

To: All Members of the Council

Robin Pellow
Head of Democratic and Legal Services

When calling please ask for: Emma McQuillan

Direct line: 01483 523351

Calls may be recorded for training or monitoring

E-mail: emma.mcquillan@waverley.gov.uk

Date: 5 October 2012

Dear Councillor

COUNCIL MEETING – 16 OCTOBER 2012

A MEETING of the WAVERLEY BOROUGH COUNCIL will be held in the COUNCIL CHAMBER, COUNCIL OFFICES, THE BURYS, GODALMING on **TUESDAY, 16 OCTOBER 2012** at **7.00 p.m.** and you are hereby summoned to attend this meeting.

The Agenda for the Meeting is set out below.

Yours sincerely

Chief Executive

This meeting will be webcast from the conclusion of Informal Question Time and can be viewed by visiting www.waverley.gov.uk

AGENDA

1. **INFORMAL QUESTION TIME**

The Mayor to receive any informal questions from members of the public (for a maximum of 15 minutes), before the start of the formal meeting.

2. **MINUTES**

To confirm the Minutes of the Council Meeting held on 17 July 2012 ([herewith](#)).

3. **APOLOGIES FOR ABSENCE**

The Mayor to report apologies for absence.

4. DISCLOSURE OF INTERESTS

To receive from Members declarations of interest in relation to any items included on the agenda for this meeting in accordance with the new Waverley Code of Local Government Conduct.

5. MAYOR'S ANNOUNCEMENTS

6. QUESTIONS FROM MEMBERS OF THE PUBLIC

To answer the following question received from Mr Jerry Hyman of Farnham in accordance with Procedure Rule 10:-

"Mr Mayor,

At the September meeting of the Executive, in response to an informal public question, the Portfolio Holder for East Street denied that the 'Developer Contract' allows for a 'partial scheme'. I can only assume that the Portfolio Holder is unaware that the Contract states at paragraph 3.3.1:

"The Site Assembly Condition is:

3.3.1.1 subject to clause 3.3.2 the acquisition by the Council (at its own cost) or by the Developer (at its own cost) by private treaty of the Iceland Site and the Greene King Pub (if required as part of the development) and the Health Trust Land or if applicable pursuant to the CPO Indemnity Agreement the confirmation by the Secretary of State of a Compulsory Purchase Order relating to the Iceland Site, the Greene King Pub and/or the Health Trust Land..."

The Contract clearly states that it is conditional upon "..the acquisition ... of the Iceland Site and the Greene King Pub (if required as part of the development)...".

Logically, if acquisition of the F&C and Greene King land is an absolute requirement in the terms of the Contract, then it would not say "...

IF required as part of the development".

The Contract explicitly envisages and allows for circumstances in which the F&C and Greene King sites are not part of the development. Does the Council therefore accept that it is true to say that the Contract allows for a partial scheme? If not, then what is your justification?

Thank you."

7. QUESTION TIME

To answer any questions received in accordance with Procedure Rule 11.2.

8. MOTIONS

To receive any motions submitted in accordance with Procedure Rule 12.1.

9. MINUTES OF THE EXECUTIVE AND COMMITTEES

- (a) To receive the minutes of the meetings of the Executive held on:-
- (i) 4 September 2012 (herewith - coloured grey); and
 - (ii) 2 October 2012 (herewith – coloured grey);
- (b) To receive the minutes of the meetings of the Joint Planning Committee held on:-
- (i) 1 August 2012 (herewith – coloured yellow); and
 - (ii) 6 August 2012 (herewith - coloured yellow);
- (c) To receive the minutes of the meeting of the Audit Committee held on 18 September 2012 (herewith - coloured bright blue); and
- (d) To receive the minutes of the meetings of the Licensing and Regulatory Committee held on:-
- (i) 27 September 2012 (herewith - coloured bright green); and
 - (ii) 4 October 2012 (herewith – coloured bright green).

10. EXCLUSION OF PRESS AND PUBLIC

To consider the following motion, to be moved by the Mayor, where appropriate:-

That pursuant to Procedure Rule 20 and in accordance with Section 100A(4) of the Local Government Act 1972, the press and public be excluded from the meeting during consideration of any matter on this agenda on the grounds that it is likely, in view of the nature of the business to be transacted or the nature of the proceedings, that if members of the public were present during the item(s), there would be disclosure to them of exempt information (as defined by Section 100I of the Act) of the description specified in the appropriate paragraph(s) of the revised Part I of Schedule 12A of the Local Government Act 1972 (to be identified at the meeting).

Most of our publications can be provided in alternative formats. For an audio version, large print, text only or a translated copy of this publication, please contact committees@waverley.gov.uk or call 01483 523351