



Herbert Warehouse  
The Docks  
Gloucester  
GL1 2EQ

Wednesday, 23 November 2016

## **TO EACH MEMBER OF GLOUCESTER CITY COUNCIL**

Dear Councillor

You are hereby summoned to attend a **MEETING OF THE COUNCIL** of the **CITY OF GLOUCESTER** to be held at the Civic Suite, North Warehouse, The Docks, Gloucester, GL1 2EP on **Thursday, 1st December 2016 at 7.00 pm** for the purpose of transacting the following business:

### **AGENDA**

1. **APOLOGIES**

To receive any apologies for absence.

2. **BY-ELECTION RESULTS**

To note the result of the Longlevens By-Election on 3 November 2016 as set out below:

Clive Walford (Conservative)

3. **MINUTES (Pages 9 - 26)**

To approve as a correct record the minutes of the Council Meeting held on 29 September 2016 and the Special Council Meeting held on 24 October 2016.

4. **DECLARATIONS OF INTEREST**

To receive from Members, declarations of the existence of any disclosable pecuniary, or non-pecuniary, interests and the nature of those interests in relation to any agenda item. Please see Agenda Notes.

5. **PUBLIC QUESTION TIME (15 MINUTES)**

The opportunity is given to members of the public to put questions to Cabinet Members or Committee Chairs provided that a question does not relate to:

- Matters which are the subject of current or pending legal proceedings or
- Matters relating to employees or former employees of the Council or comments in respect of individual Council Officers.

## 6. **PETITIONS AND DEPUTATIONS (15 MINUTES)**

A period not exceeding three minutes is allowed for the presentation of a petition or deputation provided that no such petition or deputation is in relation to:

- Matters relating to individual Council Officers, or
- Matters relating to current or pending legal proceedings

## 7. **ANNOUNCEMENTS**

To receive announcements from:

- a) The Mayor
- b) Leader of the Council
- c) Members of the Cabinet
- d) Chair of Committees
- e) Head of Paid Service

## 8. **MEMBERS' QUESTION TIME**

- a) Leader and Cabinet Members' Question Time (30 minutes)

Any member of the Council may ask the Leader of the Council or any Cabinet Member any question without prior notice, upon:

- Any matter relating to the Council's administration
- Any matter relating to any report of the Cabinet appearing on the Council's summons
- A matter coming within their portfolio of responsibilities

Only one supplementary question is allowed per question.

- c) Questions to Chairs of Meetings (15 Minutes)

## **ISSUES FOR DECISION BY COUNCIL**

### 9. **DRAFT CITY PLAN (Pages 27 - 192)**

To consider the report of the Cabinet Member for Housing and Planning seeking approval to publish the Draft Gloucester City Plan for a six-week period of public consultation.

10. **AMENDMENTS TO THE CONSTITUTION (Pages 193 - 216)**

To consider the report of the Chair of the General Purposes Committee concerning amendments to the Constitution.

11. **APPOINTMENT OF THE INDEPENDENT REMUNERATION PANEL (Pages 217 - 220)**

To consider the report of the Corporate Director concerning the appointment of the Independent Remuneration Panel.

12. **CHANGES TO THE ARRANGEMENTS FOR APPOINTMENT OF EXTERNAL AUDITORS (Pages 221 - 228)**

To consider the report of the Head of Finance outlining options for the appointment of the Council's External Auditor for the 2018/19 statement of accounts.

13. **REGULATION OF INVESTIGATORY POWERS ACT 2000 (RIPA) - REVIEW OF PROCEDURAL GUIDE (Pages 229 - 254)**

To consider the report of the Cabinet Member for Performance and Resources concerning the annual review of the Regulation of Investigatory Powers Act 2000 Procedural Guide.

**MOTIONS FROM MEMBERS**

14. **NOTICES OF MOTION**

**(1) Moved by Councillor Lugg**

“Gloucester City Council recognises and values local pharmacies as a vital primary care health service and as an integral part of the fabric of local communities throughout our city.

Gloucester City Council notes that;

- 33 pharmacies in Gloucester offer a range of services such as dispensing prescriptions, disposal of unwanted medicines and supporting self-care
- pharmacies play an important role in promoting wellbeing such as healthy eating, smoking cessation, exercise, flu vaccination, sexual health and more
- several local pharmacies have achieved Healthy Living Pharmacies (HLP) status recognising and evidencing their role in improving the health of their local population

Gloucester City Council is greatly concerned about Government imposed threats to pharmacies as a result of cuts in the budget of £170m nationally to take effect from October 2016. This is a 6% cut in cash terms but could effectively mean a cut of 12% during the financial year which could potentially close up to a quarter

of pharmacies with an increased focus on warehousing dispensary and online services. Service cuts in pharmacies put more residents at risk as well as putting pressure on GPs and on hospital services and therefore increasing NHS costs. A fully funded community pharmacy service is cost effective and is in the interest of carers and funders.

Gloucester City Council resolves to write to the Secretary of State for Health, NHS England and the Gloucester Clinical Commissioning Group and the City MP detailing our concerns and demanding an immediate reversal of these proposals.”

## **(2) Moved by Councillor Pullen**

“This Council believes that those who live in our City have a right to a decent, safe and secure home in which to live.

There is clear evidence that there are people in some parts of Gloucester living in rented accommodation which is substandard, dangerous and unsafe. These people are victims of irresponsible landlords who exploit some of the most vulnerable people in our city.

In order to improve standards in the private rented sector this council resolves to recommend that the Cabinet introduce a Selective Licensing Scheme for landlords in parts of the city where the quality of private rented accommodation falls below an acceptable level. Such a scheme will set an acceptable standard, improve living conditions and ensure that landlords provide decent, safe and secure housing conditions for people to live in.”

## **(3) Moved by Councillor Haigh**

“This Council notes that a benefit cap of £20k pa was introduced on 7<sup>th</sup> Nov and affects around 276 families in the City.

Discretionary Housing Payments funding is given to the Council to support people affected by changes to welfare benefits that mean they struggle to pay rent. This allocation last year was £185753 and was underspent by £43476.58.

The payment to the Council is based on Government assessment of need in the City. The underspend indicates that not all those who have an entitlement are being sufficiently advised of the scheme.

This Council resolves to:

- a. Contact all local welfare advice organisations, money advice services and food banks to ensure that they are aware of the scheme and able to advise clients about the application process.
- b. Review the criteria to ensure that only income that has to be taken into account is considered. For example, that the mobility component of DLA or PIP is disregarded as it is to support travel costs for people with disabilities whether or not they can use a car.

- c. Publicise to landlords that the scheme is available so they can support tenants who they think may be struggling with rent or in arrears.”

**(4) Moved by Councillor Hyman**

“This Council expresses its concern about the reduction in the number of police officers on the ground in Gloucester.

This Council resolves to invite the Chief Constable to attend a meeting of the Overview and Scrutiny Committee to give an update on her strategy in regard to adequate deployment of police and PCSO’s in Gloucester.”

**(5) Moved by Councillor Hilton**

"This council expresses its deep concern about the state of many of the footways in Gloucester, noting that the county council has only budgeted to spend £83,000 from its capital budget on footways repairs within the city council boundaries this financial year.

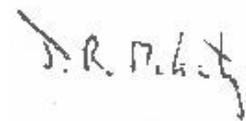
This council notes that there are many footpaths, particularly on post-war housing estates, that are in desperate need of resurfacing.

This council therefore calls on Gloucestershire County Council to increase its capital spending on footway repairs within Gloucester for the 2017/18 council year and beyond."

**15. WRITTEN QUESTIONS TO CABINET MEMBERS (Pages 255 - 256)**

Written questions and answers. Only one supplementary question is allowed per question.

Yours sincerely



**Jon McGinty**  
**Managing Director**

## NOTES

### Disclosable Pecuniary Interests

The duties to register, disclose and not to participate in respect of any matter in which a member has a Disclosable Pecuniary Interest are set out in Chapter 7 of the Localism Act 2011.

Disclosable pecuniary interests are defined in the Relevant Authorities (Disclosable Pecuniary Interests) Regulations 2012 as follows –

| <u>Interest</u>                                   | <u>Prescribed description</u>   |
|---|---|
| Employment, office, trade, profession or vocation | Any employment, office, trade, profession or vocation carried on for profit or gain.  |
| Sponsorship                                       | Any payment or provision of any other financial benefit (other than from the Council) made or provided within the previous 12 months (up to and including the date of notification of the interest) in respect of any expenses incurred by you carrying out duties as a member, or towards your election expenses. This includes any payment or financial benefit from a trade union within the meaning of the Trade Union and Labour Relations (Consolidation) Act 1992. |
| Contracts   | Any contract which is made between you, your spouse or civil partner or person with whom you are living as a spouse or civil partner (or a body in which you or they have a beneficial interest) and the Council<br>(a) under which goods or services are to be provided or works are to be executed; and<br>(b) which has not been fully discharged  |
| Land  | Any beneficial interest in land which is within the Council's area.<br><br>For this purpose "land" includes an easement, servitude, interest or right in or over land which does not carry with it a right for you, your spouse, civil partner or person with whom you are living as a spouse or civil partner (alone or jointly with another) to occupy the land or to receive income.   |
| Licences  | Any licence (alone or jointly with others) to occupy land in the Council's area for a month or longer.  |
| Corporate tenancies                               | Any tenancy where (to your knowledge) –<br>(a) the landlord is the Council; and<br>(b) the tenant is a body in which you, your spouse or civil partner or a person you are living with as a spouse or civil partner has a beneficial interest   |
| Securities  | Any beneficial interest in securities of a body where –<br>(a) that body (to your knowledge) has a place of business or   |

- land in the Council's area and
- (b) either –
- i. The total nominal value of the securities exceeds £25,000 or one hundredth of the total issued share capital of that body; or
  - ii. If the share capital of that body is of more than one class, the total nominal value of the shares of any one class in which you, your spouse or civil partner or person with whom you are living as a spouse or civil partner has a beneficial interest exceeds one hundredth of the total issued share capital of that class.

For this purpose, “securities” means shares, debentures, debenture stock, loan stock, bonds, units of a collective investment scheme within the meaning of the Financial Services and Markets Act 2000 and other securities of any description, other than money deposited with a building society.

NOTE: the requirements in respect of the registration and disclosure of Disclosable Pecuniary Interests and withdrawing from participating in respect of any matter where you have a Disclosable Pecuniary Interest apply to your interests and those of your spouse or civil partner or person with whom you are living as a spouse or civil partner where you are aware of their interest.

#### **Access to Information**

Agendas and reports can be viewed on the Gloucester City Council website: [www.gloucester.gov.uk](http://www.gloucester.gov.uk) and are available to view five working days prior to the meeting date.

For further details and enquiries about this meeting please contact Tanya Davies, 01452 396125, [tanya.davies@gloucester.gov.uk](mailto:tanya.davies@gloucester.gov.uk).

For general enquiries about Gloucester City Council's meetings please contact Democratic Services, 01452 396126, [democratic.services@gloucester.gov.uk](mailto:democratic.services@gloucester.gov.uk).

If you, or someone you know cannot understand English and need help with this information, or if you would like a large print, Braille, or audio version of this information please call 01452 396396.

#### **Recording of meetings**

Please be aware that meetings may be recorded. There is no requirement for those wishing to record proceedings to notify the Council in advance; however, as a courtesy, anyone wishing to do so is advised to make the Mayor aware before the meeting starts.

Any recording must take place in such a way as to ensure that the view of Councillors, Officers, the Public and Press is not obstructed. The use of flash photography and/or additional lighting will not be allowed unless this has been discussed and agreed in advance of the meeting.

### **FIRE / EMERGENCY EVACUATION PROCEDURE**

If the fire alarm sounds continuously, or if you are instructed to do so, you must leave the building by the nearest available exit. You will be directed to the nearest exit by council staff. It is vital that you follow their instructions:

- You should proceed calmly; do not run and do not use the lifts;
- Do not stop to collect personal belongings;
- Once you are outside, please do not wait immediately next to the building; gather at the assembly point in the car park and await further instructions;
- Do not re-enter the building until told by a member of staff or the fire brigade that it is safe to do so.