



MEETING OF THE
ANNUAL COUNCIL

TO BE HELD ON

THURSDAY 19th MAY, 2016

AT 7.00 p.m.

**IN THE COUNCIL CHAMBER AT NELSON
TOWN HALL**

(For further information please contact **Jane Watson** on telephone 661648)

**PHILIP MOUSDALE
CORPORATE DIRECTOR**

If you would like this information in a way which is better for you, please telephone us.



اگر آپ یہ معلومات کسی ایسی شکل میں چاہتے ہیں، جو کہ
آپ کے لئے زیادہ مفید ہو تو براہ مہربانی ہمیں بتائیے۔

Under the Openness of Local Government Bodies Regulations 2014, people attending open meetings can film, audio record, take photographs or use social media. Oral commentary is not allowed during meetings as it would be disruptive. If you are attending a meeting, you need to be aware that you may be filmed by others attending. This is not within our control.

A G E N D A

1. ELECTION OF MAYOR OF THE BOROUGH

Mover : Councillor
Seconder : Councillor
Supported by : Councillor

MOTION: That Councillor Rosemary Carroll be hereby elected Mayor of the Borough for the Municipal Year 2016/17.

Councillor Rosemary Carroll to make the Declaration of Acceptance of Office as required by law.

Councillor Nawaz Ahmed to vacate the Chair in favour of the Mayor.

Speech by The Worshipful the Mayor.

2. MINUTES OF COUNCIL

Mover : Councillor Nawaz Ahmed
Seconder : The Worshipful the Mayor

Enc. MOTION: That the Minutes of the meeting of the Council held on 23rd March, 2016 copies having been circulated, be approved as a correct record and signed by the Mayor.

3. VOTE OF THANKS TO THE RETIRING MAYOR

Mover : Councillor
Seconder : Councillor
Supported by : Councillor

MOTION: That the best thanks of the Council be hereby tendered to Councillor Nawaz Ahmed, Mrs. Azmat Ahmed and Miss Uzma Ahmed for their services as Mayor and Mayoresses during their term of office.

The Worshipful the Mayor will present commemorative badges of office to Councillor Nawaz Ahmed, Mrs. Azmat Ahmed and Miss Uzma Ahmed.

Speech by the retiring Mayor.

4. APPOINTMENT OF DEPUTY MAYOR OF THE BOROUGH

Mover : Councillor
Seconder : Councillor
Supported by : Councillor

MOTION: That Councillor David Whalley be hereby appointed Deputy Mayor of the Borough for the Municipal Year 2016/17.

Councillor David Whalley to make the Declaration of Acceptance of Office as required by law.

Speech by the Deputy Mayor.

5. MAYOR'S ALLOWANCE

Mover : Leader of the Council
Seconder : Deputy Leader of the Council

MOTION: That an allowance of £5,130 be paid to the Mayor for the purpose of enabling him to meet the expenses of the office and that such allowance be paid to the credit of the Mayor at the Council's Bankers and any credit balance remaining at the date of the next Annual Meeting of the Council be re-appropriated to the Council's Account.



6. DECLARATIONS OF INTEREST

Members are reminded of the legal requirements concerning the declaration of interests.

A Member must declare a disclosable pecuniary interest which he/she has in any item on the agenda. A Member with a disclosable pecuniary interest in any item may not participate in any discussion of the matter at the meeting and must not participate in any vote taken on the matter at the meeting.

In addition the Council's Standing Orders require a Member with a disclosable pecuniary interest to leave the room where the meeting is held while any discussion or voting takes place.

7. VOTE OF NO CONFIDENCE

To be moved by Councillor J. Cooney, seconded by Councillor P. White:

- (a) this Council has no confidence in the way the Leader, Councillor M. Iqbal, is leading the Council;
- (b) as a result the Leader, Councillor M. Iqbal, be removed from office with immediate effect.

8. LOCAL GOVERNMENT AND HOUSING ACT, 1989 – POLITICAL BALANCE RULES

Whenever the allocation of seats on Committees is reviewed the Council is required to apply the statutory political balance rules.

The rules apply to the Overview and Scrutiny Committees, Development Management Committee, Licensing Committee, Taxi and Other Licensing Committee and the Accounts and Audit Committee. They do not apply to the Area Committees or the Executive.

Enc. Attached is a note on the review.

9. COMMITTEE STRUCTURE

Enc. To consider the attached report from the Corporate Director.

10. APPOINTMENT TO COMMITTEES

To consider the appointment of Members to Committees for the Municipal Year 2016/17. The current committees are as follows:

(a) Area Committees

(N.B. Further co-options can be made by Area Committees under Article 10 of the Council's Constitution).

Barrowford and Western Parishes Committee

The Members of the Council for the Borough Wards of:

Barrowford
Blacko and Higherford
Higham and Pendleside
Old Laund Booth

Co-opted – The Chairman (or named substitute) of:

Barley with Wheatley Booth Parish Council
Barrowford Parish Council
Goldshaw Booth Parish Council
Higham with West Close Booth Parish Council
Old Laund Booth Parish Council
Roughlee Booth Parish Council

Brierfield and Reedley Committee

The Members of the Council for the Borough Wards of:

Brierfield
Reedley

Co-opted – The Chairman (or named substitute) of:

Brierfield Town Council
Reedley Hallows Parish Council

Colne and District Committee

The Members of the Council for the Borough Wards of:

Boulsworth
Foulridge
Horsfield
Vivary Bridge
Waterside

Co-opted – The Chairman (or named substitute) of:

Colne Town Centre Forum
Colne Town Council
Foulridge Parish Council
Laneshaw Bridge Parish Council
Trawden Forest Parish Council

Nelson Committee

The Members of the Council for the Borough Wards of:

Bradley
Clover Hill
Marsden
Southfield

Co-opted – The Chairman (or named substitute) of:

Nelson Town Centre Partnership
Nelson Town Council

Walverden
Whitefield

West Craven Committee

The Members of the Council for the Borough Wards of:

Coates
Craven
Earby

Co-opted – The Chairman (or named substitute) of:

Barnoldswick Town Council
Bracewell and Brogden Parish Meeting
Barnoldswick Chamber of Trade
Earby Town Council
Kelbrook and Sough Parish Council
Salterforth Parish Council

(b) Licensing Committee – a politically balanced Committee of 15 Members

(c) Taxi and Other Licensing Committee - a politically balanced Committee of 8 Members

(d) Scrutiny Management Team – a politically balanced Committee of 11 Members

Scrutiny Management Team will appoint Task and Finish Panels as necessary.

Such Panels need not be politically balanced and will appoint Chairmen from their number. The Scrutiny Management Team will oversee this process, inviting Scrutiny Members to indicate their preferences as to which panels they would like to be on.

(e) Development Management Committee – a politically balanced Committee of 11 Members

(f) Accounts and Audit Committee – a politically balanced Committee of 5 Members

11. APPOINTMENT OF CHAIRMEN OF THE ABOVE COMMITTEES

To appoint Chairmen of the above Committees (other than Area Committees which appoint their own Chairmen).

12. DATES AND TIMES OF COUNCIL MEETINGS – 2016/17

Mover : The Worshipful the Mayor
Seconder : The Deputy Mayor

MOTION: (1) That meetings of the Full Council be held on the following dates:

14th July, 2016
20th October, 2016
15th December, 2016
16th February, 2017 (Special Budget meeting)
23rd March, 2017
18th May, 2017 (Annual Council)

Enc. (2) That the dates of other meetings set out on the attached schedule be approved.

13. **OVERVIEW AND SCRUTINY**

(a) Annual Report for 2015/16

Mover : Councillor Christian Wakeford
Secunder : Councillor

The Annual Report can be accessed on the Council's website www.pendle.gov.uk and by clicking on the following link: <http://www.pendle.gov.uk/meetings/meeting/2137/council>

MOTION: That the Overview and Scrutiny Annual Report for 2015/16 be received.

(b) Work Programme for 2016/17

Mover : Councillor Christian Wakeford
Secunder : Councillor

Enc. MOTION: That the attached Overview and Scrutiny Work Programme for 2016/17 be approved.

14. **APPOINTMENT OF REPERESNTATIVES ON OUTSIDE BODIES**

Appointment to Organisations/Associations

Mover : Councillor
Secunder : Councillor

Enc. MOTION: That the persons set out in the schedule, previously circulated to members, be appointed or nominated as this Council's representatives on the bodies specified to hold office until the Annual Meeting of the Council to be held on 18th May, 2017 or such other dates as are indicated.

N.B. The appointment of representatives to those outside bodies which are required to be made by the Area Committees are not included in this list.

15. **CONSTITUTION – SCHEME OF DELEGATION TO OFFICERS**

Enc. To consider the attached report from the Democratic and Legal Manager.

16. **NOTICES OF MOTION**

(a) Fracking

To be moved by Councillor K. Hartley, seconded by Councillor A. R. Greaves:

This Council notes with concern that the Oil and Shale gas energy firm Cuadrilla has announced its intention to immediately commence exploratory drilling for Ground Water Monitoring at the Preston New Road site in Lancashire and indicates that it is about to announce the same activity for the neighbouring site at Roseacre Wood.

Despite permission for Fracking activity being refused during the planning process by Lancashire County Council and in the absence of an appeal decision by the planning

inspectorate. Cuadrilla states it intends to determine the baseline Ground Water conditions at both sites in advance of the appeal decision.

The Council also notes that under the latest round of Licencing Issued by the Government in December 2015, Osprey Petroleum is the recipient of an exploratory licence for Grid Block SD 83 which includes areas of Pendle including Nelson, Higham, Fence, Barrowford and the Waterside area of Colne.

Recognising previous motions to Council, which reject Fracking in Pendle, this Council resolves to express its grave concerns to the Secretary of State for Communities and Local Government that such monitoring activity, including drilling, is being allowed as "Permitted Development". In addition, this Council calls upon our Local Member of Parliament to support the Council position on fracking and use his influence in Westminster and elsewhere to ensure that no such activity is undertaken in Pendle.

(b) Women's Refuge

To be moved by Councillor D. E. Lord, seconded by Councillor M. Adams:

Council notes the threat to funding for the Pendle Women's Refuge after the end of this financial year, due to the Government failing to fund the Supporting People programme.

Council recognises the invaluable support provided by the refuge for very vulnerable people and families over many years.

Council calls upon Lancashire County Council to do all that they can to ensure that the refuge can continue to operate for the foreseeable future.

Council resolves to write to the Chief Executive and Leader of the county council to convey this view and that the Member of Parliament for Pendle is requested to fight for adequate Government funding to ensure such services continue.

(c) Libraries

To be moved by Councillor D. M. Whipp, seconded by Councillor K. Hartley:

Council welcomes the proposals in the county council's property review to keep libraries at Nelson, Colne and Barnoldswick, together with a 'satellite' library at Brierfield.

Council recognises the importance of public library provision and regrets that severe government underfunding to Lancashire County Council jeopardises the future of libraries at Barrowford, Earby and Trawden.

This Council resolves to request the county council to urgently explore opportunities for volunteer supported library services to be provided in these communities as part of future service delivery.

(d) Toilets at Wycoller Country Park

To be moved by Councillor A. R. Greaves, seconded by Councillor D. E. Lord:

Pendle Council

- (1) expresses its concern at the sudden and unannounced closure of the toilets at Wycoller Country Park and notes the inconveniences and nuisances this is likely to cause during the summer season, including to disabled persons;
- (2) reminds Lancashire County Council of its commitment not to pull out of Wycoller during this financial year, pending transfer of the management of the Country Park to another organisation;
- (3) urges the County Council to reopen the toilets forthwith on a daily basis, and in any case to make its intentions clear and to publicise them on site and in its general publicity about Wycoller.

(e) Speeding Vehicles

To be moved by Councillor M. Iqbal, seconded by Councillor

Council notes with alarm the recent incident in Brierfield where as a result of racing by mindless Individuals lead to a serious accident with a pedestrian.

Council notes the reduction in government funding to Lancashire Constabulary which in turn has led to a reduction in specialist teams including the highly trained officers who specialized in pursuit of vehicles speeding on Pendle roads.

Council resolves to:

- (1) Write to the Home Secretary asking that additional resources be given to Lancashire Constabulary to tackle the problem of vehicles exceeding speed limits this causing a serious risk of injury/fatality.
- (2) Write to Andrew Stephenson MP asking for his support in lobbying the government for additional funding to be paid to Lancashire Constabulary to tackle this problem
- (3) Write to HM Government to consider legislating against hire car companies to prevent young drivers from hiring high performance cars.