



BURNLEY BOROUGH COUNCIL

BURNLEY TOWN HALL

Wednesday 5th February 2014

PRESENT

MEMBERS

His Worshipful The Mayor (Councillor Frank Cant) in the Chair;

Councillors Baker, Barker, Birtwistle, Briggs, Brindle, Bullas, Campbell, Chaudhary, Cooper, Cunningham, Fifield, Foster, Frayling, Frost, Greenwood, Harbour, Harrison, Heginbotham, Hussain, Isherwood, Johnstone, Kelly, Kennedy, Wajid Khan, Large, Martin, Monk, Mottershead, Newhouse, Pate, Porter, Reynolds, Royle, Stringer, Sumner, Tatchell, Towneley, Townsend

OFFICERS

Steve Rumbelow	-	Chief Executive
Mick Cartledge	-	Director of Community Services
Mike Cook	-	Director of Economic Regeneration
Tom Forshaw	-	Head of Chief Executive's Office
David Wilcock	-	Head of People, Law and Regulation
Jeremy Richards	-	Communications Officer
Imelda Grady	-	Democracy Officer
Elaine Newsome	-	Democracy Officer
David Farrar	-	Mayors Officer

50. Minutes

RESOLVED The Minutes of the meeting of the Council held on the 18th December 2013 were confirmed and signed by the Chair.

51. Declarations of Interest

Councillors Tatchell and Monk declared Other Interests (Personal) in Minute No. 56 relating to the appointment of Mayor and Deputy Mayor for 2014/15.

52. Public Question Time

Mr J Rowe addressed the Council under the Request to Speak Policy on Woodtop School.

53. Delegation of Licensing Committee Functions

Consideration was given to the delegation of the Licensing Committee's functions (excluding the power to make or recommend policy and fee setting) with respect to taxis, to the Licensing Sub Committee.

An amended motion was moved by Councillor Howard Baker and seconded by Councillor Julie Cooper

1. That the provisions with respect to taxis, set out in Part 3 of the Constitution and vested in the Licensing Committee, be delegated to the Licensing Sub Committee, consisting of 7 Members, subject to the usual quoracy provisions i.e. one third of the Members of the Sub Committee; and
2. That the Monitoring Officer be granted delegated authority to make all necessary consequential amendments to the Constitution of the Council.

An amendment was moved by Councillor Isherwood and seconded by Councillor Towneley

That the preferred option be Option B: introducing two meetings per cycle

On being put to the vote the amendment was declared to be lost.

On being put to the vote, the amended motion as moved by Councillor Baker and seconded by Councillor Cooper became the substantive motion and was declared to be carried and it was **RESOLVED** accordingly.

54. Officer delegation: Taxi Driver Licence Revocations

Consideration was given to the revision of the officer delegations in light of case law.

An amended motion was moved by Councillor Howard Baker and seconded by Councillor Julie Cooper

That Council delegates to the Head of People, Law and Regulation (or in their absence the Environmental Health and Licensing Manager) in consultation with the Chair (or in their absence Vice Chair) of the Licensing Committee, the power to suspend or revoke a Hackney Carriage/Private Hire Drivers Licence with immediate effect in the interests of public safety. Such action will be reserved only for the most serious situations. All other matters falling under Section 61 (1) of the Local Government (Miscellaneous Provisions) Act 1976 where public safety is not a factor will continue to be referred to the Committee for

decision.

On being put to the vote the amended motion was declared to be carried and it was **RESOLVED** accordingly.

55. Localism Act 2011 Pay Policy Statement

Consideration was given to the Council's Pay Policy Statement 2014/15 which is required to be published prior to the end of March each year.

RESOLVED That approval be given to the Pay Policy Statement for 2014/15.

56. Appointment of Mayor and Deputy Mayor 2014/15

Consideration was given to the appointment of Mayor and Chairman and Deputy Mayor and Vice Chairman of the Council for the Municipal Year 2014/15.

RESOLVED That the position on the appointment of the Mayor and Chairman and Deputy Mayor and Vice Chairman of the Council for the Municipal Year 2014/15 be noted.

57. Appointment of Vice Chairs to Committees for the 2013/14 Municipal Year

Consideration was given to the appointments of a Vice Chair for the Resources Scrutiny Committee and a Vice Chair for the Licensing Committee for the remainder of the 2013/14 Municipal Year.

RESOLVED

1. That Councillor Marcus Johnson be appointed Vice Chair of the Resources Scrutiny Committee.
2. That Councillor John Fifield be appointed Vice Chair of the Licensing Committee.

58. Delegated decision by the Leader

In compliance with the Constitution, Council received for noting, details of a decision that had been made by the Leader in relation to Part 3 (Executive Functions) of the Council's scheme of delegation relating to the Scrap Metal Dealers Act (SMDA) 2013.

RESOLVED That the decision be noted.

59. Strategic Plan Progress Reports

RESOLVED That the Strategic Plan Progress Reports of Executive Members be noted.

60. Exclusion of the Public

RESOLVED That the public be excluded from the meeting before discussion takes place on the following item of business on the grounds that in view of the nature of the business to be transacted, if the public were present there would be a disclosure to them of exempt information within the meaning of Part VA of the Local Government Act 1972 relating to the financial or business affairs of any particular person (including the authority holding that information) .

61. Prairie Sports Village Development

With reference to Minute 102 (14th January 2014) of the Executive consideration was given to the next stages of the Prairie Sports Village Development

RESOLVED That approval be given for the project to be included in the Capital Programme for both 2013/14 and 2014/15 to allow for the construction of the synthetic pitch within this financial year and for the construction of the pavilion and driving range in 2014/15.