

MISSION STATEMENT

***To Improve the Quality of Life
For Those Who Live and Work in the District***

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25 March 2010

Dear Councillor

You are hereby summoned to a meeting of the Selby District Council to be held in the Civic Suite, Civic Centre, Portholme Road, Selby on **Tuesday 6 April 2010** commencing at **6.00 pm**.

Yours sincerely

Martin Connor
Chief Executive

Opening Prayers will be offered.

AGENDA – PUBLIC SESSION

1. Apologies for Absence

To receive apologies for absence.

2. Disclosures of Interest

To receive any disclosures of interest in matters to be considered at the meeting in accordance with the provisions of Section 117 of the Local Government Act 1972, and Sections 50, 52 and 81 of the Local Government Act 2000 and the Members' Code of Conduct adopted by the Council.

3. Minutes

To confirm as a correct record the minutes of the proceedings of the meetings of Council held on 9 February and 2 March 2010 (pages 4 to 16 attached).

4. Communications

To consider any communications received by the Chief Executive and to pass resolutions thereon if deemed necessary.

5. Public Questions

To consider questions, if any, notice of which has been given in accordance with rule 5.20 of the Constitution.

6. Councillors' Questions

To consider questions, if any, notice of which has been given in accordance with rule 5.21 of the Constitution.

7. Committee and Board Minutes

Planning Committee 3 March 2010	Green	Minutes 606 – 620 Pages 17 - 26
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Licensing Committee 8 February 2010	Cream	Minutes 574 – 582 Pages 27 - 29
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Licensing Committee 8 March 2010		Minutes 621 - 631 Pages 30 - 32
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Social Board 9 March 2010	Yellow	Minutes 632 – 642 Pages 33 - 36
Overview and Scrutiny 18 March 2010	Peach	Minutes 643 – 655 Pages 37 - 41
Grants Allocation Panel 23 March 2010	White	Minutes 1– 5 Pages 42 - 43
Policy and Resources Committee 23 March 2010	Gold	Minutes to follow

8. **The Move Toward an Executive Structure**

Report of the Chief Executive (pages 44 to 47 attached).

9. **Urgent Action**

The Chief Executive will report on any instances where he has acted in urgent or emergency situations under the functions delegated to him in the Constitution.

10. **Sealing of Documents**

To authorise the sealing of any documents necessary to action decisions of this Council meeting, or any of its Committees or Boards for which delegated authority is not already in existence.

11. **PRIVATE SESSION**

It will be recommended that in accordance with Section 100(4) of the Local Government Act 1972, in view of the nature of the business to be transacted, the meeting be not open to the Press and public during discussion of the following items as there will be disclosure of exempt information as defined in Section 100(1) of the Act as described in paragraph 3 of Part 1 of Schedule 12(A) of the Act.

12. **Gypsy, Traveller and Showpeople Accommodation Requirements**

Report of the Strategic Director (report to follow).

<p>COUNCILLORS ARE REMINDED TO UPDATE THE REGISTER OF INTERESTS AFTER ANY CHANGE IN CIRCUMSTANCES WHICH MAY EFFECT CURRENT ENTRIES</p>

SELBY DISTRICT COUNCIL

MINUTES

Minutes of the proceedings of a meeting of the Council held on 9 February 2010, in the Civic Suite, the Civic Centre, Portholme Road, Selby, commencing at 6.00pm.

583	Apologies for Absence
584	Disclosure of Interests
585	Minutes
586	Communications
587	Public Questions
588	Councillors' Questions
589	Committee and Board Minutes
590	Budget
591	Executive Structure
592	Schedule of Meetings
593	Nominations for Chairman and Vice - Chairman
594	Sealing of Documents
595	Private Session
596	Gypsy, Travellers and Show People Accommodation
597	Urgent Action

Present: Councillor I Chilvers (Chairman) in the Chair.

Councillors: Mrs E Casling, M Crane, Mrs D Davies, Mrs M Davis, J Deans, Mrs J Dyson, K Ellis, D Fagan, Mrs C Goodall, Mrs M Hulme, Mrs G Ivey, M Jordan, C Lunn, Mrs P Mackay, J Mackman, B Marshall, N Martin, J McCartney, Mrs M McCartney, Mrs K McSherry, C Metcalfe, I Nutt, R Packham, C Pearson, B Percival, Mrs S Ryder, R Sayner, S Shaw-Wright, Mrs A Spetch, R Sweeting, A Thurlow and Mrs D White.

Officials: Chief Executive, Deputy Chief Executive, Strategic Director, Head of Service – Finance, Head of Service – Partnerships and Commissioning, Head of Service – Development Services, Head of Service - Housing, Head of Service – Customers and Business Support, Development Policy Manager, Accountancy Services Manager, Media and Corporate Communications Manager and Democratic Services Manager.

Public: 0

Press: 0

Councillor R Sweeting offered opening prayers.

583 **Apologies for Absence**

Apologies for absence were received from Councillors J Cattanach, Mrs S Duckett, W Inness, D Mackay, Mrs C Mackman and Mrs W Nichols.

584 **Disclosure of Interests**

Councillors C Metcalfe and Percival declared personal and prejudicial interests in two planning items (minute 589 refers) and took no part in the confirmation of the minutes to which they referred.

Councillor N Martin declared a personal interest in minute 586 as he was a member of Sherburn-in-Elmet Parish Council.

585 **Minutes**

Resolved:

That the minutes of the proceedings of the meeting of Council held on 15 December 2009 be confirmed as a correct record and signed by the Chairman.

(Councillor N Martin declared a personal interest in the following matter, minute 586 as he was a member of Sherburn-in-Elmet Parish Council).

586 **Communications**

(i) Sherburn-in-Elmet Parish Council

The Chief Executive submitted a letter from the Clerk to the Parish Council concerning arrangements for the naming of streets on new developments within the village.

Moved by Councillor Packham and seconded by Councillor Thurlow.

That officers be requested to investigate the concerns expressed by the Parish Council and to submit a report setting out proposals to enable communities to be involved in the naming of streets.

Motion lost.

Resolved:

That the letter be noted.

(ii) Timing of General Election Counts

The Chief Executive reported that he had received an e-mail from
Council

Councillor Crane, as Leader of the Council, asking about the arrangements for counting the votes after the General Election.

The Chief Executive reported that it was his decision as returning or acting returning officer and gave a detailed explanation why he had chosen to count votes on a Friday.

Resolved:

That the report be noted.

587 **Public Questions**

None.

588 **Councillors' Questions**

None.

(Councillor B Percival declared a personal and prejudicial interest in the following item, minute 589, in so far as it related to The Cottage, Colton as his family owned land in the area.

Councillor C Metcalfe declared a personal and prejudicial interest in the following item, minute 589, in so far as it related to West Mount, Tadcaster as he was the applicant.)

589 **Committee and Board Minutes**

Planning Committee 9 December 2009

The Chair of the Committee reported that the following amendments had been made to minutes of this meeting by the Planning Committee at its meeting on 3 February 2010:-

- The attendance list for 9 December 2009 should include Councillors J Cattanach, B Marshall and S Shaw-Wright;
- Minute 446 should read 'the deletion of Councillor Fagan from the list of councillors present';
- Minute 450 should no longer include the reference to 'Counsel's opinion supports the officer's recommendation to approve';
- Minute 453 should have condition 07 changed to 'Delegated Authority be granted to officers to grant permission, subject to being satisfied that a gas pipeline in the locality does not interfere with the proposed installation of the wind turbine';
- Minute 458 should read 'reported on a recent hearing by the Planning Inspectorate when temporary permission for the gypsy site

at Towton was granted until 2014'.

Councillor Mackman also reported that in his opinion it was not necessary to list the conditions set out in the resolution to minute 453 and he proposed that they should be deleted.

Resolved:

That the minutes as amended by the Planning Committee and as further amended by Councillor Mackman be noted.

Planning Committee 15 December 2009

The Chair of the Committee reported that the following amendments had been made to minutes of this meeting by the Planning Committee at its meeting on 3 February 2010:-

- Minute 461 should have the word 'one' deleted from the phrase 'within one 1 month' set out in Condition 02;
- Minute 461 should read 'complete' rather than 'completed' in line 5 of Condition 02;
- Minute 461 should read 'maintained' rather than 'retained' in line 5 of Condition 03.

Resolved:

That the minutes be noted.

Planning Committee 3 February 2010

The Chair of the Committee reported that the following amendments needed making to these minutes:-

- Minute 564 National Planning Guidance PPS3 should refer to Annexe A and not Annexe B;
- Minute 564 should include the words 'habitational needs' after 'meet' in the second paragraph of the section relating to the Public Speaker;
- Minute 565 in the first paragraph 'their' should be substituted for 'there';
- Minute 565 the resolution should include the words 'and further conditions outlined by the officers' after the word 'report'.

Resolved: That

- (i) the minutes as amended be noted; and**
- (ii) the recommendation set out in minute 560 (Budget) be considered later in the meeting (minute 590 refers).**

Licensing Committee 7 December 2009

Resolved:

That the minutes be noted.

Licensing Committee 11 January 2010

Resolved:

That the minutes be noted.

Economy 12 January 2010

Resolved: That

- (i) the minutes be noted; and**
- (ii) the recommendation set out in 504 (Budget) be considered later in the meeting (minute 590 refers).**

Environment Board 21 January 2010

Councillors commented on the efforts made by Contractors' and Council staff to ensure that bin collection had continued despite the bad weather.

Resolved: That

- (i) the minutes be noted;**
- (ii) appropriate staff be commended for their work during the recent bad weather and;**
- (iii) the recommendation set out in minute 555 (Budget) be considered later in the meeting (minute 590 refers).**

Social Board 13 January 2010

The Chair of the Board reported that minute 517 (Housing Rents and Miscellaneous Charges) should have been recorded as a recommendation to Policy and Resources Committee and not Council. It was reported that the matter had been considered by the Policy and Resources Committee at its last meeting.

Resolved: That

- (i) the minutes be noted; and**
- (ii) the recommendations set out in minutes 518 (Housing Revenue Budget) and 519 (Budget) be considered later in the meeting (minute 590 refers).**

Overview and Scrutiny Committee 14 January 2010

A discussion took place on minute 527 (Presentation on Internal Drainage Boards) in particular the imposition of an increased levy of £70,000 on the Council. Councillors who were present at the Committee were of the opinion that the minute did not reflect the discussion which had taken place.

The Chief Executive reported that he had contacted the Department for Environment, Food and Rural Affairs for clarification on proposals to reorganise the local Drainage Boards but had not yet received a detailed reply.

Consideration was given to the appointment of additional members to Drainage Boards.

Resolved: That

- (i) the minutes, with the exception of minute 527, be noted;**
- (ii) minute 527 be received and referred back to the Overview and Scrutiny Committee for further consideration;**
- (iii) the comments of the Department for Environment, Food and Rural Affairs be circulated to councillors; and**
- (iv) Councillors J Cattnach and K Ellis be appointed to the Ouse and Derwent Internal Drainage Board.**

Policy and Resources Committee 19 January 2010

Resolved: That

- (i) the minutes be noted;**
- (ii) the recommendation set out in minute 535 (Budget) be considered later in the meeting (minute 590 refers) and;**
- (iii) the recommendations set out in minute 537 be approved.**

Selby Community Project – Internal Project Board 3 December 2009

It was reported that the project had received the necessary approvals from the Strategic Health Authority.

Resolved: That

- (i) the minutes be noted and;**
- (ii) John Grogan MP, the Chief Executive and all staff involved with the project be thanked for their efforts.**

The Leader of the Council presented the 2010/2011 budget including a list of bids and savings recommended for approval. Details of the Housing Revenue Account proposals which had been approved by the Social Board were also circulated for approval.

In view of the economic situation and the uncertainty surrounding cuts in public sector spending, he emphasised the need to seek best possible value for money for services provided by the Council. If approved the proposals would mean a below inflation increase in council tax.

The Labour and Independent Group Leaders responded to the budget proposals.

Resolved: That

- (i) the proposals to use general balances of £44,000 in 2010/2011 to support the revenue budget be approved;**
- (ii) the growth bids set out in Appendix A to the presentation be approved;**
- (iii) the use of Special Projects Reserve to fund capital growth in 2010/2011 be supported;**
- (iv) the savings identified be approved and the surplus they generate be transferred to the General Fund Balances;**
- (v) the net revenue budget for the Housing Revenue Account (HRA) of £9.417m to be met from dwelling rents be approved and adopted;**
- (vi) £854,000 from HRA balances be used to support the HRA capital programme; and**
- (vii) £589,000 from HRA Special Projects Reserve be used to support the HRA capital programme.**

591

The Move Towards an Executive Structure

The Chief Executive submitted a report setting out proposals for the next stage of a process to facilitate the move to an executive structure by May 2011.

Details of the legislation and the options available to the Council were set out in the report together with details of proposed consultation arrangements.

Councillors were asked to consider the possible reduction in the size of the Council's membership.

Resolved: That

- (i) the timetable for securing a decision for a move to an**

- executive at the October 2010 meeting of Council be approved;
- (ii) the timetable and form of consultation included in the report be approved;
 - (iii) the division of functions between Council and Executive as outlined in the report be approved;
 - (iv) the Leader and Cabinet Executive (England) model be adopted as the preferred option; and
 - (v) the potential reduction in the size of the membership of the Council be included as part of the consultation process.

592 **Schedule of Meetings 2010/11**

The Chief Executive submitted the proposed Schedule of Meetings for 2010/11 for Councillors' approval.

Resolved:

That the schedule of meeting now submitted be approved.

593 **Nominations for Chairman and Vice-Chairman**

Resolved:

That Councillor K Ellis and Councillor Mrs K McSherry be nominated to the offices of Chairman and Vice Chairman Elect respectively for the 2010/2011 Municipal Year.

594 **Sealing of Documents**

To authorise the sealing of any documents necessary to action decisions of this Council Meeting, or any of its Committees and Boards for which delegated authority was not already in existence.

Resolved:

That Authority be granted for the signing of, or the Common Seal of the Council being affixed to, any documents necessary to give effect to any resolutions hereby approved.

595 **PRIVATE SESSION**

Resolved:

That in accordance with Section 100(A)(4) of the Local Government Act 1972, the press and public be excluded from the meeting for the following items of business, as there will be a disclosure of exempt

information as defined in paragraph 3 of Section 12(A) of the Act, as amended by the Local Government (Access to Information) (Variation) Order 2006.

596

Gypsy, Travellers and Show People Accommodation Requirements

The Strategic Director submitted a report setting out the Council's responsibilities towards gypsies, travellers and show people and made recommendations as to how these responsibilities could be met.

Resolved: That

- (i) the Council leads in the delivery of additional facilities for the travelling community;**
- (ii) officers be authorised to submit a bid for funding to the North Yorkshire Strategic Housing Board as outlined in paragraph 4.13 of the report;**
- (iii) officers be authorised to appoint consultants to carry out consultations with the travelling community as outlined in paragraph 4.15 of the report; and**
- (iv) the procedure for determining planning applications and the brief for the consultants as outlined in the report be noted.**

597

Urgent Action

The Chief Executive reported on the terms of a settlement which had been reached with a firm of contractors.

Resolved : That

- (i) the action taken by the Chief Executive be approved and;**
- (ii) the negotiating team be congratulated on their efforts.**

The meeting closed at 8.58pm

SELBY DISTRICT COUNCIL

MINUTES

Minutes of the proceedings of a meeting of the Extraordinary Council held on 2 March 2010, in the Civic Suite, the Civic Centre, Portholme Road, Selby, commencing at 6.00 pm.

598	The Late Honorary Alderman Heppenstall and the late Ex-Councillor Bramall
599	Apologies for Absence
600	Declarations of Interest
601	The Budget Reserves and Balances
602	Prudential Borrowing Indicators 2010 - 2011
603	Council Tax 2010 – 2011
604	Private Session
605	North Yorkshire Building Control Partnership

Present: Councillor I Chilvers (Chairman) in the Chair

Councillors: J Cattanach, M Crane, Mrs D Davies, J Deans, Mrs S Duckett, Mrs J Dyson, K Ellis, Mrs C Goodall, W Inness, Mrs G Ivey, C Lunn, Mrs C Mackman, J Mackman, B Marshall, W N Martin, J McCartney, Mrs M McCartney, Mrs K McSherry, Mrs W Nichols, I Nutt, R Packham, C Pearson, B Percival, Mrs S Ryder, R Sayner, S Shaw-Wright, Mrs A Spetch, J Thurlow and Mrs D White.

Officials: Chief Executive, Deputy Chief Executive, Strategic Director, Head of Service – Finance, Head of Service – Customers and Business Support, Head of Service – Housing and Property and Democratic Services Managers.

Public: 1
Press: 0

Councillor J Thurlow offered opening prayers

598 **The Late Honorary Alderman Jack Heppenstall and the Late Ex – Councillor John Bramall**

A minute's silence was held in tribute to the Late Honorary Alderman Jack Heppenstall and ex-Councillor John Bramall.

599 **Apologies for Absence**

Apologies for absence were received from Councillors Mrs M Davis, D Fagan, M Jordan, D Mackay, Mrs P Mackay, C Metcalfe, Mrs E Metcalfe, A Pound and R Sweeting

600 **Disclosure of Interest**

None received.

601 **The Budget Reserves and Balances 2010/2011**

Councillors received the report of the Head of Service - Finance on the robustness of the budget and the adequacy of the Council's reserves and balances.

Resolved:

That the report, and in particular, the statements in paragraphs 4.3 and 4.9 of the report be taken into account when setting the Council Tax (see minute 603 below).

602 **Prudential Borrowing Indicators 2010/ 2011**

Councillors considered the report of the Head of Service – Finance with information on the prudential indicators for borrowing required by the CIPFA Prudential Code as specified by the Local Government Act 2003.

Resolved: That

- (i) the prudential borrowing indicators which reflect the capital expenditure plans and treasury management policy decisions be approved and confirmed that they are affordable, prudent and sustainable;**
- (ii) the authorised borrowing limit at £20,000,000 and the operational borrowing limit at £16,000,000 for 2010/2011 be approved;**
- (iii) delegated authority be given to the Head of Service - Finance to effect movement within the agreed authorised boundary limits for long-term borrowing for 2010/2011 onwards;**
- (iv) delegated authority be given to the Head of Service - Finance to effect movement within the agreed operational boundary limits for long-term borrowing for 2010/2011 onwards; and**

- (v) the proposal to use the General Fund Balances to fund the additional costs associated with the borrowing for the Selby Community Project in 2010/2011 and 2011/2012 be approved.

603

Council Tax 2010/ 2011

Councillors received the report of the Head of Service – Finance Services which set out the information necessary to enable the 2010/2011 Council Tax to be determined.

Resolved: That

- (i) the information contained in Appendix F of the report in relation to the Council Tax for 2010/2011 be noted;
- (ii) the values contained in Appendices A to E and Schedule C of the report in relation to the Council Tax for 2010/2011 be approved; and
- (iii) having calculated the aggregate in each case of the amounts at Schedule B and Appendix F of the report, the Council, in accordance with Section 30(2) of the Local Government Finance Act 1992 hereby sets the amounts shown in Schedule C of the report as the amounts of Council Tax for the year 2010/2011 for each of the categories of dwellings shown at Schedule C of the report.

604

PRIVATE SESSION

Resolved:

That in accordance with Section 100(A)(4) of the Local Government Act 1972, the press and public be excluded from the meeting for the following items of business, as there will be a disclosure of exempt information as defined in paragraphs 3 and 4 of Section 12(A) of the Act, as amended by the Local Government (Access to Information) (Variation) Order 2006.

605

North Yorkshire Building Control Partnership

Councillors considered a report by the Head of Service – Development Services concerning proposals to expand the Partnership to include Richmondshire District Council.

Resolved: That

- (i) with effect from 1 April 2010 the North Yorkshire Building Control Partnership enters into joint working arrangements with Richmondshire District Council;**
- (ii) with effect from 1 April 2010 all building control staff from Richmondshire District Council transfer to Ryedale District Council being host authority under the Transfer of Undertaking (Protection of Employment) Regulations 2006; and**
- (iii) the Chief Executive acting in consultation with the Leader of the Council be authorised to approve any necessary documentation.**

The meeting closed at 6.20 pm.

SELBY DISTRICT COUNCIL

MINUTES

Minutes of the proceedings of a meeting of the Planning Committee held on **3 March 2010**, in Committee Rooms 1& 2, The Civic Centre, Portholme Road, Selby, commencing at 4.00pm.

606	Apologies for Absence and Notice of Substitution
607	Disclosure of Interest
608	Minutes – 3 February 2010
609	Chair's Address to the Planning Committee
610	Planning Application 2010/0044/FUL – Tollbridge Filling Station, Ousegate, Selby
611	Planning Application 2010/0070/FUL – Bridgeward, Ousegate, Selby
612	Planning Application 2009/1106/REM – Autoserv, Shipyard Road, Selby
613	Planning Application 2009/1095/LBD – West Lodge, London Road, Barkston Ash
614	Planning Application 2009/1093/FUL - West Lodge, London Road, Barkston Ash
615	Planning Application 2009/0887/FUL – Jackson's Yard, Brotherton
616	Verbal update by Tim Snell of Adams Hendry Consultants Ltd on the current position with the wind farm applications at Woodlane, Cleek Hall and Bishopwood
617	Consultation 2010/0008/GOV – Pollington Airfield, Heck and Pollington Lane, Heck
618	Public Access Upgrade
619	Planning Committee Training Programme
620	Budget Exceptions Report to 31 December 2009

Present: Councillor J Mackman in the Chair

Councillors: J Cattanach, I Chilvers, Mrs D Davies, J Deans, Mrs C Goodall, W Inness, D Mackay, J McCartney, C Pearson, Mrs S Ryder (sub for Mrs E Metcalfe), S Shaw-Wright.

Officials: Head of Service – Development Services, Manager of Development Management, Development Policy Manager, Principal Planning Officer, Planning Officer, Democratic Services Manager, Overview and Scrutiny Coordinator, Democratic Services Assistant.

Also in Attendance: Tim Snell (Consultant with Adams Hendry Consultants Ltd)

Public: 4
Press: 0

606 **Apologies for Absence and Notice of Substitution**

Apologies were received from Councillor Mrs E Metcalfe.

Substitute Councillor was Mrs S Ryder for Mrs E Metcalfe.

607 **Disclosures of Interest**

None were received.

608 **Minutes**

Resolved:

That the minutes of the proceedings of Planning Committee held on 3 February 2010 be confirmed as a correct record and be signed by the Chair.

609 **Chair's Address to the Planning Committee**

The Chair of Planning made no address to the Committee.

610 **Planning Applications Received**

Consideration was given to the schedule of planning applications submitted by the Head of Service – Development Services.

Application: 2010/0044/FUL

Location: Tollbridge Filling Station, Ousegate, Selby

Proposal: Erection of a building for A1, A2, A3, A4, A5, B1(a) & (b) and D1 use at ground floor and 10 dwellings on the upper floors with ancillary bin and bicycle storage and landscaping of public open space.

The Planning Officer presented the report, highlighted salient points and made the Committee aware of the details included within the Combined Consultation Response Update.

The Manager of Development Management clarified the view of the Planning Policy Officer for the Committee.

The Development Policy Manager responded to issues raised by the Committee:

- The Urban Renaissance Scheme aimed to remove the current structure and would landscape the riverside walkway
- Planning department was currently involved with contaminated land consultation
- A demolition company had been approached to deal with the site and could start within two weeks of receiving planning approval
- The Environment Agency considered that no temporary flood defences were necessary until the site had been finalised. At that point, flood defences would match the final development
- Landscaping could take place in 3 years

The Chair of Planning reminded the Committee that extant planning permission was in existence at the corner of the bridge foot.

The Committee were assured that conditions 02, 03 and 04 in the report were aimed at ensuring that the external appearance of the development would be in keeping with the locale.

Resolved:

The application be APPROVED subject to officers being given delegated authority to revise conditions, the expiry of the press notice (11 March 2010) and to resolve any matters raised by outstanding consultees. If any matters raised by outstanding consultees cannot be resolved the application be reported back to Planning Committee.

611

Application: 2010/0070/FUL

Location: Bridgwharf, Ousegate, Selby

Proposal: Erection of three buildings for A1, A2, A3, A4, A5, B1 (a) & (b) and D1 use and integral parking for six vehicles at ground floor level and 14 residential units at upper floor levels together with ancillary (integral) bin and bike storage and laying out and landscaping of public open space (public walkways) and private open space.

The Planning Officer presented the report and highlighted salient points for the Committee. The Combined Consultation Response Update was made available to the Committee.

The Committee raised concerns over public access to the walkway. The Solicitor to the Council explained that the land would remain in private ownership, but that public right of way would be secured in the s106 agreement.

The Planning Officer responded to a number of issues raised by the Committee:

- Materials considered for the walkway (asphalt) were raised as part of additional consultations and would be noted in the amended conditions
- Issues of noise and odour pollution from the retail units, which could impact upon residential premises, had been raised with Environmental Health
- Provision had been made in the development for residential parking facilities
- Delivery and opening times were clarified

Resolved:

The application be APPROVED subject to officers being given delegated authority to revise conditions, completion of a Section 106 Agreement and to resolve any matters raised by outstanding consultees. If any matters raised by outstanding consultees cannot be resolved the application be reported back to Planning Committee.

612

Application: 2009/1106/REM

Location: Autoserv, Shipyard Road, Selby

Proposal: Reserved Matters application to include access, appearance, landscaping, layout and scale relating to outline approval 2006/1350/OUT (8/19/1649/PA) for the erection of 17 dwellings with associated works.

The Planning Officer presented the report and highlighted salient points for the Committee. It was explained that no additional updates had been received and that the application included cycle and refuse storage, as well as car parking.

The Solicitor to the Council clarified the issue of affordable housing in relation to the development proposals, subject to the s106 agreement after the receipt of planning permission.

Members of the Committee raised the following issues:

- The development looked out of place with the flat roof design
- The proposal was in keeping with existing developments nearby
- Concern was raised over the electronic gating causing congestion
- Concern was raised as to whether anti-social behaviour issues had been resolved in the area prior to the inclusion of the new development

The Planning Officer confirmed that Environmental Health would be consulted following planning approval in respect of large bin storage for the development.

Resolved:

That the application be APPROVED subject to conditions and the completion of a Section 106 Agreement.

613

Application: 2009/1095/LBD

Location: West Lodge, London Road, Barkston Ash

Proposal: Listed Building Consent for the erection of a two storey extension to the existing lean-to.

The Principal Planning Officer presented the report and explained the reasons for the officer recommendation to refuse listed building consent.

The Committee were supportive of the application, expressing the following:

- The increased footprint was only c.13%
- Extant planning permission exists in relation to a single storey extension
- Comments from consultees were largely supportive or neutral
- The site seemed suitable for the proposed application

The Manager of Development Management clarified the comments and non-responses from consultees for the Committee.

RESOLVED:

That Listed Building Consent be GRANTED for the following reasons:

- 1. The Committee considers that the proposals are in general sympathy with the existing building and the local environs and that the size and scale are acceptable.**
- 2. There is a clear need for refurbishment of the property in order to secure its long term future and enhance its position in the village.**
- 3. The proposal is considered to satisfy the requirements of Policy ENV 24 of the Local Plan and the general requirements of PPG 15, which recognises that the best way of securing the upkeep of historic buildings and areas is to keep them in active use.**

Application: 2009/1093/FUL**Location: West Lodge, London Road, Barkston Ash****Proposal: Erection of a two storey side extension, following the demolition of the existing lean-to.**

The Principal Planning Officer presented the report to the Planning Committee and explained the reasons for the officer recommendation to refuse permission.

Public Speaker – Mr Ben Burlingham

Mr Burlingham raised the following issues in support of the application:

- The property had not been used for residence for a number of years
- There was currently an archaic building layout
- Planned to be used as a family home by Mr Burlingham
- Need to revise the layout to meet reasonable family needs
- Fully supported by the Campaign for Rural England and the local Parish Council
- Specialist conservation advice had been sought
- No disproportionate increase in property size
- Ensuring the continued use of a listed building
- Trees would screen the development from beyond the property's boundaries

Resolved:

That planning permission be GRANTED for the following reasons:

- 1. It is considered that the proposed extension is consistent with Local Plan Policy GB2, which allows for extension or alteration of existing dwellings within the Green Belt subject to meeting Policy H14 criteria.**
- 2. It is considered that the proposal meets the requirements of Policy H14 as, in particular, it does not result in a disproportionate addition over and above the size of the original dwelling and would not dominate it visually.**
- 3. Policy GB4 of the Selby District Local Plan is not compromised as it is considered that the proposal would not detract from the open character and visual amenity of the Green Belt or the form and character of the settlement.**
- 4. National Policy PPG2 criteria for an extension is satisfied as the proposed extension is not considered to be disproportionate.**

The development is therefore considered to be appropriate in the Green Belt and the need to demonstrate VSC does not apply in this instance.

615

Application: 2009/0887/FUL
Location: Jackson's Yard, Brotherton
Proposal: Erection of a detached dwelling with integral garage

The Principal Planning Officer presented the report highlighting key points for the attention of the Committee.

Following a query raised by the Committee, the Senior Planning Officer clarified an issue around a 'claimed right of way'.

Resolved:

That the application be GRANTED subject to the conditions detailed in the report.

616

Verbal update by Tim Snell of Adams Hendry Consultants Ltd on the current position with the wind farm applications at Woodlane, Cleek Hall and Bishopwood.

Tim Snell presented an update to the Committee and raised the following:

- The background of the Consultants, their role and approach
- The Woodlane proposal, which had 1038 objections out of 1073 responses
- The Bishopwood proposal, which had 924 objections and 2 supportive responses
- The Cleek Hall proposal, which had 133 objections and 1 letter of support
- Additional information had been requested from each applicant
- The Ministry of Defence had objected to all proposed sites
- The next stages regarding submission of additional information, advertising and consultation. He proposed to have the final consultation documents available in Summer/Autumn 2010
- Confirmed that the consultation period for Parish Council responses could be extended as was necessary
- The Civil Aviation Authority were in discussion with the applicant
- A copy of the presentation would be made available to the Planning Committee members
- Will examine concerns regarding power cables and epilepsy

The Chair of the Planning Committee thanked Tim Snell for his attendance.

Resolved:

That the presentation be noted.

Application: 2010/0008/GOV

**Location: Pollington Airfield, Heck and Pollington Lane, Heck
 Proposal: Notification from the Department of Energy and Climate Change (DECC) under section 36 of the Electricity Act 1989, to develop a 53 MW biomass fuelled electricity generating station at Pollington Airfield, Heck.**

Councillor John Mackman left the meeting and the position of Chair was handed to the Vice Chair, Councillor James Deans.

The Principal Planning Officer presented the consultation response and informed the Committee that Selby District Council is a statutory consultee and should not consider items beyond their remit.

The Manager of Development Management clarified that North Yorkshire County Council and East Riding of Yorkshire Council are also consultees. As such, the Council can only comment on issues that relate to Selby District Council.

Public Speaker – Councillor Mrs Gillian Ivey (Whitley)

Councillor Mrs Gillian Ivey raised the following issues:

- Complimented the consultation report and wished to add local flavour
- Concerns had been expressed to her by local residents
- HGV traffic would be largely through Selby District
- Hensall and Balne were not in the report
- Request to DECC that HGV loadings at the site be more than currently permitted
- The response should include a comment on the export of pellets
- The cumulative effect should be considered

The Committee also suggested the following:

- That the war memorial site be preserved
- That Dalkia could be advised through DECC to look at a link road proposal that would avoid traffic going through Heck
- That pellets should go via canal rather than HGV

Resolved:

That the Committee recommend to DECC that there are no objections to the proposed development. However, whilst there are no objections to the proposed scheme per se, advise that consideration be given to the following conditions and advisories:

Conditions:

Landscaping

Boundary Treatment

Materials and Colour Schemes for structures

Traffic Management Plan for Construction Traffic

Limitation on the relationship between HGV movements and the importation of material via the Canal.

Advisories:

Consideration be given to the Cumulative Impact of this and other renewable energy schemes in the District and adjacent to the District i.e. Biomass Station at Drax and Ferrybridge.

Transportation Matters:

Consideration of Dalkia providing a direct link road that avoided traffic going through Heck. That both import and export of materials in terms of HGV movements should be considered to be restricted.

Construction Disturbance:

There is concern that construction works could have a detrimental effect on the amenity of the area. In order to minimize disturbance, suggest appropriate agreements with contractors/developers are established prior to work commencing to ensure that disturbance from construction is kept to a minimum.

Noise:

Once development is commissioned there is potential for the generation of industrial noise from operating plant and machinery. Suggest consideration to inclusion of appropriate conditions to control the level of noise at the site boundary.

War Memorial:

The War Memorial be preserved and consultation takes place with the squadron.

SDC also consider that the following should be resolved prior to granting planning permission:

Effect on structural integrity of the railway bridge of construction traffic

Archaeology issues

Highway issues

Final Landscape Masterplan

Any other issues raised by outstanding consultation responses.

618

Public Access Upgrade

The Head of Service – Development Services presented the report on the upgrading of the public access system used by the Planning Department.

The Head of Service – Development Services explained that he would look into whether the upgraded system would be available 24/7 and would report back to the Planning Committee.

Resolved:

That the report be noted.

Recommended to Policy and Resources:

i) To approve the upgrade of the Public Access system.

ii) To Policy & Resources Committee that a budget of £10,000 be approved from the ICT Replacement Reserve in 2010/11.

619

Planning Committee Training Programme

The Head of Service – Development Services presented the report and informed the Committee that additional training on Wind Farm issues can be added to the programme.

Resolved:

That the report be noted.

620

Budget Exceptions Report to 31 December 2009

The Head of Service – Development Services presented the report to the Planning Committee. It was highlighted that the Planning Department were currently over budget in terms of income, having received the Wind Farm planning applications.

Resolved:

That the report be noted.

The meeting closed at 6.36pm.

SELBY DISTRICT COUNCIL

MINUTES

Minutes of the proceedings of a meeting of the Licensing Committee held on 8 February 2010, in Committee Room 2, The Civic Centre, Portholme Road, Selby, commencing at 10:00 am.

574	Apologies
575	Disclosures
576	Minutes
577	Procedure
578	Chair's Address
579	Application by Hackney Carriage Driver for Medical Exemption from Assisting Passengers in Wheelchairs.
580	Licensing Fees
581	Private Session
582	Application for a Private Hire Drivers Licence

Present: Councillor R Sayner in the Chair.

Councillors: Mrs D Davies, Mrs J Dyson, K Ellis, Mrs K McSherry, Mrs P Mackay, B Marshall (Substitute for Mrs S Duckett), Mrs S Ryder and Mrs D White.

Officials: Senior Solicitor, Licensing Enforcement Officer and Committee Services Officer.

Public: 0

Press: 0

574 **Apologies for Absence and Substitution**

Apologies were received from Councillors Mrs S Duckett and J McCartney.

Substitutions were Councillor B Marshall for Mrs S Duckett.

575 **Disclosure of Interest**

None.

576 **Minutes**

Resolved:

That the minutes of the proceedings of the meetings of the

Licensing Committee held on 11 January 2010 be confirmed as a correct record and be signed by the Chair.

577 **Procedure**

Councillors considered the procedure to be followed when dealing with the application for a Hackney Carriage Licence.

Resolved

That the Procedure be noted.

578 **Chair's Address to the Licensing Committee**

The Chair thanked the Senior Solicitor, Caroline Fleming and the Licensing Enforcement Officer, Tim Grogan for the Licensing Committee training that had been provided for members on 20 January 2010. It was considered to be very helpful and the Chair requested that training such as this occurs on a regular basis.

579 **Application by a Hackney Carriage Driver for Medical Exemption from Assisting Passengers in Wheelchairs.**

Councillors received the report of the Licensing Officer for the applicant's desire to be issued with an application for exemption from assisting passengers in wheelchairs owing to a debilitating medical condition.

The Licensing Enforcement Officer outlined the details of the case.

The driver concerned outlined his reasons for the application.

Councillors considered the application and it was decided that the exemption should be granted.

Resolved:

That the applicant be granted an exemption from assisting passengers in wheelchairs due to the applicant's debilitating medical conditions.

580 **Licensing Fees**

Councillors considered a report by the Licensing Officer concerning a review of licensing fees which sought to increase the current amount charged to applicants.

It was explained to Councillors that the reason for this increase is to bring Selby District Council in line with neighbouring authorities and to allow more time to be allocated to the enforcement of legislation in this regard.

Resolved:

That Councillors agree the necessity for an increase in licensing fees.

581

Private Session

That in accordance with Section 100(A)(4) of the Local Government Act 1972, the press and public be excluded from the meeting for the following items of business, as there will be disclosure of exempt information as defined in paragraph 3 of Part 1 of Section 12A of the Act, as amended by the Local Government (Access to Information) (Variation) Order 2006.

582

Application for a Private Hire Drivers Licence

Councillors received the report of the Licensing Officer for the grant of a Private Hire Driver's Licence.

The Licensing Enforcement Officer outlined the details of the case.

The driver concerned outlined his reasons for the application.

Councillors considered the application after hearing the details of the case and deliberated if the applicant was a fit and proper person to be issued with a Private Hire Driver's Licence.

Resolved:

That the applicant be issued with a Private Hire Driver's Licence.

The meeting closed at 10:41 am.

SELBY DISTRICT COUNCIL

MINUTES

Minutes of the proceedings of a meeting of the Licensing Committee held on 8 March 2010 in Committee Room 2, The Civic Centre, Portholme Road, Selby, commencing at 10.00 am.

621	Apologies
622	Disclosure of Interest
623	Minutes
624	Procedure
625	Guidelines for Hardship
626	Guidelines Relating to the Relevance of Convictions
627	Chairs address to the Licensing Committee
628	Private Session
629	Application for a Hackney Carriage Licence
630	Application for a Private Hire Drivers Licence
631	Application for a Private Hire Drivers Licence

Present: Councillor R Sayner in the Chair.

Councillors: Councillor Mrs D White, Councillor Mrs D Davies, Councillor Mrs J Dyson, Councillor K Ellis, Councillor B Marshall, Councillor J McCartney, Councillor Mrs K McSherry, Councillor Mrs S Ryder and Councillor R Sweeting (Substitute for Councillor Mrs P Mackay).

Officials: Senior Solicitor, Licensing Enforcement Officer and Committee Services Officer.

Public: 0

Press: 0

621 **Apologies for Absence and Substitution**

Apologies were received from Councillor Mrs P Mackay.

Substitutions were Councillor R Sweeting for Councillor Mrs P Mackay.

622 **Disclosure of Interest**

None.

623 **Minutes**

Resolved:

That the minutes of the proceedings of the meeting of the Licensing Committee held on 8 February 2010 be confirmed as a correct record and be signed by the Chair.

624 **Procedure**

The Procedure was noted.

625 **Guidelines for Hardship**

The guidelines were noted.

626 **Guidelines relating to the relevance of convictions**

The guidelines were noted.

627 **Chair's Address to the Licensing Committee**

The Chair informed the committee that licensing training would be continuing and if members had any suggestions for future sessions they should come forward. Councillor R Sweeting expressed his thanks to the Senior Solicitor and Licensing Enforcement Officer for the previous training session.

628 **Private Session**

That in accordance with Section 100(A)(4) of the Local Government Act 1972 in view of the nature of the business to be transacted, the meeting be not open to the Press and public during discussion of the following items as there will be disclosure of exempt information as defined in Section 100(1) of the Act as described in paragraph 3 of the new Schedule 12 (A) of the Local Government (Access to information) (Variation) Order 2006.

629 **Application for a Hackney Carriage Licence**

Councillors received the report of the Licensing Enforcement Officer for the grant of a Hackney Carriage Licence for a Peugeot 406, a vehicle not fully accessible to the disabled.

The Licensing Enforcement Officer outlined the details of the case.

The driver concerned outlined his reasons for the application.

Councillors considered the application against the Council's guidelines

on hardship and resolved to grant a licence for a vehicle, which was not fully accessible to the disabled.

Resolved that:

- i) **That the application for a Hackney Carriage Licence for a vehicle not accessible to the disabled be granted on the grounds of financial hardship.**
- ii) **That the applicant was advised that in the event of any claim for hardship on any second or subsequent occasion, it will be a material consideration that a previous application was approved on the grounds of hardship and a further request might be more difficult to prove.**

630

Application for a Private Hire Driver's Licence

Councillors received the report of the Licensing Enforcement Officer in respect of the applicant's desire to be issued with a Private Hire Driver's Licence and his fitness to operate as a consequence of a CRB disclosure.

The Licensing Enforcement Officer outlined details of the case.

The applicant gave councillors a detailed account of antecedents.

Resolved:

That the applicant be granted a Private Hire Driver's Licence.

631

Application for a Private Hire Driver's Licence

Councillors received the report of the Licensing Enforcement Officer in respect of the applicant's desire to be issued with a Private Hire Driver's Licence and his fitness to operate as a consequence of a CRB disclosure.

The Licensing Enforcement Officer outlined details of the case.

The applicant gave councillors a detailed account of antecedents.

Resolved:

That the applicant be granted a Private Hire Driver's Licence.

The meeting closed at 11:00am

SELBY DISTRICT COUNCIL

MINUTES

Minutes of the proceedings of a meeting of the Social Board held on 9 March 2010 in Committee Room 2, The Civic Centre, Portholme Road, Selby, commencing at 5.00pm.

632	Apologies for absence
633	Disclosure of interests
634	Minutes
635	Chair's Address to the Social Board
636	Proposed Play Area Saxton Village Green
637	Decent Homes Progress Report
638	Budget Exception to 31 December 2009
639	Social Board 2008/09 Performance Indicator Report April 2009 – Dec 2009
640	Empty Dwelling Management Orders
641	Draft North Yorkshire Housing Strategy
642	Work Programme 2010/11

Present: Councillor Mrs G Ivey in the Chair.

Councillors: I Chilvers, K Ellis, Mrs C Goodall, D Mackay, J Mackman (sub for Mrs C Mackman), Mrs M McCartney and Mrs W Nichols.

Officials: Head of Service – Housing and Property, Head of Service – Finance, Housing Strategy and Enabling Manager, Senior Private Sector Housing Officer, Trainee Solicitor, Democratic Services Manager and Committee Services Officer.

Public: 0

Press: 0

632 **Apologies for Absence and Substitution**

Apologies were received from Councillor Mrs C Mackman, Mrs E Metcalfe and Ms M Davis.

Substitute Member was Councillor J Mackman (for Mrs C Mackman).

633 **Disclosures of Interest**

Councillor Lunn disclosed a personal and non prejudicial interest in minute 640 (Empty Dwelling Management Orders) as he owns properties in the District.

634 **Minutes**

Resolved:

That the minutes of the proceedings of the meeting of the Social Board held on 13 January 2010, subject to minute 517 be amended to include the substitution of 'Recommended to Policy & Resources', for 'Recommended to Council', be confirmed as a correct record and be signed by the Chair.

635

Chair's Address to the Social Board

The Chair welcomed Glenn Shelley, newly appointed Democratic Service Manager.

The Chair informed the meeting that there was to be a Landlords Roadshow at Selby Town Hall on the 11 March 2010 at 2.00pm and 5.15pm.

Abbey Leisure staff had visited the Over 50's Forum to explain what services are available. Councillor Goodall asked that thanks from the Forum be given to the Leisure Centre Manager.

The Chair outlined that a local authority must consider arrangements in the District for rough sleepers during cold weather. Emergency offers must be made available to the rough sleepers. Two people had come forward for this support.

636

Proposed Play Area Saxton Village Green

A report was submitted by the Solicitor to the Council to inform councillors of the proposed play area at Saxton Village Green.

Resolved That;

- i) The scheme is approved in principle subject to the lease incorporating that Saxton Parish Council will maintain the play area and ensure it has public liability insurance;**
- ii) At the end of the lease the land will be returned to its original state with any costs incurred paid by Saxton Parish Council; and**
- iii) Delegated authority be given to Head of Housing & Property to complete the landowner permission form.**

637

Decent Homes Progress Report

A report was submitted by the Head of Housing and Property to provide

councillors with an update on the delivery of the Council's Decent Homes programme.

Resolved:

That the report be noted.

638

Budget Exceptions to 31 December 2009

A report was submitted by the Head of Service – Finance to update councillors with details of budget exceptions for the 2009/10 financial year to 31 December 2009.

Resolved That:

The report be noted.

Recommended to Policy and Resources Committee:

That:

- i) The Social Board budgets be adjusted to reflect the savings expected to be achieved this year as per Appendix B, and that the Council's Medium Term Financial Plan be amended, to take account of projected savings in 2010/11 and 2011/12 where these are not currently allowed for in the budget; and**
- ii) The Housing Revenue Account Budgets be amended to reflect outturn position and transfer the remainder to balances.**

639

Social Board 2008/09 Performance Indicator Report: April 2009 to December 2009

Head of Service – Finance updated councillors on the progress that had been made in 2009/10 on the corporate and statutory National Indicators for which the Committee were responsible.

Resolved:

That the report be noted.

640

Empty Dwelling Management Orders

A report was submitted by the Housing Strategy and Enabling Manager to advise councillors of the use of Empty Dwelling Managing Orders (EDMOs) as a tool for tackling long term empty properties. The report sought

agreement that the District Council will undertake management responsibilities in respect of any Interim or Final EDMOs that may be made against any empty property within the district.

Councillors questioned officers regarding the costs involved in managing EDMOs and the number that the council could reasonably expect to manage within existing resources. There was agreement that action needed to be taken to bring long-term empty properties back into use in the District.

Resolved That:

- i) The use of Empty Dwelling Management Orders (EDMO) be endorsed;**
- ii) The management responsibilities in respect of individual EDMO be carried out by the Housing and Property Service Unit; and**
- iii) The decision to pursue a specific EDMO be delegated to the Head of Service - Housing and Property in consultation with the Chair of Social Board.**

641

Draft North Yorkshire Housing Strategy

A report was submitted by the Housing Strategy and Enabling Manager to allow councillors an opportunity to comment on the Draft North Yorkshire Housing Strategy.

Resolved that:

- i) The report be noted and;**
- ii) Any completed questionnaires to be returned by 18 March 2010.**

642

Work Programme 2010/11

A report was submitted by the Head of Service – Housing and Property Services for councillors to consider the proposed work programme for 2010/11.

Resolved:

That the Work Programme be approved.

The meeting closed at 6.05pm.

SELBY DISTRICT COUNCIL

MINUTES

Minutes of the proceedings of a meeting of the Overview and Scrutiny Committee held on Thursday 18 March 2010, in Committee Room 2, The Civic Centre, Portholme Road, Selby, commencing at 5.00 pm.

643	Apologies for Absence
644	Declarations of Interest
645	Minutes – 14 January 2010
646	Chair’s Address to the Overview and Scrutiny Committee and Work Programme
647	Crime and Disorder
648	Private Session
649	Counter Fraud Unit Update
650	Return to Public Session
651	Performance Indicator Report April 2009 – January 2010
652	2010/11 Overview and Scrutiny Work Programme
653	Task and Finish Groups Update
654	Parish Forum Update
655	Questions to the Chief Executive

Present: Councillor J McCartney in the Chair

Councillors: Mrs S Duckett, Mrs J Dyson, Mrs M Hulme, B Marshall, Mrs K McSherry, Mrs S Ryder, R Sayner and Mrs A Spetch

Officials: Chief Executive, Head of Service - Customers and Business Support, Overview and Scrutiny Coordinator

Invitees: Revenues and Benefits Manager, Community Safety Partnership Manager, Inspector Chris Witty, Sergeant Sarah Levey, Police Community Support Officer Adrian Allison, North Yorkshire Police Authority Local Accountability and Scrutiny Support Officer

Observers: Democratic Services Manager

Public: 0

Press: 0

643 **Apologies for Absence**

Apologies were received from Councillors J Cattanach and W Inness.

644 **Disclosure of Interest**

None were received.

645 **Minutes**

RESOLVED:

That the minutes of the proceedings of the meeting of the Overview and Scrutiny Committee held on 14 January 2010 be confirmed as a correct record and be signed by the Chair, subject to the addition of the following in Minute 527 for purposes of completeness:

- **Bullet point 3 to read ‘Knottingley to Gowdall and Went IDBs’**
- **Bullet point 5 to read ‘new membership of the Danvm IDB’**

646 **Crime and Disorder**

The Chair of Overview and Scrutiny asked the invitees for the Crime and Disorder items to introduce themselves and confirm their roles.

The Community Safety Partnership Manager presented the update report on the work of the Community Safety Partnership and confirmed that the revised Partnership Plan will be available from April 2011.

Inspector Chris Witty explained that there had been a reduction in crime across the District and that regular update reports were sent to the Parish Councils. It was also noted that Selby District has been successful in attracting additional policing resources and that procedures for dealing with vulnerable individuals in Selby has been held up as Best Practice by the Home Office.

Inspector Witty highlighted the work of the Mobile Police Station, the positive customer satisfaction results, the efforts of the PCSOs in promoting effective community policing, as well as the success of Operation Jumbo in tackling poaching and cross-border burglary.

The Committee raised the issue of CCTV and Inspector Witty praised the value of the system across Selby, which was a view supported by Councillors. The Overview and Scrutiny Coordinator confirmed that the Task and Finish Group – CCTV would report on this topic in May 2010.

Inspector Witty confirmed that experienced PCSOs had been moved around the District, but that this was a useful way of sharing expertise and knowledge. PCSO Allison was invited by the Committee to explain his role and the links that his community function has with the public and partner agencies.

The Chair raised the issue of the recent road traffic situation in Eggborough along the A19. Inspector Witty confirmed that the matter would be looked into from the policing perspective. The Community Safety Partnership Manager explained that the CDRP would also examine the issue.

The Chair thanked the attendees on behalf of the Committee.

Resolved:

That the Selby District Council Community Safety and Community Safety Partnership Update Report be noted

647

Private Session

RESOLVED:

That in accordance with Section 100(A)(4) of the Local Government Act 1972, the press and public be excluded from the meeting for the duration of Item 7: Update Report from the Counter Fraud Unit (CFU) of Selby District Council, as there will be disclosure of exempt information as defined in paragraph 3 and 5 of Part 1 of Section 12A of the Act, as amended by the Local Government (Access to Information) (Variation) Order 2006.

648

Update Report from the Counter Fraud Unit (CFU) of Selby District Council

The Revenues and Benefits Manager presented the update report, answered questions and informed the Committee of the role and responsibilities of the CFU.

The Chair praised the work and effort of the CFU, with high profile successes having a positive effect. The Chief Executive supported this view and stated that the Council and tax payers were seeing the benefit of the CFU. The Chief Executive also indicated that the CFU have encouraged individuals to apply for appropriate benefits in coordination with other agencies.

The Chair of Overview and Scrutiny thanked the Revenues and Benefits Manager for his attendance.

Resolved:

That the report be noted

649 **The Committee Agreed to Return to Public Session**

650 **Chair's Address to the Overview and Scrutiny Committee and Work Programme**

The Chair informed the Committee that the 2009/10 Work Programme detailed the tasks undertaken over the course of the year.

He also took the opportunity to inform the Committee that the Chief Constable of North Yorkshire Police would be attending a Crime and Disorder meeting at North Yorkshire County Council on 21 June 2010.

651 **Performance Indicator Report April 2009 – January 2010**

The Head of Service Customers and Business Support presented the report on behalf of the Head of Service Finance.

Issues were raised regarding the Environment Board and Policy and Resources Committee Performance Updates contained within the appendices of the report. These issues would be referred onto the Principal Officer (Waste and Recycling) and the Customer Services Manager.

Resolved:

That the report be noted

652 **2010/11 Overview and Scrutiny Work Programme**

The Overview and Scrutiny Coordinator informed the Committee that topics for inclusion on the 2010/11 Work Programme would be considered at the 13 May 2010 meeting of Overview and Scrutiny.

It was proposed that the Primary Care Trust (PCT) and the commissioning of services consultation be added to the Work Programme. The Overview and Scrutiny Coordinator agreed to look into this issue and report back to the Committee.

Resolved:

That the report be noted

653 **Task and Finish Groups Update**

The Overview and Scrutiny Coordinator informed the Committee of the progress made by both Task and Finish Groups – CCTV and Voluntary/Community Organisations. Concluding reports would be

brought to the Overview and Scrutiny Committee on 13 May 2010.

Resolved:

That the report be noted

654

Parish Forum Update

The Overview and Scrutiny Coordinator informed the Committee that a Parish Forum meeting on 1 April 2010 would relate to a single topic - Community Engagement Forums.

Resolved:

That the report be noted

655

Questions to the Chief Executive

Concerns over tree management in the District were raised by the Committee. The Chief Executive clarified that the decision had been made not to replace the post of Parks Officer and that he would look at the contract regarding tree management provision and report back to the Committee in due course.

The Chief Executive explained that there were no plans to introduce any parking charges at the new Community Project site.

The meeting closed at 7.00pm.

SELBY DISTRICT COUNCIL

MINUTES

Minutes of the proceedings of a meeting of the Grant Allocations Panel held in Committee Room 2, The Civic Centre, Selby on 23 March 2010 commencing at 3:00 pm

Councillors: Mrs J Dyson, Mrs G Ivey, N Martin, C Pearson, and S Shaw-Wright

Officials: Central Administration Team Leader and Democratic Services Managers

1. **Appointment of Chair**

Resolved:

That Councillor C Pearson be appointed Chair of the Grant Allocations Panel.

2. **Apology for Absence**

An apology for absence was received from Councillor R Sayner.

3. **Disclosure of Interest**

Councillor S Shaw-Wright declared a personal interest in minute 5 as he was an employee of Selby Association of Voluntary Services.

4. **Private Session**

Resolved:

That in accordance with Section 100(A)(4) of the Local Government Act 1972, the press and public be excluded from the meeting for the following item of business, as there will be disclosure of exempt information as defined in paragraph 3 of Part 1 of Section 12A of the Act, as amended by the Local Government (Access to Information) (Variation) Order 2006.

5. **Revenue Grant Applications 2010/2011**

Councillors considered the report of the Central Administration Team Leader, which gave details of revenue grant applications for 2010/2011. The theme chosen for 2010/2011 was "Environment". It was reported that an application submitted by the Fuller Life Afternoon

Group did not meet the meet the Environment theme.

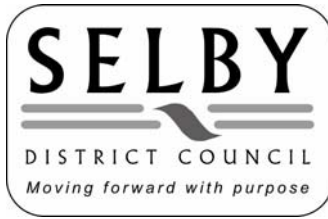
Members considered the applications in detail and following a discussion it was:

Recommended to Council:

That the following revenue grants be made:-

	£
Stillingfleet Village Institute	1500
Ryther Village Hall	1500
Wildlife Habitat Protection Trust	0
Sherburn White Rose Community Sports Club	500
Sherburn in Elmet Community Association	500
Kelfield Village Institute	1500
Total	5500

The meeting closed at 3:25 pm.



Agenda Item No: 8

Title: The move towards an executive structure
To: Council
Date: 6 April 2010
Author: Martin Connor, Chief Executive

1 Purpose of Report

- 1.1 To update Council on progress on the programme to move to a Leader and Cabinet executive structure by May 2011

2 Recommendation

- 2.1 **That the Council:**
- i. Notes progress on the potential move to a Leader and Cabinet executive structure by May 2011, and**
 - ii. Considers proposals for training sessions**

3 Executive Summary

- 3.1 As we work towards a report in October 2010 which would formally move the Council to a Leader and Cabinet executive structure I feel it appropriate to update the Council at each meeting on progress to date against the key milestones of the programme. This report covers progress on:

- The re-write of the Constitution
- The development of revised overview and scrutiny arrangements
- Some thoughts on training needs
- The need for, and operation of, the forward plan

- 3.2 The Council is asked to note the progress to date.

4 The Report

4.1 As agreed, all Members of Council have been given access to the IDEA communities of practice site where each element of the constitution will be posted for comment.

4.2 To date the following sections of the constitution have been re-drafted:

Summary and Articles	consultation closed
Council Procedure Rules	consultation closed
CEF Procedure Rules	consultation closed

The Leader will review comments on the above during April and a final draft will be posted in May

O&S Procedure Rules	now open to 9 April 2010
Budget and Policy Framework Rules	now open to 9 April 2010
Executive Procedure Rules	now open to 16 April 2010
Planning Code of Conduct	open from 2 to 23 April 2010

Though the first three have been closed for comment, they are still available for inspection on the Library section of the site.

4.3 Of particular interest will be the proposals for the revised overview and scrutiny arrangements. This section of the Constitution has been heavily revised, though the principles have been before councillors previously. The period for comment has been extended to 9 April and councillors are encouraged to log their views on the site.

4.4 I recognise that the move to an executive model is a major shift for the Council and that there will be a level of uncertainty amongst councillors, and indeed officers, as to how the process would work in practice. There may be some benefit, therefore, in arranging a series of training sessions over the coming months on key elements of the new arrangements where councillors and officers can share knowledge and thoughts on the revised process. This might include guest speakers from other authorities which have operated leader and cabinet arrangements for some time. I seek Council's views on this suggestion.

4.5 The legislation and guidance governing the operation of a Leader and Cabinet executive requires that a forward plan is prepared to cover a rolling four month period. The plan will set down advance notice of key decisions to be taken by the Cabinet. A key decision is classed as an executive decision which "involves income, expenditure or savings of £150,000 or more; and/or is likely to have a significant impact on the community in two or more electoral wards". Officers are currently working on a template for the forward plan.

4.6 The intention of the forward plan requirement is to alert councillors, the Overview and Scrutiny Committee and the public to forthcoming decisions of significant import. It would allow, for example the O&S Committee to have an input to proposed new policy issues, though some may already have been directed in advance by the executive to O&S.

4.7 The process is also an important part of improving transparency in decision making.

5 Financial Implications

5.1 There are no financial implications arising specifically from this report. The cost of any training approved by the Council will be met from the budget already set aside for councillor development.

6 Conclusions

6.1 I ask the Council to note the progress report and to indicate whether training sessions would be of value.

7 Link to Corporate Plan

7.1 This report links to the Better use of Resources and Organising to Deliver themes of the Corporate Plan.

8 How Does This Report Link to the Council's Priorities?

8.1 The report does not link to any specific priority but the new provision links to the heart of the community and provision of services.

9 Impact on Corporate Policies

9.1	<p>Service Improvement</p> <p>The proposal to adopt executive arrangements should lead to improved value for money, improved accountability and more transparent decision making.</p>	<p>Impact</p>
9.2	<p>Equalities</p> <p>The proposal to adopt executive arrangements should increase the equality of access to our community to both services and policy formulation.</p>	<p>Impact</p>

9.3	Community Safety and Crime	No impact
9.4	Procurement	No Impact
9.5	Risk Management The risk of not implementing the changes revolves around our ability to implement community engagement requirements and move to a more accountable democratic structure.	Impact
9.6	Sustainability	No Impact
9.7	Value for Money The proposals to adopt executive arrangements will allow community input to local service provision, hopefully draw down external funding and at the same time allow the implementation of a new requirement for community engagement. The move to an executive model should reduce democratic costs and increase accountability.	Impact

10 Background Papers

10.1 None