

**MINUTES OF THE ANNUAL COUNCIL MEETING  
HELD AT NELSON TOWN HALL  
ON 18<sup>th</sup> MAY, 2017**

*PRESENT –*

*The Worship the Mayor (Councillor Rosemary Carroll – in the Chair)*

**Councillors**

<i>G. Adam</i>	<i>D. E. Lord</i>
<i>M. Adams</i>	<i>N. T. McCollum</i>
<i>Nawaz Ahmed</i>	<i>P. A. McCormick</i>
<i>M. Ammer</i>	<i>N. McEvoy</i>
<i>E. Ansar</i>	<i>A. Mahmood</i>
<i>Mohammed Arshad</i>	<i>B. Newman</i>
<i>Musawar Arshad</i>	<i>J. A. Nixon</i>
<i>N. H. Ashraf</i>	<i>B. N. Parker</i>
<i>W. Blackburn</i>	<i>S. Petty</i>
<i>D. Clegg</i>	<i>J. Purcell</i>
<i>S. E. Cockburn-Price</i>	<i>G. Roach</i>
<i>J. Cooney</i>	<i>M. Sakib</i>
<i>T. A. Cooney</i>	<i>K. E. Shore</i>
<i>L. M. Crossley</i>	<i>J. K. Starkie</i>
<i>L. Davy</i>	<i>C. Teall</i>
<i>M. S. Foxley</i>	<i>K. Turner</i>
<i>M. Goulthorp</i>	<i>C. Wakeford</i>
<i>A. R. Greaves</i>	<i>G. Waugh</i>
<i>K. Hartley</i>	<i>D. Whalley</i>
<i>J. M. P. Henderson</i>	<i>D. M. Whipp</i>
<i>M. Horsfield</i>	<i>P. White</i>
<i>M. Iqbal</i>	<i>S. Wicks</i>
<i>Y. Iqbal</i>	<i>N. Younis</i>

*(Apologies for absence were received from Councillor Nadeem Ahmed.)*



**1. ELECTION OF MAYOR OF THE BOROUGH**

It was moved by Councillor Wayne Blackburn, seconded by Councillor David Clegg and supported by Councillor Joe Cooney –

**RESOLVED**

That Councillor David Whalley be elected Mayor of the Borough for the Municipal Year 2017/18.

His Worship the Mayor (Councillor David Whalley – in the Chair)

**2. MINUTES**

It was moved by Councillor Rosemary Carroll, seconded by Councillor David Whalley and

**RESOLVED**

That the Minutes of the meeting of the Council meeting held on 23<sup>rd</sup> March, 2017 be approved as a correct record and signed by the Mayor.

**3. VOTE OF THANKS TO THE RETIRING MAYOR**

It was moved by Councillor Mike Goulthorp, seconded by Councillor Asjad Mahmood and supported by Councillor Tony Greaves and

**RESOLVED**

That the best thanks of the Council be hereby tendered to Councillor Rosemary Carroll and Mrs. Carol Belshaw-Goulthorp for their services as Mayor and Mayoresses during their term of office.

**4. APPOINTMENT OF DEPUTY MAYOR**

It was moved by Councillor Paul White, seconded by Councillor Dorothy Lord and supported by Councillor Mohammed Iqbal and

**RESOLVED**

That Councillor James Starkie be hereby appointed Deputy Mayor of the Borough for the Municipal Year 2017/18.

**5. MAYOR'S ALLOWANCE**

It was moved by Councillor Mohammed Iqbal and seconded by Councillor Tony Greaves and

**RESOLVED**

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-appointed to the Council's Account.

**6. APPOINTMENT OF MAYOR'S CHAPLAIN**

The Mayor announced that he had appointed Father Brian Murphy to the office of Mayor's Chaplain for the Municipal Year 2017/18 and duly signified such appointment to the Council.



*The time having reached 7.35 p.m. the Mayor declared the meeting closed and there was a short break for to allow the Mayors guests to leave the Chamber. The meeting reconvened at 7.50 p.m.*



**7. DECLARATIONS OF INTEREST**

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

A Member must declare a disclosable pecuniary interest which he/she had 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 required a member with a disclosable pecuniary interest to leave the room where the meeting was being held while any discussion or voting takes place.

**8. VOTE OF NO CONFIDENCE**

It was moved by Councillor Joe Cooney and seconded by Councillor Paul White –

- (a) This Council has no confidence in the way the Leader, Councillor Mohammed Iqbal, is leading the Council.
- (b) As a result the Leader, Councillor Mohammed Iqbal, be removed from office with immediate effect.

**RESOLVED**

Upon being put to the vote the motion was **LOST**.

*At the request of two members, and in accordance with Rule 17 of the Council's constitution, a recorded vote was taken on this issue.*

*Those Members voting in favour of the motion:*

*Councillors Nawaz Ahmed, Musawar Arshad, Neil Butterworth, Rosemary Carroll, Sarah Cockburn-Price, Joe Cooney, Tommy Cooney, Linda Crossley, Lyle Davy, Margaret Foxley, Mike Goulthorp, Maurice Horsfield, Nathan McCollum, Pauline McCormick, Noel McEvoy, Jonathan Nixon, Steve Petty, Jennifer Purcell, James Starkie, Ken Turner, Christian Wakeford, Graham Waugh and Paul White.*

*Those Members voting against the motion:*

*Councillors George Adam, Marjorie Adams, Mohammed Ammer, Eileen Ansar, Mohammed Arshad, Naeem Ashraf, Wayne Blackburn, David Clegg, Tony Greaves, Ken Hartley, Julie Henderson, Mohammed Iqbal, Yasser Iqbal, Dorothy Lord, Asjad Mahmood, Brian Newman, Brian Parker, Graham Roach, Mohammad Sakib, Kath Shore, Claire Teall, David Whalley, David Whipp, Sheila Wicks and Nadeem Younis.*

**9. LOCAL GOVERNMENT AND HOUSING ACT 1989  
POLITICAL BALANCE RULES**

It was reported that, whenever the allocation of seats on Committees was reviewed, the Council was required to apply the statutory political balance rules. The rules applied to the Scrutiny Management Team, the Development Management Committee, the Licensing Committee, the Taxi

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and Other Licensing Committee and the Accounts and Audit Committee. They did not apply to the Area Committees or the Executive.

A note setting out an allocation of seats which reflected the rules for the proposed Committee Structure to be considered later on the agenda was submitted. The proposed allocation of seats was:

Accounts and Audit – 5 (2:2:1)  
Development Management Committee – 11 (6:3:2)  
Licensing Committee – 15 (7:5:3)  
Scrutiny Management Team – 11 (6:3:2)  
Taxi and Other Licensing Committee – 9 (4:3:2)

### **AMENDMENT**

It was moved by Councillor Mohammed Iqbal, seconded by Councillor Tony Greaves –

That membership of Scrutiny Management Team and Development Management Committee be increased from 11 to 12 members each and that the Conservatives be given an additional seat on the Accounts and Audit Committee.

Upon being put to the vote it was –

### **RESOLVED**

That the allocation of seats for the following committees for 2017/18 be agreed:

Accounts and Audit – 5 (3:1:1)  
Development Management Committee – 12 (6:4:2)  
Licensing Committee – 15 (7:5:3)  
Scrutiny Management Team – 12 (6:4:2)  
Taxi and Other Licensing Committee – 9 (4:3:2)

## **10. APPOINTMENT OF COMMITTEES**

### **RESOLVED**

That the following Committees be appointed for the Municipal Year 2016/17:-

- (a) Barrowford and Western Parishes Committee
- (b) Brierfield and Reedley Committee
- (c) Colne and District Committee
- (d) Nelson Committee
- (e) West Craven Committee
- (f) Accounts and Audit
- (g) Development Management Committee
- (h) Licensing
- (i) Scrutiny Management Team
- (j) Taxi and Other Licensing Committee

**11. APPOINTMENT OF CHAIRMEN OF COMMITTEES**

It was moved by Councillor Mohammed Iqbal, seconded by Councillor Joe Cooney and

**RESOLVED**

That Councillor Lyle Davy be appointed Chairman of the **Accounts and Audit Committee** for the Municipal Year 2017/18.

It was moved by Councillor Mohammed Iqbal, seconded by Councillor Tony Greaves and

**RESOLVED**

That Councillor Ken Hartley be appointed Chairman of the **Development Management Committee** for the Municipal Year 2017/18.

It was moved by Councillor Mohammed Iqbal, seconded by Councillor Asjad Mahmood and

**RESOLVED**

That Councillor Sheila Wicks be appointed Chairman of the **Licensing Committee** for the Municipal Year 2017/18.

It was moved by Councillor Mohammed Iqbal, seconded by Councillor Joe Cooney and

**RESOLVED**

That Councillor Ken Turner be appointed Chairman of the **Scrutiny Management Team** for the Municipal Year 2017/18.

It was moved by Councillor Mohammed Iqbal, seconded by Councillor Tony Greaves and

**RESOLVED**

That Councillor David Clegg be appointed Chairman of the **Taxi and Other Licensing Committee** for the Municipal Year 2017/18.

**12. DATES AND TIMES OF COUNCIL MEETINGS FOR 2017/18**

It was moved by His Worship the Mayor, seconded by the Deputy Mayor and

**RESOLVED**

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

20<sup>th</sup> July, 2017

26<sup>th</sup> October, 2017

21<sup>st</sup> December, 2017

22<sup>nd</sup> February, 2018 (Special Budget Council)

22<sup>nd</sup> March, 2018

17<sup>th</sup> May, 2018 (Annual Council)

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- (2) That, subject to meetings of the Development Management Committee being held on a Monday, rather than a Wednesday, where possible, the dates of other meetings set out on the attached schedule be approved.

**13. OVERVIEW AND SCRUTINY**

**(a) Annual Report for 2017**

It was moved by Councillor Ken Hartley, seconded by Councillor Wayne Blackburn –

**RESOLVED**

That the Overview and Scrutiny Annual Report for 2017 be received.

**(b) Work Programme for 2017/18**

It was moved by Councillor Ken Hartley, seconded by Councillor Wayne Blackburn –

**RESOLVED**

That the Overview and Scrutiny Work Programme for 2017/18 be approved.

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

**(a) Appointment to Organisations/Associations**

It was moved by Councillor Mohammed Iqbal, seconded by Councillor –

**RESOLVED**

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 17<sup>th</sup> May, 2018 or such other dates as are indicated.

**(b) Member Champions**

It was moved by Councillor Mohammed Iqbal, seconded by Councillor Joe Cooney –

**RESOLVED**

That the following Councillors be appointed as Member Champions for 2017/18 Municipal Year:

Armed Forces Champion	Councillor Neil Butterworth
Cycling Champion	Councillor Tony Greaves
Dementia Champion	Councillor David Whalley
Disability and Mental Health Champion	Councillor Wayne Blackburn
Every Child Matters	Councillor Dorothy Lord
Older People's Champion	Councillor Pauline McCormick
Young People Champion	Councillor Yasser Iqbal

## **15. COUNCIL GOVERNANCE ARRANGEMENTS**

The Corporate Director submitted a report which set out the views of the Governance Working Group on how a change to a committee system of governance would best work to enable the Council to come to a decision on this.

The proposal was to retain the existing structure of area committees and regulatory committees but to replace the Executive with a politically balanced Policy and Resources Committee.

The view of the Governance Working Group was that there should no longer be a Scrutiny Management Team. Ad-hoc committees or working groups could be appointed from time to time to investigate and report on a particular issue. The feeling of Members was that consideration should be given to retaining the scrutiny function in some way.

It was acknowledged that there should also continue to be a body to look at Health and Social Care.

It was moved by Councillor Mohammed Iqbal, seconder by Councillor Tony Greaves –

### **RESOLVED**

- (1) That, pursuant to Sections 9K, 9KC and 9L of the Local Government Act 2000, as inserted by the Localism Act 2011, the Council hereby resolves to change its governance arrangements to a Committee System with effect from the 2018 Annual Council meeting.
- (2) That there be a single central Policy and Resources Committee of 17 Members.
- (3) That there be three regulatory committees – Licensing, Taxi and Other Licensing and Accounts, Audit and Performance Management, and, subject to review, five Area Committee.
- (4) That the issue of retaining a scrutiny function, including arrangements for examination of health and social issues, be considered further.
- (5) That a call in procedure be introduced as detailed in the report.
- (6) That the Council continue to appoint a Leader removable if he/she ceases to be a Councillor or on resolution of the Council.
- (7) That the Council appoint a Deputy Leader, and that the Leader, in consultation with the other Group Leaders, have the authority to appoint lead members.
- (8) That the Corporate Director, in consultation with Group Leaders, be authorised to establish an Independent Remuneration Panel to make recommendations on a new scheme of Members' allowances.
- (9) That the Corporate Director prepare and publish a statement of the effect of the change in governance arrangements.
- (10) That the Corporate Director submit a further report on amendments required to the Council's constitution.

**16.**

**NOTICES OF MOTION**

**(a) Lancashire County Council Services**

It was moved by Councillor Tony Greaves, seconded by Councillor David Whipp –

(1) Pendle Council considers:

- (a) That local services are best provided at the most local level that is reasonably practical.
- (b) Notes that this Council is devolving appropriate services to Town and Parish Councils in the Borough.
- (c) That Pendle Council has a proven history of providing local services that are democratically controlled at a local level, accessible, efficiently delivered, and good value for money, in particular in relation to Lancashire County Council which, by its nature, is less local and less accessible and which has, in many cases, not proved to be more efficient in delivery or better value for money.
- (d) That the history of the local highways service is a good illustration of this.

(2) Pendle Council believes that it could provide some of the local services that are now delivered centrally by Lancashire County Council and do a better job with more value for money.

(3) It resolves to ask the Management Team to draw up a list of services which could have their funding and management devolved to Pendle Council (to include local highways, library and countryside services among others) with a view to the Executive and Council agreeing a proposal to put forward to Lancashire County Council.

**RESOLVED**

Accordingly.

**(b) Lancashire County Council Services**

It was moved by Councillor David Whipp, seconded by

Pendle Council notes:

- (1) That the Conservative group now has a majority at Lancashire County Council and will form the new administration.
- (2) That Conservative candidates in Pendle made a number of specific promises during the election campaign which involve spending more money and improving services in Pendle, and that these specifically included –
  - (i) to re-open all libraries that are currently closed (i.e., Earby, Fence and Barrowford) and to provide new books;
  - (ii) to provide extra support for community libraries such as that proposed for Trawden;
  - (iii) over £5m to reduce congestion on roads in Lancashire.



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- (iv) to maintain all existing subsidised bus services and fund extra services;
  - (v) £1m extra funding for road safety schemes;
  - (vi) an extra £5m for highways maintenance this year and a further £5m in 2018/19;
  - (vii) £25m extra funding for adult care services;
  - (viii) £600,000 for extra grass verge cutting and tree maintenance;
  - (ix) “extra funds” to clean gullies more often and to address problems in areas of flood risk;
  - (x) “more support for schools” ... “ensuring schools in our area are getting the support they need”;
- (3) That the County Council be requested to confirm that these commitments will now be put in place and where appropriate provide the timetable for doing so; to provide the Council with an estimate of the amount in each case that will be committed to being spent in Pendle; and to provide details when available of how that money is to be spent in Pendle.

**RESOLVED**

Accordingly.

His Worship the Mayor \_\_\_\_\_