

# Hampshire

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At a Meeting of Hampshire County Council held at The Castle,  
Winchester on 14 July 2011.

## **Chairman:**

*p* Councillor Anna McNair Scott

## **Vice-Chairman:**

*p* Councillor Frederick Allgood

Councillor:	Councillor:
<i>p</i> Mrs Charlotte Bailey	<i>p</i> Andrew Joy
<i>p</i> Ian Beagley	<i>p</i> David Keast
<i>p</i> Ray Bolton	<i>p</i> Mark Kemp-Gee
<i>p</i> Alan Broadhurst	<i>p</i> Mel Kendal
<i>a</i> John Bryant	<i>p</i> Roger Kimber
<i>p</i> Ann Buckley	<i>p</i> Tim Knight
<i>p</i> Graham Burgess	<i>p</i> Rupert Kyrle
<i>p</i> Rita Burgess	<i>p</i> Carol Leversha
<i>p</i> Adam Carew	<i>p</i> Keith Mans
<i>p</i> Christopher Carter	<i>p</i> Peter Kent Mason
<i>p</i> Keith Chapman	<i>p</i> Alexis McEvoy
<i>p</i> Peter Chegwyn	<i>p</i> Robin McIntosh
<i>p</i> Vaughan Clarke	<i>a</i> Roz Muschamp
<i>p</i> Adrian Collett	<i>p</i> Pam Mutton
<i>p</i> Brian Collin	<i>p</i> Eric Neal
<i>a</i> Mark Cooper	<i>p</i> Frank Pearce
<i>p</i> Sam Darragh	<i>p</i> Roy Perry
<i>p</i> Brian Dash	<i>p</i> Jackie Porter
<i>p</i> Colin Davidovitz	<i>p</i> Roger Price, JP
<i>p</i> Phryn Dickens	<i>p</i> Jenny Radley
<i>p</i> Alan Dowden	<i>p</i> Stephen Reid
<i>p</i> David Drew	<i>p</i> Alan Rice, TD
<i>p</i> Peter Edgar	<i>p</i> Steve Rippon-Swaine
<i>p</i> Dr. Ray Ellis	<i>p</i> Angela Roling
<i>a</i> Adrian Evans	<i>p</i> David Simpson
<i>p</i> Keith Evans	<i>p</i> Elaine Still
<i>p</i> Liz Fairhurst	<i>p</i> Bruce Tennent
<i>a</i> Jane Frankum	<i>p</i> Tom Thacker
<i>p</i> Mike Geddes	<i>p</i> Christopher Thomas
<i>p</i> Andrew Gibson	<i>p</i> Ken Thornber, C.B.E.
<i>p</i> Jonathan Glen	<i>p</i> Marilyn Tucker
<i>p</i> Brian Gurden	<i>p</i> John Wall
<i>p</i> David Harrison	<i>p</i> Alan Weeks
<i>p</i> Edward Heron	<i>p</i> John K. West
<i>p</i> Felicity Hindson	<i>p</i> Patricia West
<i>a</i> Geoff Hockley	<i>p</i> Sharyn Wheale
<i>p</i> Keith House	<i>p</i> Seán D. T. Woodward
<i>a</i> Ronald Hussey	

**205. APOLOGIES FOR ABSENCE.**

Apologies for absence were received from Councillors John Bryant, Mark Cooper, Adrian Evans, Jane Frankum, Geoff Hockley and Roz Muschamp.

**206. DECLARATIONS OF INTEREST.**

All Members who believed they had a personal or prejudicial interest in any matter to be considered at the meeting were asked to declare that interest and, having regard to the circumstances described in paragraphs 9, 10, 11 and 12 of the County Council's Code of Conduct, to consider whether to leave the meeting whilst the matter is discussed, save for exercising any right to speak in accordance with paragraph 12 of the Code. The declaration should be made at the time of the relevant debate.

**207. MINUTES.**

The minutes of the meeting of the County Council held on 19 May 2011 were confirmed as a correct record subject to noting that under Minute 196, Councillor Jenny Radley had also declared a personal interest that she had supported Children's Centres with her devolved Members budget. It was also noted that the last page of Appendix 3 was missing therefore it was noted that the County Council's representatives on South East Employers for the municipal year 2011/12 are Councillors Dr. Ray Ellis, Jonathan Glen and John Wall with Councillors Felicity Hindson, Frank Pearce and Brian Dash as deputies. The Minutes were signed by the Chairman.

**208. DEPUTATIONS.**

There were no deputations on this occasion.

**209. CHAIRMAN'S COMMUNICATIONS.**

The Chairman referred to her announcement at the last meeting that there would be an Extraordinary Meeting of the County Council on Thursday 13 October 2011 to consider the Hampshire Minerals and Waste Plan. Since that announcement there had been considerable interest in the Plan, not only from Hampshire residents but also from some communities bordering Hampshire who have made representations on the emerging Plan. In order to be fair to everyone, the Chairman sought the Council's agreement to vary Standing Orders to allow people other than Hampshire residents to speak and to extend the total time allocated to deputations together with some measure to ensure that time is allocated reasonably between the different areas on which deputations are likely to be made. This was agreed.

In presenting her report, the Chairman particularly highlighted a number of initiatives regarding the County Council's role of Corporate Parent and expanded on the wide range of duties undertaken to represent and promote the County Council and its strong community leadership role. A full list of duties was circulated together with details about a well established community partnership 'Heroes Welcome' which supports the Armed Forces all year round in a way that is both meaningful and appropriate.

Lastly, and with sadness the Chairman reported the death of Honorary Alderman Normal Best, CBE DL, on 24 June 2011 and handed over to the Leader to lead the tributes.

## 210. **LEADER'S REPORT.**

In leading the tributes the Leader reported that Norman Best was elected to the County Council in 1974 representing the Bassett Division for both the County Council and the City of Southampton. He was made a Deputy Lieutenant of Hampshire in 1992 and served as Chairman of the County Council between 1996 and 1997. Councillors Allgood, Dash and Mans also paid tribute. The Council observed a minute's silence as a mark of respect.

The Leader also took the opportunity to confirm that due to continuing ill health, Councillor Sam James had resigned as County Councillor for the Headley County Electoral Division. Councillor James would be missed by his many friends and colleagues at the County Council.

It was with pleasure that the Leader reported on the following recognition for County Council officers:

- to Lorraine Riley who has been recognised in the Queen's Birthday honours and becomes a Member of the Royal Victorian Order which is prized as a mark of high esteem, bestowed directly by the Queen for personal service. Lorraine joined the Lieutenancy Office in 1996 and was appointed Clerk to the Lieutenancy in 2008
- to Jos Creese, Head of IT Services who had been named the UK's most influential IT chief officer in the C1050 list which names the 50 most influential and innovative Chief Information Officers in the UK from the private and public sectors

The Leader also reported on the following awards:

- the Winchester Pipe Rolls, the most complete set of manorial account in the country, has been awarded a place on the UNESCO UK Memory of the World Register

- three awards from the Institution of Civil Engineers South East Awards – the Major Scheme Award to Operation Restore; a commendation for the Operation Restore project in respect of the future emphasis on planned maintenance and the clear benefits to a large community; and the Community Benefit Award for the Winchester High Street repaving scheme.

The Leader announced that the Council's Property Services had signed a Shared Services Agreement with Surrey County Council which will see the two Authority's working in partnership for the delivery of a range of property and asset related services. The Leader also announced that the County Council had been one of three authorities in England selected to introduce the new Armed Forces Community Covenant which was launched on 23 June. The Community Covenant is an initiative that will be rolled out across the country and aims to improve the range and quality of services and support available to service personnel, their families, veterans and reservists.

Finally, the Leader made a contextual statement about the County Council's Voluntary Redundancy Scheme in light of recent media speculation. The Scheme had been reviewed by the Employment in Hampshire County Council Committee and all parties agreed to improve the Scheme to the average of what existed across Hampshire local authorities, whilst also recognising that the NHS and the Civil Service schemes have significantly higher redundancy terms than Local Authorities. An analysis of the 14 other Hampshire local authorities Voluntary Redundancy Schemes put the County Council's Scheme at joint tenth lowest out of 14 in terms of the enhancements it offers. The Council recognised the considerable contribution made by staff who had left the authority under this Scheme in helping the County Council to achieve savings targets in the light of necessary budget reductions.

**211. QUESTIONS UNDER STANDING ORDER 20(b).**

Councillor Felicity Hindson, Executive Member for Adult Services answered a question from Councillor Adam Carew concerning the future of Harestock Hostel (also known as Upton Grey) and Grove Day Service at Kings Worthy.

Councillor Felicity Hindson, Executive Member for Adult Services answered a question from Councillor Ann Buckley about the future of the Age Concern Information and Advice Centre in Havant. Councillor Buckley also delivered a petition on the matter to the Leader of the Council which would be handled in accordance with the Council's Petition Scheme.

**212. REVIEW OF THE CONSTITUTION.**

The Council considered a report from the Cabinet (Item 8 in the Minute

Book) recommending the approval of the reviewed Constitution. In presenting the report the Leader highlighted a number of points, such as the inclusion of an index to the document and the introduction of Deputy Members to the Buildings, Land and Procurement Panel. He also confirmed that further changes to the Constitution would be required once the Localism Bill becomes an Act.

The Council noted an amendment to the wording of Standing Order 8.13 (report of the Hampshire Police Authority) to make it consistent with the wording of Standing Order 8.14 (report of the Hampshire Fire and Rescue Authority). The Council's attention was also drawn to revised Terms of Reference for the Employment in Hampshire County Council Committee following the abolition of the Members' Allowances Panel.

RESOLVED:

That the County Council:

- (a) authorise the Monitoring Officer to include in the revised Constitution provision for the appointment of Deputy Members to the Buildings, Land and Procurement Panel and an index to the document; and
- (b) approved the revised Constitution, as set out as an Appendix to the report, for adoption by the County Council and operation with effect from 18 July 2011.

**213. APPOINTMENTS AND PROPORIONALITY.**

The Council considered a report from the Chief Executive (Item 9 in the Minute Book) and presented by the Leader making alterations to the membership of Committees and Standing Panels and other necessary appointments. The Council considered a further proposal, that Councillor Graham Burgess fill the vacancy on the River Hamble Harbour Management Committee.

The County Council's proportionality was reviewed following the formation of a third political group, the Community and Green Group. The Council noted that further discussion between the Group Leaders was required in regard to the position on other proportionate bodies. Any proposed changes resulting from these discussions would be considered at the next meeting of the Council.

RESOLVED:

That the County Council:

- (a) approve the appointment of Councillors Ken Thornber (Chairman), Colin Davidovitz (Vice-Chairman), Brian Dash, Dr. Ray Ellis,

Adrian Evans and Keith House to the reduced Buildings, Land and Procurement Panel;

- (b) approve the appointment of Councillors Adrian Collett, Peter Edgar, Keith Mans, Jackie Porter and John Wall as standing deputies to the Buildings, Land and Procurement Panel;
- (c) approve the appointment of Councillors Robin McIntosh (Chairman), Ian Beagley (Vice-Chairman), Charlotte Bailey, John Bryant, Chris Carter, Mark Cooper, Brian Gurden, Geoff Hockley, Andrew Joy, Alexis McEvoy, Eric Neal, Roger Price, David Simpson, John West and Sharyn Wheale to the reduced Regulatory Committee A;
- (d) approve the appointment of Councillors Alan Broadhurst, Frank Pearce, Jackie Porter and John Wall as standing deputies to the Regulatory Committee A;
- (e) approve the alteration to the Regulatory Committee B from 21 to 20 members;
- (f) approve the appointment of Councillor Jane Frankum to the Audit Committee;
- (g) approve the appointment of Councillor Jenny Radley to the Health Overview and Scrutiny Committee;
- (h) approve the proportionality table, as attached to these minutes;
- (i) approve the appointment of Councillor John Bryant to fill the vacancy on the Pension Fund Panel;
- (j) approve the appointment of Councillor Graham Burgess to fill the vacancy on the River Hamble Harbour Management Committee;
- (k) approve the appointment of Mr Chris Moody and Mr David Jobson as co-optees to the River Hamble Harbour Board;
- (l) approve the appointment of Councillor John Leek, Basingstoke and Deane Borough Council and Councillor Donna Jones, Portsmouth City Council as co-optees to the Pension Fund Panel.

**214. 2010-11 END OF YEAR FINANCIAL REPORT.**

The Council considered a report from the Cabinet (Item 10 in the Minute Book) setting out the 2010-11 financial outturn position and to consider the County Council's treasury management activities. The Leader presented the report and highlighted key points contained within. Following discussion it was

**RESOLVED:**

That the County Council approve the annual report for 2010-11 on the exercise of treasury management functions and the accompanying prudential indicators.

215. **NOTICES OF MOTION.**

In respect of Motion b) below Councillor Ann Buckley declared a personal interest as a County Council representative on the Joint Authorities Gypsy and Traveller Panel and did not vote on the Motion.

The following Motions were submitted in accordance with Standing Order 17.1:

- a) Councillor Carol Leversha, seconded by Councillor Patricia West submitted a Motion as detailed in the agenda for the meeting. Subsequently the Payments Council made an announcement that cheques would not be discontinued. In the light of that the Council considered Councillor Leversha's amended Motion, which was seconded by Councillor Patricia West:

"This Council congratulates the Payments Council on its decision not to scrap cheques in the light of strong opposition by customers and urges it to reintroduce the cheque guarantee card to support cheque usages by small businesses and vulnerable groups as without the safeguard of the cheque guarantee card, the use of cheques by such groups might not be accepted."

Councillor Jackie Porter, seconded by Councillor David Simpson proposed the following amendment:

That the word "charities" be added after "small businesses".

During the course of discussion, Members strongly supported this Motion together with the proposed amendment, which was agreed as the substantive Motion:

"This Council welcomes the Payments Council's decision not to scrap cheques in the light of the strong opposition by customers and urges it to reintroduce the cheque guarantee card to support cheque usages by small businesses, charities and vulnerable groups as without the safeguard of the cheque guarantee card the use of cheques by such groups might not be accepted."

- b) Councillor Seán Woodward, seconded by Councillor Mel Kendal, submitted the following Motion:

"That Hampshire County Council resolves to write urgently to the Prime Minister, the Secretary of State for Communities and Local Government and all Hampshire MPs calling on them to legislate to make the act of trespass a criminal offence rather than a civil matter. This would allow police to take immediate action to remove travellers and others from public and private

property without potentially long and costly court action and subsequent clear-up with the costs falling on the taxpayer or private individuals. The act of trespass is already a criminal offence in some other European countries including the Republic of Ireland as it is on Crown land in the UK."

During the course of discussion, Members strongly supported this Motion and the Leader requested that a report be prepared for a future Policy and Resources Decision Day given the concerns raised. In the meantime, the Council would review current practices to ensure they were both robust and effective. The Motion was agreed as proposed.

- c) Councillor Carol Leversha, seconded by Councillor Patricia West, submitted the following Motion:

"This Council calls upon the Government to ban the use of sky lanterns in England as has been done by the majority of states in Germany. These lanterns are potential hazards to air traffic, coastal shipping and livestock and property."

Councillor Peter Chegwyn, seconded by Councillor Brian Dash, proposed an additional sentence as follows:

"This Council also asks District Councils to ban the sale or use of sky lanterns when issuing Premises Licences for open-air events."

to be inserted after the first sentence of the original Motion.

During the course of discussion, Members strongly supported this Motion together with the proposed amendment, which was agreed as the substantive Motion:

"This Council calls upon the Government to ban the use of sky lanterns in England as has been done by the majority of states in Germany. This Council also asks District Councils to ban the sale or use of sky lanterns when issuing Premises Licences for open-air events. These lanterns are a potential hazard to air traffic, coastal shipping, livestock and property."

**216. HAMPSHIRE POLICE AUTHORITY.**

No questions had been received pursuant to Standing Order 20(d). The report of the Hampshire Police Authority was received.

**217. HAMPSHIRE FIRE AND RESCUE AUTHORITY.**

The Leader of the Council confirmed that a constitutional issue had been resolved with the Chairman of the Hampshire Fire and Rescue

Authority. The existing arrangement would therefore continue but with the report to the County Council being presented by Councillor Adrian Evans in his capacity as one of the Vice-Chairmen of the Authority. Councillor Evans would also answer any questions about the content of the report at County Council meetings.

No questions had been received pursuant to Standing Order 20(e). The report of the Hampshire Fire and Rescue Authority was received.

## 218. **REPORTS FOR INFORMATION.**

The Council received the reports of the following Executive Members and Chairmen:

- a) The Cabinet/Leader
- Employment opportunities for vulnerable young people
  - Solar Photovoltaic (PV)
  - Economic Development Review
  - Improvement works, The Square, Winchester
  - Hampshire Area Based Insulation Project “Insulate Hampshire”

NB: it was noted that future updates on Solar Photovoltaic would be submitted via the Cabinet.

- b) Executive Lead Member for Children’s Services
- Post-16 education in the Gosport area: development of a preferred option
  - Collaborative tender for independent fostering placements
- c) Executive Member for Adult Social Care
- Electronic domiciliary care monitoring
  - Response to consultation and proposals for the transformation of Learning Disability Services
  - Better housing solutions for older people
- d) Health Overview and Scrutiny Committee
- Basingstoke and North Hampshire Hospitals NHS Foundation Trust
  - NHS Hampshire: Odiham Cottage Hospital
  - Southern Health NHS Foundation Trust: proposals to modernise older people’s mental health services in south Hampshire
  - National Specialist Commissioning Group: proposals to reconfigure children’s cardiac surgery

**COUNTY COUNCIL PROPORTIONALITY TABLE  
14 JULY 2011**

**(AGREED)**

		<b>Conservative Group (51)</b>	<b>Liberal Democrat Group (24)</b>	<b>Community &amp; Green Group (2)</b>	<b>Labour Member (1)</b>
<b>Select Committees</b>					
Policy and Resources	(12)	8	4		0
Children and Young People	(20)	13	6	1	
Environment and Transportation	(12)	8	3	1	0
Culture and Communities	(13)	8	4	1	
Safe and Healthy People	(13)	8	4		1
Health Overview and Scrutiny	(16)	10	5	1	0
<b>Other Committees/Panels</b>					
Regulatory Committee A	(15)	10	5		0
Regulatory Committee B	(20)	13	6	1	0
Employment in Hampshire County		6	3		0
Council Committee	(9)				
Audit Committee	(9)	6	2		1
Pension Fund Panel	(9)	6	3		0
<b>Advisory Committees/Panels</b>					
Buildings Land & Procurement Panel		4	2		0
	(6)				
Education Advisory Panel	(9)	6	3		0
Children and Families Adv Panel	(9)	6	3		0
SACRE	(5)	3	2		0
<b>River Hamble</b>					
River Hamble Harbour Board	(3)	2	1		0
River Hamble Management Comm	(10)	7	3		0
<b>Total number of seats (190)</b>		<b>124</b>	<b>59</b>	<b>5</b>	<b>2</b>
Mathematical entitlement rounded up/down (189)		(124.23)	(58.46)	(4.87)	(2.43)

**NB: The above deals with proportionality on County Council Committees and Standing Panels only. The position with other proportionate bodies requires further discussion between the political Group Leaders.**

**\* Standards Committee is excluded from proportionality rules by virtue of Section 53 (10) of the Local Government Act 2000**