



Council Meeting

**Council Offices
White Cliffs Business Park
Dover**

Wednesday, 25 November 2015

Summons and Agenda

Nadeem Aziz
Chief Executive



Democratic Services
White Cliffs Business Park

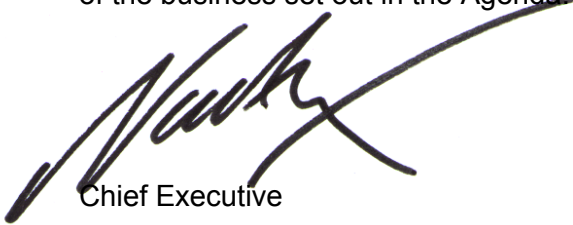
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17 November 2015

To the Members of the Council,

You are hereby summoned to attend a meeting of the **COUNCIL** to be held in the Council Chamber at these Offices on Wednesday 25 November 2015 at 6.00 pm for the transaction of the business set out in the Agenda



Chief Executive

Members of the Council:

S S Chandler (Chairman)	M R Eddy	S M Le Chevalier
D Hannent (Vice-Chairman)	A Friend	S C Manion
J S Back	R J Frost	K Mills
S F Bannister	B Gardner	K E Morris
T J Bartlett	B J Glayzer	D P Murphy
P M Beresford	P J Hawkins	M J Ovenden
T A Bond	P G Heath	A S Pollitt
P M Brivio	J M Heron	G Rapley
B W Butcher	S Hill	A F Richardson
P I Carter	M J Holloway	M Rose
N J Collor	T P Johnstone	D A Sargent
M D Conolly	S J Jones	F J W Scales
M I Cosin	L A Keen	P Walker
D G Cronk	N S Kenton	P M Wallace
N Dixon	P S Le Chevalier	P A Watkins

AGENDA

1 **APOLOGIES**

To receive any apologies for absence.

2 **MINUTES** (Pages 10 - 19)

To confirm the attached Minutes of the meeting held on 30 September 2015.

3 **DECLARATIONS OF INTEREST** (Page 20)

To receive any declarations of interest from Members in respect of business to be transacted on the agenda.

4 **ANNOUNCEMENTS**

To receive any announcements from the Chairman, Leader, Members of the Cabinet or Head of Paid Service.

5 **LEADER'S TIME**

To receive an oral report at the meeting from the Leader (and Cabinet) on the business of the Executive or on any topic or subject that it is felt should be brought to the attention of the Council.

In accordance with Council Procedure Rule 10 (Leader's Time):

- (a) The Leader (and Cabinet) shall have up to 15 minutes to make within this report any statements that they wish on any topic or subject that they feel should be drawn to the attention of the Council.
- (b) The Leader (or their nominee) of the Major Opposition Group (Labour Group) shall be allowed up to 10 minutes to respond.
- (c) The Leader (or their nominee) of the Other Opposition Group (UKIP Group) shall be allowed up to 5 minutes to respond.
- (d) The Leader of the Council shall be allowed up to 5 minutes to exercise a right of reply (or 25% of the time given to the Opposition Group Leaders, whichever is the greatest).

6 **QUESTIONS FROM THE PUBLIC**

To receive answers in respect of questions from the public to Members of the Executive asked in accordance with Rule 11 of the Council Procedure Rules.

Procedure for Questions from the Public

The questions received from the public will be asked in the order in which notice of them was received, except that the Chairman may decide to group together similar questions.

The period for questions by the public shall be limited so that no further questions shall be put after the elapse of 15 minutes from the commencement of the first question. A maximum of three minutes is allowed for the each question to be read.

In addition, a questioner who has put a question in person may also put one supplementary question without notice to the member who has replied to his or her original question. A supplementary question must arise directly out of the original question or the reply.

Afterwards, any other Member at the Chairman's discretion may speak for up to two minutes on a question or reply.

Questions

- (1) Ms P Hamilton will ask the Leader of the Council, Councillor P A Watkins:

“The need for an accessible toilet and/or changing facility in the Walmer Green/Paddling Pool area has long been accepted. In the past we were working with District Council Officers, Walmer Parish Council and Your Leisure’s predecessors on this project. Regrettably because of a failed funding bid and officers involvement with Olympic planning this project was shelved.

We would now like to work with all interested parties, particularly the District Council as owners of the site, to take this forward. We are happy to be a voluntary sector partner in any funding bid and gather supporting evidence to establish the need.

The current arrangements prevent disabled people from taking a full and active part in events taking place on Walmer Green and families with a disabled member enjoying the Paddling Pool. We know that this area is popular with people from across the district as well as visitors to the area.”

7 **SEAT ALLOCATION AND GROUP APPOINTMENTS**

To receive from Group Leaders any changes to seat allocations or appointments.

(Note: Any changes must be within the approved allocation of seats to political groups in accordance with the political balance rules (where applicable).)

8 **QUESTIONS FROM MEMBERS**

Up to 60 minutes is allowed for this part of the meeting unless extended by the Chairman of Council on a motion moved, duly seconded and approved by the Council. Members may ask one supplementary question in addition to their original question.

- (a) To Chairmen/Vice-Chairmen of Committees

To receive answers in respect of questions from Members of the Council to the Chairman or Vice-Chairman of the Council or the Chairman of any Committee or Sub-Committee asked in accordance with Rule 12 of the Council Procedure Rules.

There are no items of business.

- (b) To the Executive

To receive answers in respect of questions from Members of the Council to a Member of the Executive asked in accordance with Rule 12 of the Council Procedure Rules.

- (1) Councillor A S Pollitt will ask the Portfolio Holder for Corporate Resources and Performance, Councillor M D Conolly:

“Would the Portfolio Holder for Corporate Resources and Performance consider setting up a cross-party committee to evaluate the future allocation of funds held in the District Regeneration and Economic Development Reserve?”

- (2) Councillor P M Brivio will ask the Portfolio Holder for Housing, Health and Wellbeing, Councillor P M Beresford:

“Does the Portfolio Holder for Housing, Health and Wellbeing consider that the tax changes introduced in the summer budget affecting "Buy to Let" landlords will have an impact on the supply of private rented accommodation in the Dover district, which is increasingly the only option for those in housing need?”

- (3) Councillor M I Cosin will ask the Portfolio Holder for Property Management and Public Protection, Councillor T J Bartlett:

“At a time when the United Kingdom is being investigated by the United Nations Committee on the Rights of Persons with Disabilities over violations of disabled people's human rights, does the Portfolio Holder for Property Management and Public Protection agree that this Council's procrastination over the updating of the toilets by Walmer Paddling Pool needs to be addressed urgently?”

- (4) Councillor J Heron will ask the Portfolio Holder for Housing, Health and Wellbeing, Councillor P M Beresford:

“Currently the mechanism that is now in place is that a House of Multiple Occupation is inspected only when its licence is up for renewal every 5 years. Would the Portfolio Holder for Housing, Health and Wellbeing agree with me that a more robust and stringent procedure is required to manage and make more accountable the landlords of Houses of Multiple Occupation?”

- (5) Councillor P Walker will ask the Portfolio Holder for Skills, Training, Tourism, Voluntary Services and Community Safety, Councillor K E Morris:

“Will the Portfolio Holder for Skills, Training, Tourism, Voluntary Services and Community Safety specify how this Council's interests in Your Leisure are monitored?”

- (6) Councillor D G Cronk will ask the Leader of the Council, Councillor P A Watkins:

“Given the Prime Minister's readiness to provide the assistance of the Number 10 Policy Unit to Oxfordshire County Council, does the Leader of the Council have any plans to seek similar assistance to combat the disastrous impact of Government cuts on this Council's services?”

- (7) Councillor P J Hawkins will ask the Portfolio Holder for Environment, Waste and Planning, Councillor N S Kenton:

“With no change to the exterior of the former Regent Cinema and fears that summer 2016 will see the same neglected eyesore that has blighted our seafront for too many years, will the Portfolio Holder for Environment, Waste and Planning please tell this Council, and more importantly the residents, how close we are to receiving a viable planning application from the owners of the building?”

- (8) Councillor S F Bannister will ask the Portfolio Holder for Environment,

Waste and Planning, Councillor N S Kenton:

“Could the Portfolio Holder for Environment, Waste and Planning inform the Council how much this Council spent on street cleaning in each of the last 5 financial years and the percentage increase or decrease that these figures represent?”

- (9) Councillor P J Hawkins will ask the Portfolio Holder for Housing, Health and Wellbeing, Councillor P M Beresford:

“At a time of swingeing cuts to our NHS, and to mental health services in particular, how can this Council ensure through bodies such as the Health and Well-being Board that the needs of local residents with mental health conditions receive parity of treatment and services with those given to patients with physical conditions? This is something which the Prime Minister has said he wants to see but seems to give no indication on how this will be funded. In her response it would be helpful if the Portfolio Holder for Housing, Health and Well-being could let the Council know whether she has any information on the finance question which may have been kept from the rest of us.”

- (10) Councillor B Gardner will ask the Leader of the Council, Councillor P A Watkins:

“At the July meeting of this Council, it was agreed that there would be an additional meeting of the Licensing Committee to consider all the representations sent in with regard to the licensing policy consultation. However, this meeting did not take place. Can the Leader of the Council tell members who made the decision to overrule the Council's decision and on what grounds?”

- (11) Councillor M R Eddy will ask the Portfolio Holder for Access and Licensing, Councillor N J Collor:

“Given that the sale of electric and ULEV cars has increased fourfold in the last year, could the Portfolio Holder for Access and Licensing outline the Council's policy regarding the installation of charging points?”

9 **STATE OF THE DISTRICT REPORT** (Pages 21 - 254)

To consider the attached report of the Leader of the Council.

10 **REVIEW OF STATEMENT OF LICENSING POLICY - LICENSING ACT 2003**
(Pages 255 - 329)

To consider the attached report of the Head of Regulatory Services.

11 **APPOINTMENT OF AN EAST KENT JOINT INDEPENDENT REMUNERATION PANEL** (Pages 330 - 336)

To consider the attached report of the Director of Governance.

12 **MOTIONS**

Motions for which notice has been given are listed on the agenda in the order in which notice was received, unless the Member giving notice states, in writing, that

they propose to move it at a later meeting or withdraw it.

If a Motion set out in the agenda is not moved by the Member who gave notice thereof it shall, unless postponed by consent of the Council, be treated as withdrawn and shall not be moved without fresh notice.

A Motion must be about matters for which the Council has powers or duties or which affects the District.

- (1) In accordance with Council Procedure Rule 13, Councillor G Rapley will move:

"This Council considers that the people of Dover should receive either a new or re-developed leisure centre within the town of Dover. Options should be explored for either re-developing the facility on the existing site, or for constructing a new facility on a suitable alternative site close to the town centre."

- (2) In accordance with Council Procedure Rule 13, Councillor A S Pollitt will move:

"This Council agrees that private sector housing in the UK needs more regulation and reform. Consequently this Council requests that Government brings in legislation to outlaw rooms smaller than 6.5 square metres being let as bedrooms in multiple occupation properties."

13 **URGENT BUSINESS TIME**

To consider any other items deemed by the Chairman of the Council to be urgent in accordance with the Local Government Act 1972.

Access to Meetings and Information

- Members of the public are welcome to attend meetings of the Council, its Committees and Sub-Committees. You may remain present throughout them except during the consideration of exempt or confidential information.
- All meetings are held at the Council Offices, Whitfield unless otherwise indicated on the front page of the agenda. There is disabled access via the Council Chamber entrance and a disabled toilet is available in the foyer. In addition, there is a PA system and hearing loop within the Council Chamber.
- Agenda papers are published five clear working days before the meeting. Alternatively, a limited supply of agendas will be available at the meeting, free of charge, and all agendas, reports and minutes can be viewed and downloaded from our website www.dover.gov.uk. Minutes will be published on our website as soon as practicably possible after each meeting. All agenda papers and minutes are available for public inspection for a period of six years from the date of the meeting.
- If you require any further information about the contents of this agenda or your right to gain access to information held by the Council please contact Rebecca Brough, Team Leader - Democratic Support, telephone: (01304) 872304 or email: rebecca.brough@dover.gov.uk for details.

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