015. At that time, it was re-activated to consider two specific funding requests, each of £5,000. One from the Bury St Edmunds Heritage Trust relating to the display of

clocks loaned from the Council collection in the refurbished Guildhall. The other was for a new ICT display system for interpreting the clock collection at Moyse's Hall. Both requests were approved, leaving a balance of funds of just under £2,000 by summer 2019.

Given the small amount of funding remaining, and there being no plans for more fund-raising, the trustees met earlier in the summer to discuss their future options. It was agreed that the charity had served its purpose, and could close. In keeping with Charity Commission guidance, it was also agreed to pass the remaining funds to another local charity, the Friends of Moyse's Hall (on the basis that the clock collection is now on display at the museum). The Friends would be asked to ring-fence the money to supporting the clock collection and ensure that the funds were spent as soon as possible. In making their decision, the trustees also wanted to highlight the continuing legacy of Frederic Gershom Parkington and have asked that the transfer of funds is publicised.

It is a grey area as to whether the Trust needs the consent of any third party to close itself down. However, its original deed does say that, should the charity 'fail' for any reason, then the Council may, by resolution, terminate it and redistribute its funds to a similar charitable purpose within the local area. In this context, it would seem that the safest procedure would be for the Council to agree to implement the trustees' decision above.

Accordingly, it is **RECOMMENDED** that the resolution of the Gershom Parkington Memorial Trust at its meeting on 31 July 2019 be endorsed and, in accordance with that resolution, the Charity be terminated and its remaining funds be redistributed by the Council to the Friends of Moyse's Hall on condition they are spent in a timely manner, consistent with the charitable objects of the Memorial Trust.

14. Motion on Notice

181 - 182

Councillor Lisa Ingwall-King has given notice of a motion under paragraph 9.1 of the Council Procedure Rules, as **attached as Paper No: COU/WS/19/011**.

Paragraph 9.6 of the Council Procedure Rules states:

'Any motion on notice under paragraph 9.1 above of these Rules, on being moved and seconded, will usually, without discussion, be referred to the appropriate forum for consideration. If the Chair considers it appropriate, allow the motion to be dealt with at the meeting at which it is moved and seconded provided that the motion, if carried, would:

- (a) *Not involve the Council incurring expenditure not included in the Council's approved revenue or capital budget.*
- (b) *Not involve the Council being committed to take action which would usually require public consultation or a statutory process to be followed prior to it being made.'*

15. Any Other Urgent Business

To consider any business, which by reason of special circumstances, should in the opinion of the Chair be considered at the meeting as a matter of urgency.

16. Exclusion of Press and Public

To consider whether the press and public should be excluded during the consideration of the following item because it is likely, in view of the nature of the business to be transacted or the nature of the proceedings, that if members of the public were present during the item, there would be disclosure to them of exempt categories of information as prescribed in Part 1 of Schedule 12A of the Local Government Act 1972, and indicated against the item and, in all circumstances of the case, the public interest in maintaining the exemption outweighs the public interest in disclosing the information.

Part 2 – Exempt

17. Exempt: Referrals Report of Recommendations from Cabinet (para 3)

183 - 216

(B) Referrals from Cabinet: 10 September 2019

- 1. **Exempt Report No: COU/WS/19/012**
Investing in our Commercial Asset Portfolio (para 3)

Portfolio Holder: Cllr Susan Glossop