

MINUTES of the MEETING of the
SOUTH DERBYSHIRE DISTRICT COUNCIL
held at the Civic Offices, Civic Way, Swadlincote
on Thursday 2nd July 2015
at 6.00 p.m.

PRESENT:-

Conservative Group

Councillor Atkin (Chairman), Councillor Murray (Vice Chairman) together with Councillors Billings, Mrs Coe, Coe, Mrs Coyle, Mrs Farrington, Ford, Grant, Mrs Hall, Harrison, Hewlett, MacPherson, Muller, Mrs Patten, Mrs Plenderleith, Roberts, Smith, Stanton, Swann, Watson, Wheeler and Mrs Wyatt.

Labour Group

Councillors Bambrick, Dunn, Rhind, Richards, Shepherd, Southerd, Mrs Stuart, Tilley and Wilkins.

CL/27 **APOLOGIES**

Apologies for absence from the Meeting were received from Councillor Mrs. Brown (Conservative Group) and Councillors Chahal, Pearson and Taylor (Labour Group).

CL/28 **MINUTES OF THE ANNUAL COUNCIL**

The Open Minutes of the Annual Council held on 21st May 2015 (Minute Nos. CL/1- CL/23) were approved as a true record.

CL/29 **MINUTES OF THE CIVIC COUNCIL**

The Open Minutes of the Civic Council held on 28th May 2015 (Minute Nos. CC/1-CC/6) were approved as a true record.

CL/30 **DECLARATIONS OF INTEREST**

Council was informed that no declarations of interest had been received.

CL/31 **ANNOUNCEMENTS FROM THE CHAIRMAN, LEADER AND CHIEF EXECUTIVE**

The Chairman of the Council listed events he had attended during the busy post-election period. He highlighted in particular his visits to the Etwall and Swadlincote Area Forums, where he introduced and promoted the Chairman's Office. He said that he would endeavour to visit them all.

The Leader of the Council asked for his appreciation to be passed to the Leisure Team for their excellent work achieved with the Festival of Leisure.

He then paid tribute to the Chief Executive for his 40 years of long service to the Council.

In particular, he said “Frank McArdle joined the authority as Chief Legal Officer and Public Prosecutor on July 21, 1975, going on to become Head of Law and Administration before taking the top position in May 2000. He has been a great asset to the Council and we are proud to have him as our Chief Executive. No-one is more deserving of recognition – he is South Derbyshire through and through.”

Councillor Kevin Richards, Leader of the Opposition, said: “People look to Frank as Mr South Derbyshire. We are respected up and down the county and beyond and are seen as a progressive authority. That has not happened by accident. I am proud and privileged to have worked with Frank and would like to thank him from the bottom of my heart for what he has done for South Derbyshire.”

The Chief Executive was presented with a commemorative plaque by the Chairman and was given a standing ovation by all members and officers in the chamber.

The Chief Executive responded by saying “It has been an absolute privilege to serve South Derbyshire and its people for so many years. It is a wonderful place to live, work and visit and is always open for business.”

He then reported that a national minute’s silence would be held on Friday 3rd July at 12:00pm to remember victims of the Tunisian beach attack and that a book of condolence would be placed in reception.

The Chief Executive also extended an open invitation to members and officers to attend the opening of Swadlincote Golf Course on 18th July.

CL/32 **QUESTIONS BY MEMBERS OF THE PUBLIC PURSUANT TO COUNCIL PROCEDURE RULE NO. 10**

Council was informed that no questions had been received.

CL/33 **QUESTIONS BY MEMBERS OF THE COUNCIL PURSUANT TO COUNCIL PROCEDURE RULE NO. 11**

Council was informed that no questions had been received.

CL/34 **SEALED DOCUMENTS**

24.03.15 11042 Transfer – 28 Springfield Road, Midway
15.04.15 11070 Transfer – 28 Dundee Road, Midway
15.04.15 11073 Transfer – 40 Chestnut Avenue, Midway
22.04.15 11078 Transfer – 2 Weatherfield, Linton
27.04.15 11081 Transfer – 18 Chestnut Avenue, Midway
27.04.15 11083 Transfer – 633 Burton Road, Midway
30.04.15 11086 Transfer – 37 Harbin Road, Walton-on-Trent

27.05.15 11112 Transfer – 21 Castle Hill, Findern

RESOLVED:

That the Sealed Documents listed, for which there is no specific authority, be duly authorised.

CL/35 **PLANNING CODE OF GOOD PRACTICE**

Council was informed that following delegation of the wording of paragraph 7 of the proposed Planning Code of Good Practice to the Director of Community and Planning Services and the Chairman of the Environment and Development Services Committee for determination, it was recommended that Section 7 Site Visits/Inspections be amended to read:-

- ‘Do attend site visits organised by the Council.’

Members were invited to approve the revised wording, adopt the Code and include it within Part 5 of the Council’s Constitution.

RESOLVED:-

1.1 That the Planning Code of Good Practice (Appendix A) be approved and adopted.

1.2 That the Planning Code of Good Practice be included within Part 5 of the Council’s Constitution and replaces the existing Code.

CL/36 **INDEPENDENT REMUNERATION PANEL**

Members considered arrangements for an Independent Remuneration Panel to make recommendations to the Council on Members’ Allowances. Members were advised that they would be duly consulted throughout the process.

RESOLVED:-

1.1 That Dr Declan Hall be appointed Chairman of the Independent Remuneration Panel to make recommendations to the Council on Members’ Allowances.

1.2 That the Chief Executive be authorised to appoint two further members from the local community to serve on the Panel.

1.3 That the Members of the Panel be paid any agreed fees and expenses incurred by them in carrying out their duties.

1.4 That the Terms of Reference for the Panel, as detailed in the report, be approved.

CL/37 **OPEN MINUTES**

Council received and considered the open minutes of its Committees.

RESOLVED:-

That the open minutes of the following Committees be approved as a true record:-

<i>Planning</i>	<i>02.06.15</i>	<i>PL/1- PL/18</i>
<i>Environmental & Development Services</i>	<i>04.06.15</i>	<i>EDS/1-EDS/15</i>
<i>Licensing and Appeals Sub-Committee</i>	<i>16.06.15</i>	<i>LAS/1-LAS/4</i>
<i>Finance and Management</i>	<i>18.06.15</i>	<i>FM/1-FM/15</i>

CL/38 **THE COMPOSITION OF COMMITTEES, SUB-COMMITTEES & WORKING PANELS FOR THE MUNICIPAL YEAR**

Council was informed that Councillor Rhind would substitute Councillor Southerd on the Community Partnership Scheme Assessment Panel.

CL/39 **COMPOSITION OF SUBSTITUTE PANELS**

Council was informed that Councillor Muller would substitute Councillor Mrs Patten on the Etwall Leisure Centre Joint Management Committee.

CL/40 **REPRESENTATION ON OUTSIDE BODIES**

Council was informed that The Derbyshire Economic Partnership (DEP) Board had been deleted from the list of outside bodies and been replaced by the D2 Joint Committee for Economic Prosperity. The Leader would be the representative, and the Deputy Leader the substitute for this committee.

CL/41 **LOCAL GOVERNMENT ACT 1972 (AS AMENDED BY THE LOCAL GOVERNMENT [ACCESS TO INFORMATION] ACT 1985)****RESOLVED:-**

That in accordance with Section 100(A)(4) of the Local Government Act 1972 (as amended) the press and public be excluded from the remainder of the Meeting for the following items of business on the grounds that they involve the likely disclosure of exempt information as defined under the paragraphs of Part 1 of Schedule 12A of the Act as indicated in the reports of Committees.

EXEMPT MINUTES OF THE ANNUAL COUNCIL

The Exempt Minutes of the Annual Council, held on 21st May 2015, (Minute Nos. CL/24-CL/26) were approved as a true record.

**EXEMPT QUESTIONS BY MEMBERS OF THE COUNCIL PURSUANT TO
COUNCIL PROCEDURE RULE NUMBER 11**

Council was informed that no questions had been received.

EXEMPT REPORTS

Council received and considered the Exempt Minutes of its committees.

RESOLVED:-

That the Exempt Minutes of the following Committees be approved as a true record:-

<i>Planning</i>	<i>02.06.15</i>	<i>PL/19-PL/20</i>
<i>Environmental & Development Services</i>	<i>04.06.15</i>	<i>EDS/16-EDS/18</i>
<i>Finance & Management</i>	<i>18.06.15</i>	<i>FM/16-FM/19</i>

The meeting terminated at 6:50pm

COUNCILLOR N. ATKIN

CHAIRMAN OF THE DISTRICT COUNCIL