



LANCASTER
CITY COUNCIL

Promoting City, Coast & Countryside

COUNCIL MEETING

**Wednesday, 17 December 2014 -
2.00 p.m.
Morecambe Town Hall**

Mark Cullinan,
Chief Executive,
Town Hall,
Dalton Square,
LANCASTER,
LA1 1PJ



LANCASTER CITY COUNCIL

Promoting City, Coast & Countryside

Sir/Madam,

You are hereby summoned to attend a meeting of the Lancaster City Council to be held in the Town Hall, Morecambe on Wednesday, 17 December 2014 commencing at 2.00 p.m. for the following purposes:

1. **APOLOGIES FOR ABSENCE**

2. **MINUTES**

To receive as a correct record the Minutes of the Meeting of the City Council held on 22 October 2014 (previously circulated).

3. **DECLARATIONS OF INTEREST**

To receive declarations by Members of interests in respect of items on this Agenda.

Members are reminded that, in accordance with the Localism Act 2011, they are required to declare any disclosable pecuniary interests which have not already been declared in the Council's Register of Interests. (It is a criminal offence not to declare a disclosable pecuniary interest either in the Register or at the meeting).

Whilst not a legal requirement, in accordance with Council Procedure Rule 10 and in the interests of clarity and transparency, Members should declare any disclosable pecuniary interests which they have already declared in the Register, at this point in the meeting.

In accordance with Part B Section 2 of the Code Of Conduct, Members are required to declare the existence and nature of any other interests as defined in paragraphs 8(1) or 9(2) of the Code of Conduct.

4. **ITEMS OF URGENT BUSINESS**

5. **ANNOUNCEMENTS**

To receive any announcements which may be submitted by the Mayor or Chief Executive.

6. **QUESTIONS FROM THE PUBLIC UNDER COUNCIL PROCEDURE RULE 12**

To receive questions in accordance with the provisions of Council Procedure Rules 12.1 and 12.3 which require members of the public to give at least 3 days' notice in writing of questions to a Member of Cabinet or Committee Chairman.

7. PETITIONS AND ADDRESSES

To receive any petitions and/or addresses from members of the public which have been notified to the Chief Executive in accordance with the Council's Constitution.

8. LEADER'S REPORT (Pages 1 - 3)

To receive the Cabinet Leader's report on proceedings since the last meeting of Council.

REPORTS REFERRED FROM CABINET, COMMITTEES OR OVERVIEW AND SCRUTINY

9. FINANCIAL REFERRALS: TREASURY MANAGEMENT AND BUDGET UPDATE (Pages 4 - 28)

To consider the report of Cabinet providing updates on treasury management progress during the year, and on the 2015/16 budget process.

10. REFERRAL FROM COUNCIL BUSINESS COMMITTEE - ATTENDANCE AT OUTSIDE BODIES (Pages 29 - 36)

To consider the recommendations of the Council Business Committee from its meeting on 6 November 2014.

11. REFERRAL FROM COUNCIL BUSINESS COMMITTEE - COMMITTEE TIMETABLE 2015/16 (Pages 37 - 48)

To consider the recommendations of the Council Business Committee from its meeting on 6 November 2014.

MOTIONS ON NOTICE

12. NOTICE OF MOTION - OPPOSITION TO DRIVER-ONLY TRAINS (Page 49)

To consider the following motion submitted by Councillors Whitaker, Redfern, Newman-Thompson, Scott and Margaret Pattison.

This Council:

- a) Registers its opposition to the Northern and Transpennine Express franchise requirement for driver only trains and the Government's plans to make driver only trains mandatory.
- b) Expresses its concern at the removal of on board conductors on The Northern and Transpennine routes as well as hundreds of essential rail jobs
- c) Believes that, if implemented, the plan would result in cuts to funding, fare rises, service and timetable cuts and the loss of local rail jobs. .
- d) Also believes that as a result of the loss of skilled jobs, passenger service and passenger safety will be worsened by this plan to remove guards and conductors from services and introduce driver only operated trains.
- e) Notes that these proposals come on top of rail fare hikes and the pre-existing understaffing of many rail stations and the closure of ticket offices, making

guards and on board conductors even more essential to passenger safety.

- f) Believes that safeguarding and increasing staffing levels are the most effective way of improving security and passenger safety
- g) Notes that the driver is responsible for safe operation of the train and the on board conductor is responsible for the protection of the passengers.
- h) Notes that currently, guards and on board conductors are fully trained in the operational safety, route knowledge, including safely securing doors, protecting the train and acting in emergencies such as driver incapacity.

An officer briefing note is attached.

13. **NOTICE OF MOTION - TRANSATLANTIC TRADE AND INVESTMENT PARTNERSHIP** (Pages 50 - 56)

To consider the following motion submitted by Councillors Newman-Thompson, Gardner and Margaret Pattison:

This Council notes:

1. That the Transatlantic Trade and Investment Partnership (TTIP) is currently being negotiated between the US and the EU supposedly to pursue the interest of free trade.
2. TTIP negotiations are being conducted behind closed doors between representatives of the EU and US without transparency or democratic accountability.
3. TTIP would open up access to government procurement markets and eliminate preferential treatment to local suppliers and introduce investment protection provisions that include investor state dispute settlement (ISDS) mechanisms which allow investors to challenge state actions which they perceive as threatening to their investment.
4. ISDS mechanisms allow for disputes between investors and governments to be heard by tribunals of "experts" rather than resolved by the host state's courts. The United Nations Conference on Trade and Development (UNCTAD) recently explained that "foreign investors have recently used ISDS claims to challenge measures adopted by states in the public interest (for example, policies to promote social equity, foster environmental protection or protect public health).

This Council believes that:

1. The TTIP negotiations are potentially catastrophic for public services as the EU/US representatives are negotiating to hand over the right to regulate in the public interest without transparency or accountability to their electorates.
2. ISDS mechanisms would make it hard for any government to reverse liberalisation and privatisation without being sued by foreign investors. So whatever voters actually wanted, the trade treaty would place major barriers

in the way of government giving expression to their democratic will.

This Council resolves:

1. To write to the Prime Minister and the Secretary of State for Business Innovation and Skills raising our serious concerns about the TTIP.
2. To offer support to the campaign by Unite to defend the NHS which is drawing attention to the potential impact of the TTIP.
3. To write to the Local Government Association to urge them to lobby on behalf of all Local Authorities on the potential impact of the TTIP.
4. To do all we can to publicise the dangers arising from this trade agreement for our NHS and other public services and jobs.

An officer briefing note is attached.

14. **NOTICE OF MOTION - 5-YEAR HOUSING LAND SUPPLY STATEMENT** (Page 57)

To consider a motion submitted by Councillors Hamilton-Cox, Brookes and Barry as follows:

This council resolves:

'To ask officers to produce a public briefing note for councillors on the 5-year housing land supply statement focussed on how the calculation of the under-supply of 1695 homes is justified when set against the available data on growth of population, household formation and employment between 2001 and 2011. Full council asks that the briefing note should be based on attributable data and should compare the data with the projections and forecasts for population, household formation and employment which presumably informed the target of 400 homes per year against which housing delivery is deemed to have fallen short to 2011.

Full council further resolves that the briefing note be circulated to councillors not later than Wednesday 14th January 2015.

The proposers of the motion note the census data which shows that the district's population increased by 4461 between 2001 and 2011. The city council's Housing Land Monitoring Reports show that the number of homes completed in the district between 2001-02 and 2010-11 was 3223. This is a ratio of 1.38 people per new household. The average household size at the 2011 census was 2.27 people.'

An officer briefing note is attached.

OTHER BUSINESS

15. **RECORDINGS OF MEETINGS** (Pages 58 - 61)

To consider the report of the Chief Officer (Governance).

16. **REVIEW OF POLLING DISTRICTS AND POLLING PLACES 2014** (Pages 62 - 64)

To consider the report of the Chief Officer (Governance).

17. **ALLOCATION OF SEATS TO POLITICAL GROUPS** (Pages 65 - 68)

To consider the report of the Chief Executive.

18. **LOCAL PLAN FOR LANCASTER DISTRICT 2011 - 2031: THE ADOPTION OF THE DEVELOPMENT MANAGEMENT AND MORECAMBE AREA ACTION PLAN DEVELOPMENT PLAN DOCUMENTS** (Pages 69 - 82)

To consider the report of the Chief Officer (Regeneration and Planning).

NB: two large documents referred to in the report (The Development Management DPD and the Morecambe Area Action Plan) are available to view on the following link:

<http://committeeadmin.lancaster.gov.uk/ieListDocuments.aspx?CId=305&MId=6355>

Alternatively, Councillors can request a paper copy by phoning 582170, or view one of the paper copies in the Members' rooms.

19. **AMENDMENT OF THE EXECUTIVE SCHEME OF DELEGATION TO OFFICERS – ANTI-SOCIAL BEHAVIOUR, CRIME AND POLICING ACT 2014** (Pages 83 - 86)

To consider the report of the Chief Officer (Governance).

20. **MEMBERS' ALLOWANCES SCHEME - REPORT OF THE INDEPENDENT REMUNERATION PANEL** (Pages 87 - 125)

To consider the report of the Chief Officer (Governance).

21. **QUESTIONS UNDER COUNCIL PROCEDURE RULE 13.2**

To receive questions in accordance with the provisions of Council Procedure Rules 13.2 and 13.4 which require a Member to give at least 3 working days notice, in writing, of the question to the Chief Executive.

22. **MINUTES OF CABINET** (Pages 126 - 143)

To receive the minutes of meetings of Cabinet held on 4 November and 2 December 2014.



.....
Chief Executive