



NOTICE IS HEREBY GIVEN THAT A MEETING OF THE HART DISTRICT COUNCIL WILL BE HELD IN THE COUNCIL CHAMBER, CIVIC OFFICES, HARLINGTON WAY, FLEET ON THURSDAY 30TH SEPTEMBER, 2010 AT 7.00 PM

Geoff Bonner
Chief Executive

CIVIC OFFICES, HARLINGTON WAY
FLEET, HAMPSHIRE GU51 4AE

AGENDA

**COPIES OF THIS AGENDA ARE AVAILABLE
IN LARGE PRINT AND BRAILLE ON REQUEST**

- 1. PRAYERS**
- 2. MINUTES OF PREVIOUS MEETING**
To confirm the Minutes of the held on 29th July 2010.
- 3. APOLOGIES FOR ABSENCE**
- 4. DECLARATIONS OF INTEREST (PERSONAL OR PERSONAL AND PREJUDICIAL)**
- 5. PRESENTATION BY LT COL MATT QUARE, GIBRALTAR BARRACKS**
- 5. COUNCIL PROCEDURE RULE 12 – QUESTIONS BY THE PUBLIC**

To receive any question from members of the public submitted pursuant to Council Procedure Rule 12.

*Note: The text of any question under Council Procedure Rule 12 must be given to the **Chief Executive** not later than **Noon on Friday, 24th September 2010.***

6. COUNCIL PROCEDURE RULE 14 – QUESTIONS BY MEMBERS

To receive any questions from Members submitted pursuant to Council Procedure Rule 14.

Note: The text of any question under Council Procedure Rule 14.3 must be given to the Chief Executive not later than 5.00 pm on Monday, 27th September 2010.

The text of any question under Council Procedure Rule 14.4 must be submitted to the Chief Executive before 10.00 am on Thursday, 30th September 2010.

7. CHAIRMAN'S ANNOUNCEMENTS

8. CABINET MEMBERS' ANNOUNCEMENTS

9. CHIEF EXECUTIVE'S REPORT

10. MINUTES OF COMMITTEES

The Minutes of the following Committees, which met on the dates shown, are submitted.

In accordance with Council Procedure Rule 14.1, Members are allowed to put questions at Council without Notice in respect of any matters in the Minutes to the Leader of the Council or any Chairman of the relevant meeting at the time those Minutes are received by Council.

Meeting	Date	Minute Numbers	For Decision
Licensing Committee	19 th July	1 - 7	
Overview & Scrutiny Committee	20 th July	13 - 24	
Cabinet	5 th August	30 - 43	
Planning Committee	11 th August	17 - 22	
Overview & Scrutiny Committee	17 th August	25 - 37	
Cabinet	2 nd September	44 - 57	
Planning Committee	8 th September	23 - 28	

Recommendations from the following meetings ONLY if required -

Licensing Committee	20 th September
Overview & Scrutiny Committee	21 st September

Date of Despatch: 21st September 2010

COUNCIL

Date and Time: Thursday, 30th September 2010 at 7.00 pm

Place: Council Chamber, Civic Offices, Fleet

Present:

COUNCILLORS –

Ive - (Chairman)

Ambler	Evans	Neighbour
Bailey	Glen	Parker
Barrell	Gorys	Radley J E
Billings	Healey	Radley J R
Blewett	Henderson	Simmons
Butler C	Kennett	Simpson
Butler G	Maughan	Singh
Cockarill	Murr	Wheale
Davies		

Officers Present:

Geoff Bonner	-	Chief Executive
Rod Hursthouse	-	Monitoring Officer
Tricia Jackson	-	Senior Committee Services Officer

23. PRAYERS

The Chairman led a short prayer.

Note: Councillor Wheale entered the meeting at 7.02 pm.

24. MINUTES OF PREVIOUS MEETING

The Minutes of the Meeting held on 29th July 2010 were confirmed and signed as a correct record.

Note: Councillor Bailey entered the meeting at 7.05 pm.

25. APOLOGIES FOR ABSENCE

Apologies for absence were received from Councillors Appleton, Axam, Crookes, Haffey, Kinnell, Southern and Street.

26. DECLARATIONS OF INTEREST (PERSONAL OR PERSONAL AND PREJUDICIAL)

There were no declarations of interest made.

27. PRESENTATION BY LT COL MATT QUARE, GIBRALTAR BARRACKS

Lt Col Matt Quare and Mr Adam Cooper gave a presentation giving an overview of the work and training which took place at the Royal School of Military Engineering (RSME), Gibraltar Barracks.

Gibraltar Barracks was the headquarters of the Engineer in Chief (Army), 3 RSME Regiment, Royal Engineer Warfare Wing and Military Stabilisation Support Group. The mission was to deliver well trained and motivated Military Engineers in order to meet the operational requirements of Defence.

In addition to military personnel, a private company Holdfast Training Service had a 30 year public/private partnership with considerable investment at Gibraltar Barracks with 350 permanent staff. Services provided by Holdfast included Security, Transport, Accommodation, Stores, Equipment Support, Training, IT, Asset Management and Management & Admin. They had constructed new quarters, training stores warehouse and crane facility, together with training and syndicate classrooms. A new Warrant Officers' and Sergeants' Mess was in the process of construction.

RSME also participated in the community and had constructed a greenhouse made of recycled plastic bottles at North Farnborough Infants School. Members were amused to hear that rubber fire hoses no longer used at the Barracks had been taken to Monkey World as the monkeys enjoyed playing with the hoses. The sports pitches at the Barracks were also available for local clubs to use

On behalf of the Council, the Chairman thanked Lt Col Quare and Mr Cooper for a very enlightening insight into the work at the RSME. He hoped it would be possible for Councillors to visit the Barracks at some stage.

Note: Councillors Henderson and Maughan entered the meeting at 7.12 and 7.30 pm respectively.

28. COUNCIL PROCEDURE RULE 12 – QUESTIONS BY THE PUBLIC

No questions had been received.

29. COUNCIL PROCEDURE RULE 14 – QUESTIONS BY MEMBERS

Questions put by Councillors are detailed in the Appendix attached to these Minutes.

30. CHAIRMAN'S ANNOUNCEMENTS

The Chairman had attended the following events on behalf of the Council.

Wednesday, 1 September	Mayor of Rushmoor's Civic Day
Friday, 3 September	Citizens Advice Hart District Annual General Meeting
Wednesday, 8 September	RAF Odiham Battle of Britain Reception
Thursday, 9 September	Eversley Sports Facility Grand Opening
Friday, 17 September	Chairman of New Forest's Civic Day
Friday, 24 September	Mayor of Eastleigh's Civic Day

Wednesday, 29
September

HIOW Air Ambulance Helicopter Launch, Beaulieu

The Chairman announced some forthcoming events:

6th October – Civic Day.

12th October – Charity Chinese Meal at Rice in Yateley in aid of the Brian Randall Charitable Trust. The Chairman looked forward to seeing as many people as possible.

17th October – Civic Service at Minley Manor.

17th October – Councillor Gill Butler was taking part in a sponsored walk around Farnham Park to raise funds for the “Step-by-Step” charity based in Aldershot which helped young people by providing, amongst other things, emergency accommodation. An email with details would be circulated.

31. **CABINET MEMBERS’ ANNOUNCEMENTS**

There were no announcements on behalf of Leader of the Council, **Councillor Crookes**.

There were no announcements on behalf of the Cabinet Member for Planning, **Councillor Appleton**.

The Cabinet Member for Housing & Health,, **Councillor Butler**, had no announcements:

In the absence of the Cabinet Member for Leisure & Recreation, **Councillor Kinnell**, the Deputy Leader, Councillor Parker, announced:

“I am pleased to announce that following a long and transparent consultation process the Odiham Common management plan has now been completed. Hailed by the Open Spaces Society as an example of how to create a quality management plan covering the needs of many users of the common it has also achieved Environmental Stewardship status from Natural England because of its commitment to long term protection of this ancient site.

In recognition of this status the representative of Natural England met with the Head of Leisure and Environmental promotion on 26th August. She handed him a document committing Natural England to £120,000 worth of financial support over the next ten years. I would like to thank the Hart staff and all members of the steering group, many of whom are volunteers, for the time that they have given to this project. I am looking forward to visiting the Common in the spring to see for myself the results of some of the early work.”

The Cabinet Member for Environment, **Councillor Parker**, announced:

“Members may be interested in the progress of the green waste bins. As at last Friday 24th September, 309 x 240 Litre green bins and 165 x 140 Litre green bins have been supplied since the introduction of wheeled bins for garden waste. That makes 474 Green bins have been supplied in total.

This afternoon I attended the Joint Working in Waste senior project team meeting, consisting of cabinet member, corporate director and project officer from each authority. We are at the stage of issue of invitations to tender; the project officers have been performing the final proof reading today, and on completion of final bits and pieces, the

documents will be despatched tomorrow. We are on track for receipt of tenders by the end of November as planned.”

The Cabinet Member for Community Safety, **Councillor Singh**, announced:

“The Community Safety Team organised another Graffiti Busting Week; between the 20th and 24th September, 21 separate areas of graffiti were removed throughout the district. Minor graffiti will continue to be removed in the following weeks.

The Team also organised Soccer at Six - over the summer holidays evening football sessions were organised in partnership with Aldershot Town FC. Over 900 5 to 16 year olds attended these sessions at five venues across the District.

And lastly, I am pleased to announce that due to the proactive efforts of the Community Safety Team there has been a 16% reduction in anti-social behaviour in our district as compared to 6.5% across Hampshire.

32. CHIEF EXECUTIVE’S REPORT

The Chief Executive’s report is attached as an Appendix to these Minutes.

33. MINUTES OF COMMITTEES

Meeting	Date
Licensing Committee	19th July 2010
No questions asked.	
Overview & Scrutiny Committee	20th July 2010
No questions asked.	
Cabinet	5th August 2010
No questions asked.	
Planning Committee	11th August 2010
No questions asked.	
Overview & Scrutiny Committee	17th August 2010
No questions asked.	
Cabinet	2nd September 2010
No questions asked.	
Planning Committee	8th September 2010
No questions asked.	

At its meeting on 20th September, the Licensing Committee had been advised of the requirement to adopt amended legislation in respect of the licensing of sex establishments.

Recent changes to legislation had amended the licensing regime for sex establishments. Previously, certain categories of sex establishment (including sexual entertainment venues such as lap dancing bars) were regulated under the Licensing Act 2003, whilst others (such as sex shops) were regulated under the Local Government (Miscellaneous Provisions) Act 1982 ("the 1982 Act"). The effect of the change was to bring the regulation of all categories of sex establishment under the 1982 Act.

The main purpose of this change was to give local authorities more control over the siting and operation of such establishments. However, in order for these extended powers from the amended 1982 Act to be gained, a council resolution to formally adopt them was required. Without such a resolution, a local authority would have no power to regulate certain categories of sex establishment, and hence no control over their location or operation.

The effective date for such a resolution to take effect must be at least 28 days after the date of the resolution, and sufficient to allow adequate time for the necessary requirement to publish newspaper notices. For this reason a later date is recommended in the draft resolution.

Councillor James Radley queried the definition of a sex shop and whether the definition included a warehouse; in addition, whether parties or sales from private homes would need a licence as falling within the definition. The Monitoring Officer agreed to give a written response in respect of these queries.

RESOLVED that

1. In exercise of its power under section 2 of the Local Government (Miscellaneous Provisions) Act 1982 ("the Act"), the Council resolves that Schedule 3 to the Act (as amended by Section 27 of the Policing and Crime Act 2009) is to apply to Hart District, with effect from 11 November 2010.
2. That the amended Statement of Policy for the Licensing of Premises classed as Sex Establishments is agreed for consultation purposes.

The meeting closed at 8.25 pm.

COUNCIL PROCEDURE RULE 14

QUESTIONS BY MEMBERS

Councillor Simpson asked the Leader of the Council:

“The new Government has said it wants greater local democracy and that councils are free to choose the committee system or cabinet system of Council.

When the cabinet system was brought in councillors were unanimously against it as it gave power to the few at the expense of the many. However it was forced through by the Labour Government.

Will the Leader of Council say if he intends to recommend a return to the committee structure?”

On behalf of **Councillor Crookes**, Councillor Parker responded:

Shortly after the General Election the Coalition published a document called “The Coalition, or programme for Government”. Included in the section on Communities and Local Government, is the statement (quote)

“We will allow councils to return to the committee system, should they wish to.”

There is, as yet, no indication of the timescale for any legislation to enable this change. I am sure that in due course Members will want to consider this option and make a democratic decision.

Supplementary Question by Councillor Simpson:

Are you saying that despite advanced knowledge, no forward planning will be made, just reaction to events?

Response by **Councillor Parker**:

Until we actually see the shape of the legislation proposed, it would be premature to spend effort and money on planning for it. As soon as we see what is proposed we can move forward. I hope Councillor Simpson will join in when it is discussed.

CHIEF EXECUTIVE'S REPORT

1. Initial meetings have been held with the **Local Government Boundary Commission**, who will be carrying out a review of ward boundaries for the District Council over the next 18 months or so. A briefing is being held by the Commission for all members at 7pm on Monday 11 October, here in the Civic Offices.

The initial decision the Commission will make is on the number of councillors making up the District Council in the future. The District Council will need to form its view on this point at the Council meeting at the end of November.

The new arrangements will come into force with effect from the May 2014 District Council election.

2. The Council has received the **Annual Governance Report** from the District Auditor for the 2009/10 financial year, and has received an unqualified opinion across all aspects of the audit. This is the best Annual Governance letter the Council has received for a number of years. A full copy of the report can be found within the papers for Audit Committee on 28 September.
3. Autumn is the season of mists and mellow fruitfulness, and also of **budget preparations** for next year. There remains a significant range of uncertainty about the level of resources the Council have available to it next year, not least as a result of the national government's Comprehensive Spending Review, the broad results of which will not be known until the 20 October, and the details probably later than that. Our budget planning work is proceeding for the moment on the assumption that the Council will have to find savings of the order of £800,000 - £1,000,000. A series of Budget Challenge meetings are being held, involving Cabinet members, Overview and Scrutiny members and relevant officers to determine how the savings will be found. This work will be reported to Cabinet and Overview and Scrutiny Committee through the autumn and winter period.