

MINUTES of the MEETING of the  
SOUTH DERBYSHIRE DISTRICT COUNCIL  
held at the Civic Offices, Civic Way, Swadlincote  
on Thursday 18<sup>th</sup> January 2018  
at 6.00pm

**PRESENT:-**

**Conservative Group**

Councillor Stanton (Chairman), Councillor Mrs Hall (Vice Chairman) and Councillors Atkin, Billings, Mrs Brown, Mrs Coe, Coe, Mrs Coyle, Ford, Grant, Harrison, MacPherson, Muller, Murray, Mrs Patten, Mrs Plenderleith, Smith, Swann, Tipping, Watson, Wheeler and Mrs Wyatt

**Labour Group**

Councillors Bambrick, Chahal, Dunn, Dr Pearson, Rhind, Richards, Shepherd, Southerd, Mrs Stuart, Taylor, Tilley and Wilkins

A minute's silence was held in memory of the former Chairman of the Council, Mr William Dunn. Individual tributes were made by Councillors Mrs Coyle and Mrs Patten. Councillor Dunn thanked Council for this gesture.

CL/99 **APOLOGIES**

Apologies for absence from the Meeting were received from Councillors Hewlett and Roberts (Conservative Group).

CL/100 **PRESENTATION: GREEN APPLE AWARDS**

The Chairman introduced the presentation relating the Sainsbury's Waste Less, Save More campaign and the Green Apple Awards.

Councillor Watson, in his role as Chairman of Environmental and Development Services Committee outlined the results achieved by the various projects and made presentations to Debbie Clark, Ian Partridge and Tracey Wright from Sainsbury's, Luca Gallone for Fab Food, along with representatives from Belmont Primary School, Eureka Primary School, Springfield Junior School, Stanton Primary School, Woodville Schools Federation and members of the Council's Environmental Education Project team.

CL/101 **MINUTES OF EXTRAORDINARY COUNCIL**

The Open Minutes of the Extraordinary Meeting of the Council held on 2<sup>nd</sup> November 2017 (CL/70-CL/73) were approved as a true record.

CL/102 **MINUTES OF COUNCIL**

The Open Minutes of the Meeting of the Council held on 2<sup>nd</sup> November 2017 (CL/74-CL/95) were approved as a true record.

Councillor Rhind referred to Minute No.CL/86, regarding the debate as to whether the Infinity Garden Village expression of interest submission had met the necessary criteria. The Councillor wished for it to be recorded that, at the last Meeting of Council, the Planning Services Manager had stated that it appeared that the criteria had not been met at the time of submission nor since and that, as a result, the process could be nullified once the investigation had been completed.

CL/103 **DECLARATIONS OF INTEREST**

No declarations of interest were received.

CL/104 **ELECTION OF THE LEADER OF THE COUNCIL**

Councillor Wheeler informed Council that he had formally tendered his resignation as Leader at 6.00pm, spoke of the highlights of his seven years in office and thanked fellow Members and staff for their support during that time. Councillor Wheeler proposed that Councillor Mrs Coyle be elected as Leader, seconded by Councillor Harrison.

**RESOLVED:-**

***That Councillor Mrs Coyle be appointed Leader of the Council for the remainder of the municipal year.***

Abstentions: Councillors Bambrick, Chahal, Dunn, Dr Pearson, Rhind, Richards, Shepherd, Southerd, Mrs Stuart, Taylor, Tilley, and Wilkins.

CL/105 **ANNOUNCEMENTS FROM THE CHAIRMAN**

The Chairman of the Council outlined a summary of events attended since the last Council Meeting, including the Swad Food Fest Bake-Off Challenge, the award of the Freedom of the District to the 1211 (Swadlincote) Squadron Air Training Corps, respects being paid to former Councillor Bill Dunn, the Swadlincote Christmas Market, the Jacobite re-enactment at Swarkestone and an orchestral performance at the Foremark School.

CL/106 **ANNOUNCEMENTS FROM THE LEADER**

The Leader thanked Members for electing her into the position and paid tribute to Councillor Wheeler and his period as Leader.

CL/107 **ANNOUNCEMENTS FROM THE HEAD OF PAID SERVICE**

The Chief Executive also paid tribute to the former Leader and drew attention to all the unseen work he undertook on behalf of the Council, such as that relating to the combined authority, D2N2, Toyota and the Japanese relationship, as well as his effective interaction with Council staff.

CL/108 **QUESTIONS BY MEMBERS OF THE PUBLIC PURSUANT TO COUNCIL PROCEDURE RULE NO. 10**

Council were informed that no questions had been received.

Councillor Taylor observed that it had been some time since a member of the public had asked a question of Council and queried whether this matter could be reviewed with the aim of promoting this opportunity on a wider scale. On a show of hands in favour of this proposal, the Chief Executive stated that whilst the current arrangement accords with the Council Procedure Rules, he would ask the Communications Team to review the matter and report back.

CL/109 **QUESTIONS BY MEMBERS OF THE COUNCIL PURSUANT TO COUNCIL PROCEDURE RULE NO. 11**

Council were informed that no questions had been received.

Councillor Wilkins queried why permission had been granted to demolish the railway station platform. The Chief Executive stated that as the question had not been submitted in accordance with the Council Procedure Rules he had no knowledge of the matter, but undertook to investigate the matter further.

CL/110 **SEALED DOCUMENTS**

<u>Date</u>	<u>No. of Seal</u>	<u>Nature of Document</u>
20.10.17	11838	Transfer – 15 Woodlands Road, Overseal
17.11.17	11857	Transfer – 21 Field Avenue, Hatton
17.11.17	11859	Transfer – 11 Hall Street, Church Gresley
17.11.17	11862	Transfer – 37 Woodlands Road, Overseal
08.12.17	11870	Transfer – 6 Longlands Road, Midway

**RESOLVED:**

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

CL/111 **COUNCIL TAX REDUCTION SCHEME REGULATIONS 2018**

The Strategic Director (Corporate Resources) presented the report to Council.

**RESOLVED:**

***1.1 Under Section 10 of the Local Government Finance Act 2012, Members adopted a Local Council Tax Support Scheme for South Derbyshire for the financial year commencing 1st April 2018.***

***1.2 Regulations were approved and cited as the Council Tax Reduction Scheme Regulations (South Derbyshire District Council Local Scheme 2018), taking effect from 18th January 2018.***

**1.3 These regulations amended the Council Tax Reduction Schemes (Prescribed Requirements) (England) (Amendment) Regulations 2013, as amended, set out in the Schedule to those Regulations for the purposes of paragraph 4 of Schedule 1A to the Local Government Finance Act 1992, by:**

- **Continuing the insertion of Section 18a Class G: exempt persons who are not pensioners.**
- **Continuing the insertion of Section 18b Class H: persons who are not pensioners.**
- **Continuing the amendment to Regulation 32 to vary the maximum entitlement in prescribed cases, i.e. to give effect to the designation of war pensioners and the disabled as protected groups (in addition to pensioners under the Prescribed Requirements) and to reduce benefit entitlement in non-protected groups by 8.5% for persons on passported benefit and by 10% in all other cases.**
- **Continuing the amendment to Schedule 8 (20) to ensure the disregard of war pensions, to include other payments made under the Armed Forces Compensation Scheme.**
- **Continuing the insertion at Part 12 Chapter 6 the provision to increase the period of extended payments (as defined in the Regulations) from 4 to 8 weeks.**

**1.4 That the amounts of pensions, tax credits, income related and non-income related social security benefits and allowances, component parts, applicable amounts, premiums and deductions are uprated in accordance with the 2013 Regulations in 1.3 above as set out in Housing Benefit Circular HB A10/2017 (REVISED).**

CL/112 **OPEN MINUTES**

Council received and considered the open minutes of its Committees.

**RESOLVED:-**

**That the open minutes of the following Committees and Area Forum meetings were approved as a true record:-**

<u>Committee</u>	<u>Date</u>	<u>Minute No.'s</u>
Planning	07.11.17	PL/80-PL/90
Standards	09.11.17	SC/1-SC/6
Licensing and Appeals Sub-Committee	13.11.17	LAS/26-LAS/29
Environmental and Development Services	16.11.17	EDS/50-EDS/67
Housing and Community Services	23.11.17	HCS/44-HCS/56
Planning	28.11.17	PL/91-PL/106
Overview and Scrutiny	29.11.17	OS/30-OS/38

Councillor Richards referred to Minute No.OS/36, querying progress on the review of Area Forum meetings. The Chief Executive stated that the review was ongoing with the Communities Manager, with a report scheduled to be submitted to the February 2018 Council Meeting, the aim being to combine the Area Forum and Safer Neighbourhood meetings with a more structured joint agenda.

<u>Committee</u>	<u>Date</u>	<u>Minute No.'s</u>
Finance and Management	30.11.17	FM/87-FM/98
Planning	19.12.17	PL/109-PL/119
Environmental and Development Services: Special - Budget	04.01.18	EDS/71-EDS/76

<u>Area Forum</u>	<u>Date</u>	<u>Minute No.'s</u>
Etwall	03.10.17	EA/11-EA/19
Swadlincote	04.10.17	SA/11-SA/19
Repton	10.10.17	RA/10-RA/18
Newhall	11.10.17	NA/10-NA/18
Melbourne	24.10.17	MA/10-MA/18
Linton	25.10.17	LA/10-LA/18

Councillor Tilley referred to Minute No.SA/18 referring to the paving degradation in the Delph in Swadlincote. The Chief Executive confirmed that remedial action was still being investigated, reported on the mortar repair trial and confirmed that the damaged stone was due to be replaced.

CL/113 **THE COMPOSITION OF COMMITTEES, SUB-COMMITTEES & WORKING PANELS FOR THE REMAINDER OF THE MUNICIPAL YEAR**

The Leader announced the following:-

- That Councillors Muller and Tipping be replaced by Councillors Billings and MacPherson on the Environmental and Development Services Committee, with Councillor MacPherson being made Vice-Chairman of the committee.
- That Councillors Billings and Muller be replaced by Councillors Murray and Tipping on the Housing and Community Services Committee.
- That Councillor Roberts be replaced by Councillor Coe on the Planning Committee. Councillor Mrs Brown was made Chairman of the Planning Committee, with Councillor Mrs Coe its Vice-Chairman.
- That Councillor Muller made Chairman of the Licensing and Appeals Committee.
- That Councillor Swann be replaced by Councillor Mrs Wyatt on the Overview and Scrutiny Committee. Councillor Billings was made Chairman of the Committee, with Councillor Mrs Wyatt its Vice-Chairman.
- That Councillor Wheeler be replaced by Councillor Mrs Coyle on the Joint Consultative Committee.
- That Councillor Mrs Wyatt be replaced by Councillor MacPherson on the Audit Sub-Committee.
- That Councillor Mrs Coyle be replaced by Councillor Stanton on the Heritage Grants Sub-Committee.

- That Councillor Wheeler be replaced by Councillor Mrs Coyle on the Community Partnership Scheme Assessment Panel.
- That Councillor Wheeler be replaced by Councillor Mrs Coyle on the Local Plan Officer / Member Working Group.
- That Councillor Wheeler be replaced by Councillor Mrs Coyle on the Service and Financial Planning Working Group.

CL/114 **COMPOSITION OF SUBSTITUTE PANELS**

The Leader announced the following:-

- That Councillor Billings replace Councillor Murray on the Housing and Community Services Committee substitute panel.
- That Councillor Roberts replace Councillor Coe on the Planning Committee substitute panel.

CL/115 **REPRESENTATION ON OUTSIDE BODIES**

The Leader announced that Councillor Mrs Coyle replace Councillor Wheeler on the following outside bodies:-

- D2 Joint Committee for Economic Prosperity.
- Derby and Derbyshire Strategic Leadership Forum.
- Derbyshire Partnership Forum.
- East Midlands Councils.
- Local Government Association (London).
- Local Government Information Unit.
- Safer South Derbyshire Partnership Strategic Group.
- South Derbyshire Partnership.

The Leader also announced that Councillor Mrs Brown replace Councillor Wheeler on the Toyota Community Liaison Committee.

The Chief Executive announced the following:-

- That the Strategic Director (Service Delivery) replace the Director of Housing and Environmental Services on the Association of Retained Council Houses Ltd (ARCH).
- That the Chief Executive replace the Director of Community and Planning on the Melbourne Sporting Partnership.
- That the Economic Development Manager replace the Chief Executive Officer on the South Derbyshire Partnership.

CL/116 **MEMBER CHAMPIONS**

The Leader of the Opposition Group announced that Councillor Dr Pearson had been appointed as the Labour Group Corporate Plan Member Champion.

CL/117 **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 COUNCIL**

*The Exempt Minutes of the Annual Council Meeting held on 2<sup>nd</sup> November 2017 (CL/96-CL/98) 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 MINUTES**

*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:-*

Environmental and Development Services	16.11.17	EDS/68-EDS/70
Housing and Community Services	23.11.17	HCS/57-HCS/59
Planning	28.11.17	PL/107-PL/108
Finance and Management	30.11.17	FM/99-FM/106

The meeting terminated at 7.05pm.

COUNCILLOR M STANTON

CHAIRMAN OF THE DISTRICT COUNCIL