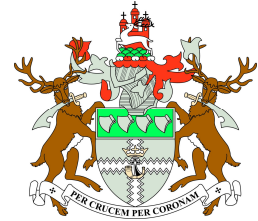


# Council Agenda



## Epping Forest District Council

### NOTICE OF COUNCIL MEETING

You are hereby summoned to a meeting of the EPPING FOREST DISTRICT COUNCIL to be held in the COUNCIL CHAMBER, CIVIC OFFICES, HIGH STREET, EPPING at 7.30 pm on Tuesday, 2 November 2010 for the purpose of transacting the business set out in the agenda.

A handwritten signature in black ink, appearing to read 'D Macnab'.

**DEREK MACNAB**  
Acting Chief Executive

**Democratic Services  
Officer:**

Council Secretary: Ian Willett  
Tel: 01992 564243 Email: [iwillett@eppingforestdc.gov.uk](mailto:iwillett@eppingforestdc.gov.uk)

#### WEBCASTING NOTICE

Please note: this meeting may be filmed for live or subsequent broadcast via the Council's internet site - at the start of the meeting the Chairman will confirm if all or part of the meeting is being filmed.

You should be aware that the Council is a Data Controller under the Data Protection Act. Data collected during this webcast will be retained in accordance with the Council's published policy and copies made available to those that request it.

Therefore by entering the Chamber and using the lower public seating area, you are consenting to being filmed and to the possible use of those images and sound recordings for web casting and/or training purposes. If members of the public do not wish to have their image captured they should sit in the upper council chamber public gallery area

If you have any queries regarding this, please contact the Senior Democratic Services Officer on 01992 564249.

## **BUSINESS**

### **1. WEBCASTING INTRODUCTION**

1. This meeting is to be webcast. Members are reminded of the need to activate their microphones before speaking.

2. The Chief Executive will read the following announcement:

“This meeting will be webcast live to the Internet and will be archived for later viewing. Copies of recordings may be made available on request.

By entering the chamber’s lower seating area you are consenting to becoming part of the webcast.

If you wish to avoid being filmed you should move to the public gallery or speak to the webcasting officer”

### **2. MINUTES (Pages 9 - 26)**

To approve as a correct record and sign the minutes of the meeting held on 28 September 2010 (attached).

### **3. DECLARATIONS OF INTEREST**

(Chief Executive) To declare interests in any item on the agenda.

### **4. ANNOUNCEMENTS**

#### **(a) Apologies for Absence**

#### **(b) Announcements**

To consider any announcements by:

- (i) the Chairman of the Council;
- (ii) the Leader of the Council; and
- (iii) any other Cabinet Member.

#### **(c) Quality Parish Status –Accreditation – Epping Upland and North Weald Bassett Parish Councils**

Epping Upland have met all the relevant criteria to be reaccredited for quality parish status. North Weald Bassett Parish Council have met all the relevant criteria to be accredited for quality parish status.

Canon John Brown, Chairman of the Essex County Accreditation Panel will say a few words on quality status and together with the Chairman of the Council will make presentations to: (a) Councillor Ann Pegrum, Vice-Chairman of Epping Upland Parish Council or Councillor Penny Smith, Chairman of Epping Upland Parish Council and Mrs Val Evans the Clerk of Epping Upland Parish Council; and (b) Councillor Cyril Hawkins, Chairman or Councillor Brian Eldridge, Vice-Chairman of North Weald Bassett Parish Council and Mrs Sue De Luca, Clerk of the North Weald Bassett Parish Council.

**(d) Customer Service Excellence Award – Housing Directorate**

Following a detailed written submission and a rigorous assessment process undertaken by an external assessor, the whole of the Housing Directorate has been awarded the Government Standard for Customer Service Excellence in the public sector.

Customer Service Excellence replaces the former Charter Mark Award, which has been held by the Housing Directorate for the past six years.

To obtain the Customer Service Excellence Award, organisations must meet 57 separate assessment criteria. They must demonstrate that they: engage and consult with their customers; measure customer satisfaction with the service; provide information and easy access to services; co-operate with other providers, partners and communities; have service delivery standards; deal effectively with problems; achieve timely service delivery, and have a positive organisational culture.

The Chairman of the Council will present the Customer Service Excellence Award to Councillor David Stellan, Housing Portfolio Holder and Alan Hall, Director of Housing.

**5. PUBLIC QUESTIONS (IF ANY)**

To answer questions asked after notice in accordance with the provisions contained in paragraph 9.3 of the Council Procedure Rules of the Constitution on any matter in relation to which the Council has powers or duties or which affects the District:

- (a) to the Leader of the Council;
- (b) to the Chairman of the Overview and Scrutiny Committee; or
- (c) to any Portfolio Holder.

Questions, if any, will follow if not received in time to be incorporated into the agenda.

**6. REPORTS FROM THE LEADER, CHAIRMAN OF THE OVERVIEW AND SCRUTINY COMMITTEE AND MEMBERS OF THE CABINET (Pages 27 - 34)**

To receive reports from the Leader, Chairman of the Overview and Scrutiny Committee and members of the Cabinet on matters falling within their area of responsibility:

- (a) Report of the Leader;
- (b) Report of the Chairman of the Overview and Scrutiny Committee;
- (c) Report of Environment Portfolio Holder;
- (d) Report of Finance and Economic Development Portfolio Holder;
- (e) Report of Housing Portfolio Holder;
- (f) Report of Legal and Estates Portfolio Holder;
- (g) Report of Leisure and Wellbeing Portfolio Holder;
- (h) Report of Operational Planning and Transport Portfolio Holder;
- (i) Report of Performance Management Portfolio Holder;
- (j) Report of the Safer and Greener Portfolio Holder.

## **7. QUESTIONS BY MEMBERS WITHOUT NOTICE**

Council Procedure Rule 10.6 provides for questions by any member of the Council to the Leader, Chairman of the Overview and Scrutiny Committee or any Portfolio Holder, without notice on:

- (i) reports under item 5 above; or
- (ii) any other matter of a non operational character in relation to the powers and duties of the Council or which affects all or part of the District or some or all of its inhabitants.

Council Procedure Rule 10.7 provides that answers to questions without notice may take the form of:

- (a) direct oral answer from the Leader or, at the request of the Leader, from another member of the Cabinet;
- (b) direct oral answer from the Chairman of the Overview and Scrutiny Committee or, at their request, from another member dealing with that issue as part of an Overview and Scrutiny review;
- (c) where the desired information is in a publication of the Council or other published work, a reference to that publication;
- (d) where the reply cannot conveniently be given orally, a written answer circulated later to the questioner; or
- (e) where the question relates to an operational matter, the Leader, Chairman of the Overview and Scrutiny Committee or a member of the Cabinet will request that a response be given direct to the questioner by the relevant Chief Officer.

In accordance with the Council Procedure Rule 10.8, a time limit of twenty minutes is set for questions. Any question not dealt with within the time available will receive a written reply. The Chairman may extend this period by up to a further 10 minutes to ensure that all political groups and independent members may have their questions answered.

## **8. MOTIONS**

To consider any motions, notice of which has been given under Council Procedure Rule 11.

Motions, if any, will follow if not received in time to be incorporated into the agenda.

## **9. QUESTIONS BY MEMBERS UNDER NOTICE**

To answer questions asked after notice in accordance with the provisions contained in paragraph 10.3 of the Council Procedure Rules of the Constitution on any matter in relation to which the Council has powers or duties or which affects the District:

- (a) to the Chairman of the Council;
- (b) to the Leader of the Council;
- (c) to the Chairman of the Overview and Scrutiny Committee or
- (d) to any Member of the Cabinet;.

Council Procedure rule 10.4 provides that answers to questions under notice may take

the form of:

- (a) direct oral answer;
- (b) where the desired information is in a publication of the Council or other published work, a reference to that publication; or
- (c) where the reply cannot conveniently be given orally, a written answer circulated later to the questioner.

Answers to questions falling within (a) and (b) above will be made available to the member asking the question one hour before the meeting. Answers to questions falling within (c) above will be circulated to all councillors.

Questions, if any, will follow if not received in time to be incorporated into the agenda.

**10. NON-HOUSING ASSETS WITHIN THE HOUSING REVENUE ACCOUNT (Pages 35 - 42)**

To consider the attached reports:

- (a) Report of the Cabinet; and
- (b) Report of Joint Housing and Finance and Performance Management Scrutiny Panel.

**11. REPORT OF THE OVERVIEW AND SCRUTINY COMMITTEE - DEPUTIES TO PORTFOLIO HOLDERS (Pages 43 - 52)**

To consider the attached report.

**12. REPORT OF THE OVERVIEW AND SCRUTINY COMMITTEE - ADDRESSING CABINET AND OVERVIEW AND SCRUTINY COMMITTEE MEETINGS (Pages 53 - 58)**

To consider the attached report.

**13. REPORT OF THE OVERVIEW AND SCRUTINY COMMITTEE - CANCELLATION OF MEETINGS - EXTREME WEATHER CONDITIONS (Pages 59 - 62)**

To consider the attached report.

**14. REPORT OF THE LICENSING COMMITTEE - STATEMENT OF LICENSING POLICY (Pages 63 - 80)**

To consider the attached report.

**15. REPORT OF THE LICENSING COMMITTEE - LICENSING OF SEX ENTERTAINMENT VENUES (Pages 81 - 84)**

To consider the attached report.

**16. REPORT OF THE LICENSING COMMITTEE - PAVEMENT LICENCES (Pages 85 - 88)**

To consider the attached report.

**17. REPORT OF THE LICENSING COMMITTEE - TEMPORARY ROAD CLOSURE ORDERS (Pages 89 - 90)**

To consider the attached report.

**18. STANDARDS COMMITTEE - ANNUAL REPORT 2009/10 (Pages 91 - 114)**

To consider the attached report.

The report will be presented by Mr Jason Guth, Vice Chairman of the Standards Committee as the Chairman (Mr Richard Crone) is unable to attend this evening's meeting.

**19. JOINT ARRANGEMENTS AND EXTERNAL ORGANISATIONS**

To receive any reports, ask questions and receive answers on the business of joint arrangements and external organisations.

**20. EXCLUSION OF PUBLIC AND PRESS**

**Exclusion:** To consider whether, under Section 100(A)(4) of the Local Government Act 1972, the public and press should be excluded from the meeting for the items of business set out below on grounds that they will involve the likely disclosure of exempt information as defined in the following paragraph(s) of Part 1 of Schedule 12A of the Act (as amended) or are confidential under Section 100(A)(2):

<b>Agenda Item No</b>	<b>Subject</b>	<b>Exempt Information Paragraph Number</b>
Nil	Nil	Nil

The Local Government (Access to Information) (Variation) Order 2006, which came into effect on 1 March 2006, requires the Council to consider whether maintaining the exemption listed above outweighs the potential public interest in disclosing the information. Any member who considers that this test should be applied to any currently exempted matter on this agenda should contact the proper officer at least 24 hours prior to the meeting.

**Confidential Items Commencement:** Paragraph 9 of the Council Procedure Rules contained in the Constitution require:

- (1) All business of the Council requiring to be transacted in the presence of the press and public to be completed by 10.00 p.m. at the latest.
- (2) At the time appointed under (1) above, the Chairman shall permit the completion of debate on any item still under consideration, and at his or her discretion, any other remaining business whereupon the Council shall proceed to exclude the public and press.
- (3) Any public business remaining to be dealt with shall be deferred until after the completion of the private part of the meeting, including items submitted for report rather than decision.

**Background Papers:** Paragraph 8 of the Access to Information Procedure Rules of the Constitution define background papers as being documents relating to the subject matter of the report which in the Proper Officer's opinion:

- (a) disclose any facts or matters on which the report or an important part of the report is based; and
- (b) have been relied on to a material extent in preparing the report and does not include published works or those which disclose exempt or confidential information (as defined in Rule 10) and in respect of executive reports, the advice of any political advisor.

Inspection of background papers may be arranged by contacting the officer responsible for the item.