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MINUTES OF PROCEEDINGS

At the meeting of the Council for the District of Dover held at the Council Offices, Whitfield on Wednesday, 4 March 2015 at 6.00 pm.

Present:

Chairman: Councillor S R Nicholas

Councillors:

J S Back	R J Frost	M J Ovenden
T J Bartlett	B Gardner	A S Pollitt
P M Beresford	D Hannent	J A Rook
T A Bond	P J Hawkins	M A Russell
P M Brivio	P G Heath	F J W Scales
B W Butcher	G J Hood	A R Smith
P I Carter	S J Jones	C J Smith
S S Chandler	P S Le Chevalier	J M Smith
N J Collor	S M Le Chevalier	R J Thompson
M D Conolly	G Lymer	P Walker
G Cowan	S C Manion	P M Wallace
M R Eddy	K E Morris	P A Watkins

Officers: Chief Executive
Director of Finance, Housing and Community
Director of Governance
Senior Accountant (Revenue and Treasury)
Head of Democratic Services
Team Leader – Democratic Support

78 APOLOGIES

Apologies for absence were received from Councillors B W Bano, J A Cronk, J H Goodwin, L A Keen, N S Kenton, K Mills and R S Walkden.

79 MINUTES

The Minutes of the meeting held on 28 January 2015 were approved as a correct record and signed by the Chairman.

80 DECLARATIONS OF INTEREST

The following declarations of interest were made by Members:

Councillor S S Chandler declared a Disposable Pecuniary Interest (DPI) in Minute No. 84 (Scrutiny Report on the Motion on Live Animal Exports) by reason of her husband being the director of a farming company that on occasion exported cattle for breeding purposes and withdrew from the meeting for the consideration of the item.

Councillor F J Scales declared a Disclosable Pecuniary Interest (DPI) in Minute No. 84 (Scrutiny Report on the Motion on Live Animal Exports) and withdrew from the meeting for the consideration of the item.

81 ANNOUNCEMENTS

There were no announcements.

82 LEADER'S TIME

The Leader of the Council, Councillor P A Watkins, included the following matters in his report:

- (a) That Councillor N S Kenton was at the 6th Annual Improvement and Efficiency Awards where Dover District Council was nominated for an award for Transformation in Waste and Environment.
- (b) That a decision had been made by the Secretary of State for Transport and the Secretary of State for Communities and Local Government to approve the Council's Compulsory Purchase Order for the Dover Town Investment Zone (DTIZ).

There would be surveys undertaken in preparation for the demolition and construction required on the site. The first item of demolition would be the multi-storey car park.

The risk of falling glass from Burlington House meant that St James' Street had been temporarily closed until it could be made safe.

There would continue to be meetings with key local stakeholders over how regeneration could continue to deliver in Dover post-DTIZ.

- (c) The three work streams of the Kent Resilience Group in respect of the effects of Operation Stack – (i) Freight, (ii) Lorry Park, and (iii) Traffic Management Issues arising from the volume of traffic – and how to deal with the impact on the local economy and the physical impact on Aycliffe residents. In addition, the Council was waiting on the Highways Agency for the dates set aside for highway verge maintenance (such as litter picking) which required lane closures of the M20 and A20.
- (d) That the Land Trust had taken over the Fort Burgoyne site with the potential for heritage skills apprentices in the future.

The Leader of the Opposition Group, Councillor M R Eddy, included the following matters in his report:

- (a) To welcome the news on the Council's recycling performance.
- (b) To welcome the progress on the Compulsory Purchase Order (CPO) progress for the Dover Town Investment Zone (DTIZ) and emphasise the importance of seeing the project to completion.
- (c) To join the Leader in expressing concern over the impact of Operation Stack and welcome the opportunity presented for the district by the appointment of a new Kent County Council Cabinet member for Environment and Transport, Councillor M Balfour.

- (d) To express support for local firms having access to the Port of Dover without having to travel to Maidstone to join the end of the queue for Operation Stack.
- (e) To suggest that the opportunity presented by Operation Stack to maintain the M20 / A20 verges as lanes were already closed be explored.
- (f) That with architectural conservation skills in great demand across the UK and Europe there was the potential for the district, which was first in Kent for heritage assets, to develop such a skill base locally.

In response the Leader of the Council stated:

- (a) That he welcomed the appointment of Councillor Balfour as the Kent County Council Cabinet Member for Environment and Transport.
- (b) That English Heritage was in a good position to develop heritage skills at Burgoyne Heights.
- (c) The importance of maintaining the momentum at Kent County Council level in addressing the traffic and economy issues arising from Operation Stack locally in the district.
- (d) The discussions taking place with NHS England over health and social care integration in Kent.

83 MOTION WITHOUT NOTICE TO CHANGE THE ORDER OF BUSINESS

Councillor S R Nicholas moved a Motion without notice in accordance with Council Procedure Rule 14 to change the order of business to make the Scrutiny Report on the Motion on Live Animal Exports the next item of business.

It was duly seconded and on being put to the vote it was:

RESOLVED: That the order of business be changed to make the Scrutiny Report on the Motion on Live Animal Exports the next item of business.

84 SCRUTINY REPORT ON THE MOTION ON LIVE ANIMALS EXPORTS

Councillor G J Hood introduced the scrutiny report on the Council Motion on Live Animal Exports.

It was moved by Councillor G J Hood and duly seconded

- (a) That the health and welfare of animals, including when in transport, be considered paramount.
- (b) That the Council write to the Secretary of State for Transport and the Secretary of State for Environment, Food and Rural Areas to urge an amendment to the Harbour, Docks and Piers Clause Act 1847 for the purpose of giving ports discretion in respect of accepting the transport of live animals for the purpose of slaughter.

By way of example it is suggested that a change to the Act along the following lines (as shown in *italics*) would facilitate this:

3. Interpretations in this and the special Act.

The word: "goods" shall include wares and merchandize of every description *except live animals*, and all articles in respect of which rates or duties are payable under the special Act.

33. Harbour, dock, and pier free to the public on payment of rate.

Upon payment of the rates made payable by this and the special Act, and subject to the other provisions thereof, the harbour, dock, and pier shall be open to all persons for the shipping and unshipping of goods, and the embarking and landing of passengers, *save that the undertakers have discretion to refuse use of the Harbour, Dock and Pier for the purpose of the export of live animals for slaughter.*

- (c) That the Council urge the responsible European and British authorities to better enforce existing regulations relating to the transport of live animals.
- (d) That the Council express its support for inspectors from the Royal Society for the Prevention of Cruelty to Animals (RSPCA) being granted access to work alongside officers from the Animal and Plant Health Agency (formerly the Animal Health and Veterinary Laboratories Agency) at all ports involving the export of live animals.

It was moved as an AMENDMENT by Councillor P A Watkins and duly seconded:

- (d) That the Council express its support for inspectors from the Royal Society for the Prevention of Cruelty to Animals (RSPCA) being granted access, *with agreement and under the supervision of* the Animal and Plant Health Agency (formerly the Animal Health and Veterinary Laboratories Agency) at all ports involving the export of live animals.

Councillor G J Hood, with the consent of his seconder and the meeting, agreed to accept the amendment.

It was put to the vote and

- RESOLVED: (a) That the health and welfare of animals, including when in transport, be considered paramount.
- (b) That the Council write to the Secretary of State for Transport and the Secretary of State for Environment, Food and Rural Areas to urge an amendment to the Harbour, Docks and Piers Clause Act 1847 for the purpose of giving ports discretion in respect of accepting the transport of live animals for the purpose of slaughter.

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85 SEAT ALLOCATION AND GROUP APPOINTMENTS

There were no items of business.

86 QUESTIONS FROM THE PUBLIC

There were no questions received.

87 LONG SERVICE AWARD PRESENTATION

The Chief Executive presented Long Service Awards to the following Members:

- (a) Councillor G J Hood for 39 years of continuous service from 1976 to 2015.
- (b) Councillor S R Nicholas for 27 years of service from 1987 to 2015.
- (c) Councillor C J Smith for 23 years of service from 1987 to 2015.

The Leader of the Council, Councillor P A Watkins, and the Opposition Leader, Councillor M R Eddy, spoke to the service and character of each of the recipients.

RESOLVED: That the award of Long Service Awards be noted.

88 REVISIONS TO THE MEMBERS' ALLOWANCE SCHEME

The Team Leader – Democratic Support presented the report on Revisions to the Members Allowance Scheme.

It was moved by Councillor P A Watkins, duly seconded and

RESOLVED: That the Members' Allowance Scheme 2015/16 as set out in Appendix 1 of the report be made.

89 PAY POLICY STATEMENT 2015/16

The Director of Governance presented the Pay Policy Statement 2015/16.

It was moved by Councillor S R Nicholas, duly seconded and

RESOLVED: That the Pay Policy Statement set out at Appendix 1 to this report be approved and published on the Council's website.

90 BUDGET

The Director of Finance, Housing and Community gave a presentation to the Council on the Budget and Medium Term Financial Plan.

It was moved by Councillor M D Conolly, duly seconded and

RESOLVED: (a) That the General Fund Revenue Budget, the Capital and Special Projects Programmes, the Housing Revenue Account Budget, the Council Tax Resolution and the content of the MTFP be approved.

(b) That the view of the Director of Finance, Housing & Community (Section 151 Officer) that the budget has been prepared in an appropriate and prudent manner and that, based upon the information available, the budgets are robust and the estimated General Fund and Housing Revenue Account balances and reserves are considered adequate for the Council's current spending plans be noted.

(c) That the various Council recommendations at the end of the sections within the attached budget and MTFP, and summarised in Annex 14 to Appendix 1, are approved as follows:

- (i) Approve the General Fund Revenue Budget for 2015/16 and the projected outturn for 2014/15.
- (ii) Approve the policies and protocols regarding the General Fund balances and earmarked reserves, and transfers between reserves as set out in Annex 6 of the report.
- (iii) Approve the 2014/15 Projected Outturn and the 2015/16 Housing Revenue Account budget at Annex 7 of the report.
- (iv) Delegate to Cabinet the approval of individual projects to be financed by the HIR.
- (v) Approve the Capital and Special Projects programmes.

- (vi) Approve that capital resources required to finance new projects are secured before new projects commence.
- (vii) Approve the Treasury Management Strategy, including the Prudential Indicators and Minimum Revenue Provision Statement.
- (viii) Approve the Council Tax Resolution as set out at Annex 10A of the report.
- (ix) That it be noted that, if the formal Council Tax Resolution at Annex 10A of the report is approved, the total Band D Council Tax will be as set out at Annex 14 of the report.

The manner of voting was as followed:

FOR

J S Back
 T J Bartlett
 P M Beresford
 T A Bond
 B W Butcher
 P I Carter
 S S Chandler
 N J Collor
 M D Conolly
 R J Frost
 D Hannent
 P G Heath
 P S Le Chevalier
 S M Le Chevalier
 G Lymer
 S C Manion
 K E Morris
 M J Ovenden
 J A Rook
 M A Russell
 F J W Scales
 C J Smith
 P A Watkins

AGAINST

P M Brivio
 G Cowan
 M R Eddy
 B Gardner
 P J Hawkins
 G J Hood
 S J Jones
 A S Pollitt
 A R Smith
 J M Smith
 R J Thompson
 P Walker
 P M Wallace

ABSTAIN

S R Nicholas

91 URGENT BUSINESS TIME

There were no items of urgent business.

The meeting ended at 8.25 pm