

To: All Members of the Council

Emma McQuillan, Democratic Services  
Manager

**Policy and Governance**

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Date: 15 May 2015

Dear Councillor

**ANNUAL COUNCIL MEETING - TUESDAY, 26 MAY 2015**

The Annual MEETING of the WAVERLEY BOROUGH COUNCIL will be held in the COUNCIL CHAMBER, COUNCIL OFFICES, THE BURYS, GODALMING on **TUESDAY, 26 MAY 2015 at 7.00 pm** and you are hereby summoned to attend this meeting.

The Agenda for the Meeting is set out below.

Yours sincerely

ROBIN TAYLOR

Head of Policy and Governance

**This meeting will be webcast and can be viewed by visiting [www.waverley.gov.uk](http://www.waverley.gov.uk)**

**AGENDA**

1. **ELECTION OF MAYOR**

To elect the Mayor for the ensuing Council year (2015/2016).

2. **MAYOR TO MAKE DECLARATION OF ACCEPTANCE OF OFFICE**

3. **APOLOGIES FOR ABSENCE**

The Mayor to report apologies for absence.

4. **APPOINTMENT OF DEPUTY MAYOR**

To appoint the Deputy Mayor for the ensuing Council year.



INVESTOR IN PEOPLE



5. DEPUTY MAYOR TO MAKE DECLARATION OF ACCEPTANCE OF OFFICE

6. VOTE OF THANKS TO RETIRING MAYOR

7. MINUTES (Pages 5 - 8)

To confirm the Minutes of the Council meeting held on 14 April 2015 (herewith).

8. MAYOR'S ANNOUNCEMENTS

9. ELECTION OF LEADER

To elect the Leader of the Council for the Term of the Council 2015-2019.

10. APPOINTMENT OF EXECUTIVE AND DEPUTY LEADER

The Leader of the Council appoints the Deputy Leader and members of the Executive for the forthcoming Council year. The Executive comprises of the Leader and Deputy Leader of the Council and up to eight other members of the majority political group. The allocation of portfolios for 2015/16 as notified by the Leader will follow. In accordance with the constitution, the Leader will appoint the Deputy Leader of the Council for the duration of the Leader's term of office until May 2019.

Recommendation

**The Council is invited to note the appointment of the Members of the Executive for 2015/16, as attached, and the appointment of the Deputy Leader of the Council for the duration of the Leader's term of office.**

11. LOCAL GOVERNMENT AND HOUSING ACT 1989 LOCAL GOVERNMENT (COMMITTEES AND POLITICAL GROUPS) REGULATIONS 1990 (Pages 9 - 12)

To appoint to Committees for the forthcoming Council year, details of which are To Follow.

Recommendation

**It is recommended that**

1. **the principal Committees and the Area Planning Committees, together with the Surrey County Council Local Committee, Standards Panel, Appeals Panel and Emergency Advisory Group for the year 2015/2016, be constituted as indicated in Annexe 1 – To Follow; and**
2. **[Licensing and Regulatory Committee members only] the Licensing (General Purposes) and Licensing Act Sub-Committees be constituted as indicated in Annexe 2 – To Follow.**

12. WAVERLEY APPOINTMENTS 2015-2017

To agree appointments to the following roles at Waverley Borough Council:-

Historic Environment Champion  
Design Champion  
Community Covenant Champion

[NB. The Community Covenant Champion for Waverley will be put forward as the Waverley nomination to the Surrey Leaders' Group appointment to the Surrey Civilian Military Partnership Board].

13. NOMINATIONS TO SURREY LEADERS' GROUP OUTSIDE BODIES

Each year the Surrey Leaders' Group invites Districts/Boroughs to submit nominations for members to represent their authority on a number of outside bodies. The Surrey Leaders' Group has invited Waverley to make nominations to the following vacancies and the Council will be advised of any councillors who have expressed an interest in being put forward as a nomination for Waverley:-

**Councillor Nominations**

(to be updated at the meeting)

SCC Health Scrutiny Select Committee

High Sheriff's Award

Surrey Pension Fund Board

South East Reserve Forces and Cadets  
Association

Active Surrey Sports Partnership Board

Surrey Civilian Military Partnership Board

14. 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).

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MINUTES of the WAVERLEY  
BOROUGH COUNCIL held in  
the Council Chamber, Council  
Offices, The Burys, Godalming  
on 14 April 2015 at 7.00 pm

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## Present

Cllr Liz Wheatley (Mayor)	Cllr Martin Lear
Cllr Mike Band (Deputy Mayor)	Cllr Nicky Lee
Cllr Brian Adams	Cllr Denis Leigh
Cllr Maurice Byham	Cllr Peter Martin
Cllr Elizabeth Cable	Cllr Tom Martin
Cllr Carole Cockburn	Cllr Stephen Mulliner
Cllr Jim Edwards	Cllr David Munro
Cllr Brian Ellis	Cllr Stephen O'Grady
Cllr Patricia Ellis	Cllr Donal O'Neill
Cllr Jenny Else	Cllr Julia Potts
Cllr Mary Forszewski	Cllr Wyatt Ramsdale
Cllr Richard Gates	Cllr Stefan Reynolds
Cllr Michael Goodridge	Cllr Stewart Stennett
Cllr Tony Gordon-Smith	Cllr Chris Storey
Cllr Jill Hargreaves	Cllr Jane Thomson
Cllr Christiaan Hesse	Cllr Simon Thornton
Cllr Peter Isherwood	Cllr John Ward
Cllr Diane James	Cllr Keith Webster
Cllr Carole King	Cllr Nick Williams
Cllr Robert Knowles	Cllr Andrew Wilson

## Apologies

Cllr Paddy Blagden, Cllr Pat Frost, Cllr Lynn Graffham, Cllr Stephen Hill, Cllr Nicholas Holder, Cllr Simon Inchbald, Cllr Bryn Morgan, Cllr Elliot Nichols, Cllr Jennifer O'Grady, Cllr Adam Taylor-Smith, Cllr Brett Vorley and Cllr Ross Welland

Prior to the commencement of the meeting, prayers and a minute's silence in memory of Cllr Gillian Beel were led by the Reverend Sally Davies.

### 57/14 MINUTES (Agenda item 1.)

The Minutes of the Meeting of the Council held on 17 February 2015 were confirmed and signed.

### 58/14 APOLOGIES FOR ABSENCE (Agenda item 2.)

Apologies for absence were received from Cllrs Paddy Blagden, Pat Frost, Lynn Graffham, Stephen Hill, Nicholas Holder, Simon Inchbald, Bryn Morgan, Jennifer O'Grady, Elliot Nichols, Adam Taylor-Smith, Brett Vorley and Ross Welland.

### 59/14 DECLARATIONS OF INTEREST (Agenda item 3.)

There were no interests declared under this heading.

60/14 MAYOR'S ANNOUNCEMENTS (Agenda item 4.)

The Mayor informed the Council of a number of events that she had attended since the last meeting, including the opening of new social housing schemes, raising of the commonwealth flag and a service at Stanwell to mark the signing of the Magna Carta. The Mass Bands Extravaganza for the Mayor's Charity had been held which was very well attended.

On behalf of Waverley, the Mayor went on to thank those members of the Council who were not seeking re-election for their valuable contribution. She named the fifteen councillors who would be standing down after 1, 2 or 3 terms and exceptionally Cllr Richard Gates who had served twenty years on the Council and fulfilled various roles including Leader of the Council, Executive Portfolio Holder, Chairman of Committees and Mayor of Waverley.

61/14 QUESTIONS FROM MEMBERS OF THE PUBLIC (Agenda item 5.)

The following questions were received from members of the public in accordance with Procedure Rule 10:

i. from Mr Price

"Who is the present appointed Heritage Champion for WAVERLEY and when was the appointment made?"

The Leader of the Council gave the following reply:-

"Cllr Nick Holder was Waverley's Heritage Champion for some years but the position is currently vacant. We will be appointing to this position, along with a number of other appointments, after the elections in May".

ii. from Mr Jerry Hyman of Farnham

"The evidence from Visitor Surveys suggests that SANGs are having the opposite effect to intended, as visitor numbers to the TBHSPA have increased since 2005. Of course, common sense and principles indicated that would happen, but in hot pursuit of East Street and cramming Farnham, Waverley led the 13 'TBHSPA-affected' planning authorities to adopt the SANG strategy at the SEP EiP TBHSPA technical sessions in 2006/7.

Clearly this poses a very real threat of unmitigated disaster to endangered bird species, and even Natural England say they have no evidence that SANGs are effective. As we know, the NPPF and the law demand "convincing" evidence that the cumulative effect of development must not cause any significant harmful impact on the *protected species populations and their habitats*.

If this Council has any real evidence that the SANG strategy is not counter-productive, where can that evidence be found?"

The Executive Portfolio Holder for Planning, Cllr Brian Adams, responded:-

“It is worth clarifying that the SPA avoidance strategy is provided to enable the delivery of housing without having a significant effect on the SPA. The issue, therefore, is to demonstrate that there has not been an increase in recreational pressure *as a result of new housing development*. This is a different test to assessing whether visitor numbers overall have increased.

The Visitor Survey notes that although the total number of people counted entering the SPA at the survey locations was 10% higher than in 2005, the differences were not however significant and fall within the limits of what could be expected by chance’. The report further states Para. 3.58 that *‘Statistically there is no evidence of a real change in visitor numbers, and the 10% increase in the total count of visitors between 2005 and 2012/13 (Table 26) should be attributed to either location specific factors or unquantifiable sampling variation.’*

It is also worth highlighting that consideration of the effectiveness of the SPA avoidance strategy also needs to take into account the full range of mitigation measures. This includes access management – eg wardening on the SPA – which has now commenced. The wardens’ role includes promoting a positive conservation message to SPA visitors, encouraging responsible dog walking, and promoting the suite of SANGs to SPA users as alternative sites. This is an important element of the strategy and as part of this new initiative, the project will be identifying and refining measures of success to judge the effectiveness of access management measures on the ground.

Your view therefore that the SANG and delivery framework is ineffective is premature, based on a partial analysis of Natural England’s conclusions and is not supported by the evidence they have gathered.”

#### 62/14 QUESTION TIME (Agenda item 6.)

A question was submitted in accordance with Procedure Rule 11.2 by Cllr Bryn Morgan:-

“Given the highly controversial manner in which the Farnham Brightwells Scheme at East Street has evolved, the continuing unpopularity of the proposed development with the majority of local Farnham residents, the ineffective waste of millions of pounds of council taxpayers’ funds, the very radical proposals for the development of the adjacent Woolmead site, and no likelihood for the foreseeable future that the current CNS scheme will find anything like the required funding to be viable, will the Leader either confirm that this scheme is now a dead duck or that it remain suspended until a full re-appraisal can be undertaken by the new Council following next month’s elections?”

In the absence of Cllr Morgan, the Leader of the Council undertook to send him a written reply with the answer.

#### 63/14 MINUTES OF THE EXECUTIVE (Agenda item 8.)

It was moved by the Chairman of the Executive, duly seconded and

RESOLVED that the Minutes of the Meetings of the Executive held on 3 and 31 March 2015 be approved and the recommendations contained therein adopted.

64/14 MINUTES OF THE JOINT PLANNING COMMITTEE (Agenda item 9.)

It was moved by the Chairman of the Committee, duly seconded and

RESOLVED that the Minutes of the Meetings of the Joint Planning Committee held on 18 February, 30 March and 1 April 2015 be approved.

65/14 MINUTES OF THE LICENSING AND REGULATORY COMMITTEE (Agenda item 10.)

It was moved by the Vice-Chairman of the Committee, duly seconded and

RESOLVED that the Minutes of the Licensing and Regulatory Committee held on 19 March 2015 be approved and the recommendation contained therein adopted.

66/14 MINUTES OF THE AUDIT COMMITTEE (Agenda item 11.)

It was moved by the Chairman of the Committee, duly seconded and

RESOLVED that the Minutes of the Meeting of the Audit Committee held on 23 March 2015 be approved.

The meeting concluded at 8.01 pm

Mayor



## WAVERLEY BOROUGH COUNCIL

### ANNUAL COUNCIL MEETING - 26 MAY 2015

11. LOCAL GOVERNMENT AND HOUSING ACT 1989  
LOCAL GOVERNMENT (COMMITTEES AND POLITICAL GROUPS)  
REGULATIONS 1990

11.1 The Council is under a duty to review the allocation of seats on the principal Committees, namely the two Overview and Scrutiny Committees and the Regulatory Committees, i.e. the Licensing and Regulatory Committee and the Joint Planning Committee, at, or as soon as practicable after, the Annual Meeting of the Council. Calculations giving the allocation of seats are set out at paragraph 11.3 below.

11.2 The Conservative Group and the Farnham Residents' Group are both registered under the provisions of the Local Government and Housing Act 1989. There is one Independent Member of the Council. The political breakdown of the Council is now as follows:-

Conservative Group	Farnham Residents' Group	Independent
53	3	1

11.3 To calculate the allocation of seats on principal committees, it is necessary to proceed as follows:-

- (i) Total number of seats on all relevant committees – 72
- (ii) Proportion that each registered political group forms of the total membership of the Authority in accordance with the above registration:-

Conservative Group	Farnham Residents' Group	Independent
92.98 %	5.26 %	1.75 %

- (iii) Apply proportions to the relevant committees to arrive at a total share of seats:-

Conservative Group	Farnham Residents' Group	Independent
67 (by rounding)	4 (by rounding)	1 (by rounding)

- (iv) Apply proportions to each principal committee to give a provisional entitlement:-

Committee	No. of Seats	Conservative Group	Farnham Residents' Group	Independent
Overview and Scrutiny:				
1. Corporate	15	14	1	0
2. Community	15	14	1	0
Others:				
4. Licensing & Regulatory Committee	12	11	1	0
5. Joint Planning Committee	23	21	1	1
6. Audit	7	7	0	0
	<u>72</u>	<u>67</u>	<u>4</u>	<u>1</u>
Standards Panel	8	8	1*	

\* At the Annual Council Meeting on 13 May 2014, it was agreed that one additional place on the Standards Panel be offered on an ex-officio basis to the Principal Opposition Group Leader.

- 11.4 It is necessary to re-appoint the Waverley members on the Surrey County Council Local Committee for Waverley (serviced by the County Council) on which Waverley has an entitlement of nine seats. This appointment is not subject to the political proportionality calculations.

<u>Committee</u>	<u>No. of Seats</u>	<u>Conservative Group</u>	<u>Farnham Residents' Group</u>	<u>Independent</u>
SCC Local Committee	9	9	0	0

- 11.5 It is also necessary to reappoint to the four Area Planning Committees, the entitlements for each being as follows:-

<u>Committee</u>	<u>No. of Seats</u>	<u>Conservative Group</u>	<u>Farnham Residents' Group</u>	<u>Independent</u>
1. Central Area Planning	13	13	0	0
2. Eastern Area Planning	12	12	0	0
3. Southern Area Planning	10	10	0	0
4. Western Area Planning	13	12	2	1

[NB. The number of seats on each of the Area Planning Committees listed above excludes the additional place taken by the Chairman or Vice-Chairman.]

- 11.6 In addition to the above Committees, there is also the Emergency Advisory Group currently comprising four members and the Appeals Panel comprising four members from a pool of 12. The proposed composition of these Committees is set out at Annexe 1 – To Follow. (Appointments to Special Interest Groups and to Outside Bodies will be dealt with at the Executive meeting on 9 June 2015).
- 11.7 Members of the Licensing and Regulatory Committee are required to agree the constitution of the Licensing (General Purposes) Sub-Committee and the Licensing Act Sub-Committees, details of which are set out at Annexe 2 – To Follow.

#### Recommendation

#### **It is recommended that**

- 1. the principal Committees and the Area Planning Committees, together with the Surrey County Council Local Committee, Standards Panel, Appeals Panel and Emergency Advisory Group for the year 2015/2016, be constituted as indicated in Annexe 1 – To Follow; and**
- 2. [Licensing and Regulatory Committee members only] the Licensing (General Purposes) and Licensing Act Sub-Committees be constituted as indicated in Annexe 2 – To Follow.**

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