

Hampshire

At a Meeting of Hampshire County Council held at The Castle,
Winchester on 15 September 2011

Acting Chairman:

p Councillor Frederick Allgood

Acting Vice-Chairman:

p Councillor Carol Leversha

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>p</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>a</i> Rita Burgess	<i>p</i> Keith Mans
<i>a</i> Adam Carew	<i>a</i> Anna McNair Scott
<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>p</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>a</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>a</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>p</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>p</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	

222. APOLOGIES FOR ABSENCE.

Apologies for absence were received from Councillors Rita Burgess, Adam Carew, Phryn Dickens, Adrian Evans, Ronald Hussey, Anna McNair Scott, Roz Muschamp, Steve Rippon Swaine and from Honorary Aldermen Susan Glasspool and George Porter .

223. 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.

224. MINUTES.

The minutes of the meeting of the County Council held on 14 July 2011 were confirmed as a correct record and signed by the Chairman, subject to two amendments in the attendance list to reflect the absence of Councillors David Drew and John K. West.

225. DEPUTATIONS.

There were no deputations on this occasion.

226. CHAIRMAN'S COMMUNICATIONS.

The Chairman presented his report (Item 5 in the Minute Book) and expanded on the wide range of duties undertaken by the Chairman's Office to represent and promote the County Council and its strong community leadership role. A list of engagements was circulated in the Chamber and is attached to these minutes at Appendix 1.

The Chairman also reported on the recent passing of former County Councillor Sam James who was the Conservative representative for the Headley County Electoral Division in East Hampshire from 2005 to 2011.

227. LEADER'S REPORT.

The Leader started his report by paying tribute to former County Councillor Sam James who had recently passed away. Following a minute's silence, Councillors Mark Kemp-Gee, Sam Darragh, Andrew

Joy and Patricia West also paid tribute to former Councillor Sam James.

The Leader advised that the draft Calendar of Meetings covering the period 1 April 2012 to 31 March 2013 was being consulted on and would be issued to all Members shortly. It was noted that the calendar would be subject to change as outcomes emerged from the County Council's Efficiency Programme.

In respect of the draft Minerals and Waste Plan, reference was made to the forthcoming Extraordinary County Council meeting where this matter would be considered. The Leader made reference to information being circulated in the Hamble area about links between the Conservative Party and Persimmon Homes who owned the Hamble Airfield site. The Leader advised that he had a statement from the Conservative Party Compliance Officer stating that no donations had been made by Persimmon Homes into Conservative Party funds.

The Leader reported that the Secretary of State for Education had in response to the James Review on school building in England, recently approved the establishment of a ministerial advice team and had asked the Chief Executive to be part of that team. The Leader considered that such a prestigious role reflected well on the County Council's officers.

The Leader advised that there was considerable concern about the Government intentions for the revision of planning policies and their consultation on the National Planning Policy Framework (NPPF). Members were strongly advised to attend the Member Briefing on 22 September 2011 about this matter. Views from that briefing would then be considered by Cabinet on 26 September 2011.

The Leader was pleased to report that the County Council had been given a clean bill of health from the Local Government Ombudsman for 2010 to 2011. Throughout that period 88 complaints and queries had been made to the Ombudsman, Dr Jane Martin and no cases of maladministration were found against the County Council.

Congratulations were made to Hampshire pupils for their achievements in national examinations. Around 14,000 pupils sat the exams this summer and according to the provisional results from schools around the county 78.4%, a record high, obtained five or more A*-C grade GCSEs, or equivalent. That was a 3.7% increase on last year's provisional figures supplied this time last year by schools.

The Leader announced that three of Hampshire County Council's country parks had been voted as some of the best in the country after receiving a prestigious Green Flag Award. Lepe Country Park, in the New Forest, Royal Victoria Country Park, near Southampton, and Queen Elizabeth Country Park, near Petersfield, all received a Green

Flag Award - a sign to visitors that the parks are well-maintained and well-managed, with excellent facilities.

Following the signing of the Community Covenant scheme with the Armed Forces in June 2011, the Leader advised that the Defence Secretary had announced that a fund of up to £30 Million had been set aside over four years, by the Ministry of Defence, to help communities develop projects that promote greater understanding or closer ties between military and civilian populations. The Community Covenant Grant Scheme was open to all parts of the Hampshire community including volunteer groups, schools and charities for projects.

The Leader was pleased to report that further to the County Council signing up to 10:10 Initiative based on reducing our carbon footprint by 10% within twelve months, analysis of the actual reduction of energy usage had been undertaken and it had been established that 2,770 tonnes of carbon reduction had been achieved. This equated to 10.7% of our corporate emissions. This programme also contributed to the continuing good progress towards achieving the County Council's overall target of 20% by 2015.

The Leader was delighted to report that the County Council and its partners had achieved 'outstanding' or 'good' judgements for all 22 areas of Ofsted's recent inspection of safeguarding and looked after children services. The inspection was a three yearly intensive review of services for the most vulnerable children including a strong focus on child protection. 'Outstanding' was used to describe the safeguarding work taking place within schools to protect children, the innovative practice in family support services, as well as the overall rating for the partners' ambition and prioritisation. Ofsted found "a comprehensive understanding of need in local communities across the county and effective targeting of services to support vulnerable children, young people and families." They said partnership working is outstanding and highly effective, "leading to increasingly good outcomes".

The County Council was informed about an exciting collaboration that would see Hampshire's top forensic experts working together to support the investigation of crimes across the county. As part of their work to analyse and interpret evidence gathered from crime scenes for criminal prosecutions, the County Council's Scientific Services and Hampshire Constabulary were teaming up to provide a combined service in shared laboratory facilities. The Forensic Regulator and the Home Office had hailed this as a ground breaking move.

The Leader provided an update on the response from the Department for Business, Innovation and Skills following the last County Council meeting when it called upon the government to ban the use of sky lanterns in England as had been done by the majority of states in Germany. The matter was being investigated further and the UK had asked for sky lanterns to be placed on the agenda of the next meeting of the General Product Safety Directive Committee to be held in Brussels.

In concluding his statement, the Leader updated Members on the decision of the Payments Council not to discontinue cheques as a means of payment in light of strong opposition by customers. He also outlined the Payment Council's work on improving existing payment methods and developing new innovations, such as mobile phone payments to benefit all customers.

228. QUESTIONS UNDER STANDING ORDER 16.1.1

Councillor Felicity Hindson, Executive Member for Adult Social Care answered a question submitted by Councillor Adam Carew concerning the new Day Centre charges. As Councillor Adam Carew had sent his apologies to the meeting, consent of the Council was given for Councillor Alan Dowden to ask this question. Councillor Dowden requested a written copy of the response, which would be supplied after the meeting.

Councillor Ken Thornber, Executive Member for Policy and Resources, answered a question from Councillor Ann Buckley concerning the theft of metal across the county.

Councillor Roy Perry, Executive Lead Member for Children's Services, answered a question from Councillor Jackie Porter concerning the proportion of children in care that are cared for in Hampshire owned children's homes, compared with the number in privately run homes.

Councillor Ken Thornber, Executive Member for Policy and Resources, answered a question from Councillor Jackie Porter concerning the financial support received by the Hampshire Gardens Trust from the County Council.

229. PROPORTIONALITY AND APPOINTMENTS

The Council considered a report from the Chief Executive (Item 8 in the Minute Book) reviewing the proportionality of the County Council following the formation of the Community and Green Group and associated appointments to Outside Bodies.

With respect to the proportionality table, the Chief Executive advised the meeting that research into the law on this matter was being undertaken by the Monitoring Officer and that he considered it appropriate to defer consideration of this matter until the next meeting on 13 October 2011, by which time the legal position would be clarified and he would have had the opportunity to meet with the Group Leaders to resolve this matter.

This deferment was moved by Councillor Ken Thornber and seconded by Councillor Roy Perry.

The Council approved the Quorum List as set out in Appendix 1 of the report, and the appointment of Mr Tony Blackshaw as a co-opted

Member of the Education Advisory Panel who was a Diocesan representative.

With regard to the appointment of two County Councillors to the newly formed South East Employers Local Democracy and Accountability Network for Councillors, it was agreed to defer this item in order to consider the options further.

RESOLVED:

That the County Council:

- (a) Defer to the Extraordinary County Council meeting on 13 October 2011, consideration of the proportionality table and appointments to proportionate outside bodies as set out in paragraph 182 (3) of the report.
- (b) Approve the Quorum List attached as Appendix 1 to the report. subject to any refinements that may be required which will be reported to the County Council at a later date.
- (c) Defer to the meeting Extraordinary County Council on 13 October 2011, alterations to the County Council's committees and standing panels as set out in paragraph 183 (1) of the report.
- (d) Approve the appointment of Mr Tony Blackshaw as a co-opted member of the Education Advisory Panel who is a representative of the Diocesan Board, as set out in paragraph 183 (2) of the report.
- (e) Defer to the meeting on 13 October 2011, the appointment of two County Councillors to the newly formed South East Employers Local Democracy and Accountability Network for Councillors as set out in paragraph 183 (3) of the report.

230. EXTRAORDINARY MEETING OF THE COUNCIL – 13 OCTOBER 2011 – VARIATION OF STANDING ORDERS AND ADDITIONAL PROVISIONS

The Council considered a report from the Chief Executive (Item 9 in the Minute Book) proposing that for the purposes of the Extraordinary County Council Meeting on 13 October 2011, Standing Order 12 be varied to allow persons other than electors for the administrative area of Hampshire to present deputations to the Meeting.

Given the importance of the draft Hampshire Minerals and Waste Plan to the communities of Hampshire and its complexity, the County Council also thought it appropriate on an exceptional basis, to vary its Standing Orders to allow the Leaders of Hampshire District Councils together with other interested parties outside of the administrative area of Hampshire but within reasonable proximity of identified minerals and waste sites, including other local authorities, to speak at the meeting should they wish to do so.

It was also proposed that exceptionally the order of proceedings of the Extraordinary County Council Meeting be varied in order to allow provision for the Director of Economy, Transport and Environment to address the County Council on additional contextual and technical information relating to the draft Hampshire Minerals and Waste and to answer questions from Members thereon.

RESOLVED:

That the County Council:

- (a) Approve the variation of Standing Orders in respect of the Extraordinary Meeting on 13 October 2011, as detailed above, and authorised the Chief Executive to finalise the arrangements for the receipt of deputations at the Extraordinary meeting, including provision for the receipt of deputations from Leaders of other Councils and MP's.
- (b) Make provision, on an exceptional basis, for the Director of Economy, Transport and Environment to address the County Council to present contextual and technical information in support of the report on the draft Hampshire Minerals and Waste Plan. Furthermore, that the Director be allowed to answer Member questions pertinent to his presentation.

231. **MEDIUM TERM FINANCIAL AND EFFICIENCY STRATEGY 2012/13 TO 2014/15**

The Council considered a report from the County Treasurer (Item 10 in the Minute Book) setting out the revenue budget strategy, financial forecasts and capital investment strategy for the next three financial years. The full report submitted to the Cabinet on 25 July 2011 was attached at Appendix A to the report. The Leader presented the report and highlighted key points contained within. Following discussion it was

RESOLVED:

That the County Council:

- a) Note the key assumptions that underpin the financial forecasts for the next three years and the risks attaching to such.
- b) Approve the medium term financial and efficiency strategy for 2012/13 to 2014/15, as set out in Appendix 1 to the report.
- c) Note the emerging key theme areas for capital investment in Annex 7 to the report.

232. **PARTNERSHIP FOR URBAN SOUTH HAMPSHIRE (PUSH)**

In respect of this item the following Members declared the following interests:

Alan Broadhurst	Personal interest as a Member of Eastleigh Borough Council
John Bryant	Non-pecuniary interest as a Member of Fareham Borough Council
Adrian Collett	Personal interest as a Member of Hart District Council
Brian Collin	Personal non prejudicial interest as a Member of Winchester City Council
Christopher Carter	As a Member of Gosport Borough Council
Mark Cooper	Personal interest as a Member of Gosport Borough Council
Peter Chegwyn	Personal interest as a Member of Gosport Borough Council
Alan Dowden	As a Member of Test Valley Borough Council
Peter Edgar	Non prejudicial as a Member of Gosport Borough Council
Mike Geddes	As a Member of Gosport Borough Council
Keith House	Eastleigh Borough Council Member on PUSH
Tim Knight	Personal non prejudicial interest as a Member of Fareham Borough Council
Rupert Kyrle	Personal interest as a Member of Eastleigh Borough Council
Andrew Joy	Personal non prejudicial as a Member of East Hants District Council
Roger Price J.P.	As a Member of Fareham Borough Council
Bruce Tennent	Personal interest as a Member of Eastleigh Borough Council
Christopher Thomas	Personal interest as a Member of Eastleigh Borough Council
Seán D. T. Woodward	Personal interest as Leader of Fareham Borough Council and Chairman of PUSH

The Council considered a report from the Director of Economy, Transport and Environment (Item 11 in the Minute Book) recommending to the County Council approval of the revised constitutional arrangements relating to the Partnership for Urban South Hampshire (PUSH) and associated Business Plan. The two reports submitted to the Cabinet on 25 July 2011 were attached at Appendix A and Appendix B to the report. The Leader presented the report and highlighted key points contained within. Councillor Seán D. T. Woodward (Seconded by Councillor Keith Evans) proposed an amendment to delete the word 'not' at line one of recommendation (b)

in the report. This amendment was defeated. Following discussion it was

RESOLVED:

That the County Council:

- (a) supports and approves the following proposed amendments to the Joint Agreement made between the County Council, Southampton and Portsmouth City Councils, East Hampshire, Eastleigh, Fareham, Gosport, Havant, Isle of Wight, Test Valley and Winchester District/Borough Councils (together referred to as "the PUSH Authorities") to reflect the alterations in Membership and immediate consequential changes:-
- the inclusion of a clause relating to the funding of Capital Schemes, in that such schemes shall be managed and handled separately from the running costs and revenue expenditure of the Joint Committee;
 - the financial contributions of the parties shall, unless or until varied by the Joint Committee, be apportioned based on the proportions set out in the Joint Agreement;
 - in the event of an authority being appointed as Lead Authority by PUSH, the Lead Authority shall provide its own legal and financial advisor; and
 - each party shall be liable for and indemnify the other parties against any reasonable expense, liability, loss, claim or proceeding whatsoever arising in respect of personal injury to or death of any person, any damage to property real or personal, and/or as a direct result of wilful default or fraud of the indemnifying party in respect of its role in the activities of the joint Committee and/or under the Agreement and/or where acting as lead Authority.
- (b) does not support and agree the proposed changes in respect of the removal of the County Council and Unitary Councils power of 'veto'.
- (c) that authority be given to the Director of Economy, Transport and Environment to finalise the detail of the joint constitutional arrangements, in consultation with the Leader and the Chief Executive on the basis set out in the report; and
- (d) that the Partnership for Urban South Hampshire Business Plan be supported for 2011/12, but that the County Council reserves its position in respect of the proposed housing numbers pending consideration of the revised South Hampshire Spatial Strategy.

233. NOTICE OF MOTION UNDER STANDING ORDER 18.1

In respect of this Motion, Councillor Colin Davidovitz declared a personal interest as a County Council representative on the Ports Consultative Committee.

Councillor Ken Thornber, seconded by Councillor Dr. Ray Ellis, submitted the following amended Notice of Motion in accordance with Standing Order 18.1 (Item 12 in the Minute Book):

“This Council supports a Petition organised by the UK Cruise Port Alliance (UKCPA) which objects to the use of £18 million of public money by The City of Liverpool Cruise Terminal (CLCT) to develop their commercial cruise operation. This funding, given by both UK and EU funding bodies, was awarded to develop the CLCT on the specific condition that this terminal would be used for turnaround cruises (i.e. not used for cruises that would start and/or finish in Liverpool) but only for mid-voyages calls. This condition was established to prevent unfair competition with other commercial port operations around the UK.

Such a move by CLCT would have serious implications on the Port of Southampton, as one of the region’s economic hubs, and adversely impacts on tens of thousands of jobs that the Port of Southampton supports, and the wider economic future of South Hampshire.

This Council asks the Government to observe the conditions applied by both the UK Government and the European Union, in the interest of avoiding unfair competition, and to note that Southampton’s regeneration needs are as pressing as Liverpool’s needs”

Members strongly supported this motion which was agreed as proposed.

234. HAMPSHIRE POLICE AUTHORITY.

No questions had been received pursuant to Standing Order 16.3. The report of the Hampshire Police Authority was received.

235. HAMPSHIRE FIRE AND RESCUE AUTHORITY.

No questions had been received pursuant to Standing Order 16.4. There was no business of the Hampshire Fire and Rescue Authority to report on this occasion.

236. POLICY AND RESOURCES SELECT COMMITTEE ANNUAL REPORT

The Council received and noted the Policy and Resources Select Committee annual report highlighting the work of the County Council’s Select Committees for the period April 2010 to March 2011.

237. **REPORTS FOR INFORMATION.**

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

- a) The Cabinet/Leader
 - Refurbishment of Andover Bus Station
 - Transparency
 - Open for Business – A review of key strategies and progress; Building on Success and Improvement

- b) Health Overview and Scrutiny Committee
 - Winchester and Eastleigh Healthcare Trust: Andover Birth Centre
 - NHS Hampshire: East Hampshire Community Hospitals update
 - Portsmouth Hospitals Trust: Support for people who are terminally ill
 - Southern Health NHS Foundation Trust: Older People's Mental Health consultation outcomes
 - Southern Health NHS Foundation Trust: Adult Mental Health Care – changes to services
 - National Specialist Commissioning Board: Consultation on the Configuration of Children's Heart Surgery Services update

- c) Executive Member for Environment and Transport
 - Bus subsidy Review

APPENDIX 1 – LIST OF CHAIRMAN’S ENGAGEMENTS

Date	Engagement	Venue	Attendance
15 Jul 2011	NA: Mayor of Winchester's Gala Dinner	Sutton Manor, Sutton Scotney	Not Attended
15 Jul 2011	VC: Opening by LL of Hampshire of special exhibition "The WI in Hampshire in Peace & War"	The Royal Green Jackets (Rifles) Museum, Winchester	Vice Chairman Deputised
15 Jul 2011	VC: Mayor of Test Valley's Charity Race Night	The Wolverdene Club, Hayward Suite	Vice Chairman Deputised
16 Jul 2011	NA: Southampton Mela Festival	Hoglands Park	Not Attended
17 Jul 2011	Southampton Civic Service		Attended as Chairman + Mr McNS as High Sheriff
20 Jul 2011	Sparsholt College presentation of degrees, diplomas, certificates, awards and trophies	Winchester Cathedral	Attended as Chairman unaccompanied
20 Jul 2011	NA: Mayor of Basingstoke's Charity Golf Day	Sandford Springs Golf Club	Not Attended
20 Jul 2011	NA: Sparsholt College presentation of degrees, diplomas, certificates, awards and trophies	Winchester Cathedral	Not Attended
21 Jul 2011	40 Years Service Tea Party & Presentations	Banqueting/Smythe Rooms or Gardens	Hosted as Chairman
21 Jul 2011	NA: Tea Tales Tea Party	The Gallery, Winchester Discovery Centre	Not Attended
24 Jul 2011	VC: Mayor of Test Valley's Civic Service & reception afterwards	Holy Trinity Church, Chalkcroft Lane, Penton Mewsey	Vice Chairman Deputised
25 Jul 2011	NA: Winchester CAB AGM	United Church, Jewry St, Winchester	Not Attended
26 Jul 2011	Judged Side Saddle Concours D'elegance Class	New Forest Show	Attended as Chairman unaccompanied
27 Jul 2011	VC: Opening of Hindhead Tunnel		Vice Chairman Deputised
09 Aug 2011	NA: Presentation of a QAVS - Morgan Innovation & Technology Ltd	Unit 17, Petersfield Business Park, Bedford Road, Petersfield	Not Attended
13 Aug 2011	NA: 3PWRR Cocktail Party & Beating Retreat	Oldencraig Equestrian Centre, Lingfield, Surrey RH7 6LL	Not Attended
13 Aug 2011	NA: Eastleigh Carnival	Meet at Paul Capper Ltd, 95 Leigh Road, Eastleigh to join Mayoral Party	Not Attended
03 Sep 2011	Queen's Award for Voluntary Service - Hampshire Search &	Crosfield Hall, Romsey	Attended as Chairman

APPENDIX 1 – LIST OF CHAIRMAN'S ENGAGEMENTS

Date	Engagement	Venue	Attendance
	Rescue		
04 Sep 2011	Fareham Civic Service followed by reception in the Church Hall	St Mary's Church, Hook with Warsash	Attended as Chairman
07 Sep 2011	Battle of Britain Cocktail Reception & Sunset Ceremony	Officers' Mess, RAF Odiham	Attended as Chairman + Mr McNS as High Sheriff
07 Sep 2011	NA: Mayor of Winchester's Charity Golf Tournament - timings to be advised	Royal Winchester Golf Club	Not Attended
08 Sep 2011	Winchester Civic Day	Starting from Abbey House	Attended as Chairman unaccompanied
08 Sep 2011	India Business Network Reception	Serle's House	Hosted as Chairman + Mr McNS as Consort
09 Sep 2011	50th AGM Basingstoke CAB	Basingstoke Carnival Hall Community Centre	Attended as Chairman + Mr McNS as Consort
12 Sep 2011	St Swithun's Service	Winchester Cathedral	Attended as Chairman + Mr McNS as High Sheriff
13 Sep 2011	NA: Gosport Railway Station Development	The Old Railway Gosport	Not Attended
13 Sep 2011	NA: Launch Meeting of The Hampshire Writers' Society	Room 5, Main Building, King Alfred Campus, University of Winchester	Not Attended