



BURNLEY BOROUGH COUNCIL FULL COUNCIL

MECHANICS THEATRE

Tuesday, 23rd May, 2023

PRESENT

MEMBERS

His Worshipful The Mayor (Councillor Arif Khan) in the Chair;

Councillors A Anwar, L Ashworth, G Barton, G Birtwistle, H Bridges, M Brindle, C Briggs, J Broughton, S Chaudhary, S Cunliffe, A Fewings, S Graham, J Harbour, B Horrocks, A Hosker, M Hurt, S Hussain (Deputy Chair), J Inckle, K Ingham, M Ishtiaq, M Johnstone, N Kazmi, S Kazmi, A Kelly, B Hughes, L Khan, A Lewis, G Lishman, M Lishman, S Lone, J McGowan, N Mottershead, M Payne, A Raja, P Reynolds, C Sollis, M Steel, J Sumner, M Townsend, D Whitaker, A Wight and F Wild

OFFICERS

Mick Cartledge	– Chief Executive
Lukman Patel	– Chief Operating Officer
Catherine Waudby	– Head of Legal and Democratic Services
Chris Gay	– Governance Manager
Alison McEwan	– Democracy Officer
Carol Eddleston	– Democracy Officer
CJ Walmsley	– Democracy Officer
David Bristow	– Mayor's Officer
MJ Hindman	– Graphic Designer
Dexter Almond	– Admin Officer
Paul Barlow	– Graphic Designer

5 Minutes of the Last Meeting

RESOLVED That the Minutes of the meeting of the Council held on 20th April 2023 be confirmed and signed by the Chair.

6 Declarations of Interest

Councillor Margaret Lishman declared a other interest (prejudicial) in agenda item 5c) as Vice-chair of Burnley, Pendle and Rossendale Council for Voluntary Services. She indicated that she would take no part in the debate or vote thereon.

7 Mayor's Communications

The Chief Executive, Mick Cartledge, reported the following:

Mayor's 'At Home' – Tuesday 30th May 2023, 2:00pm – 4:00pm, Town Hall

The Mayor's Charity Dinner Dance to be confirmed.

8 Appointment by the Leader of the Executive and Executive Portfolios

The Leader, Councillor Afrasiab Anwar, informed members of the Council of the names of the members whom he had appointed to his Executive and their portfolio titles.

RESOLVED,

That the Leader's appointment of the Deputy Leader and the Executive be noted as follows:

Councillor Sue Graham – Deputy Leader and Resources & Performance
Councillor Mark Townsend – Economy & Growth
Councillor John Harbour – Housing & Green Spaces
Councillor Lubna Khan – Community Services & Wellbeing.

9 Appointments to Committees and Working Groups 2023/24

Consideration was given to a report on the appointments to Committees, Working Groups and Panels for the 2023/24 Municipal Year, including a populated Supplementary Appendix 2 to the report. There had been no nominations submitted in advance for the vacancy for a member of an opposition group on the Parking and Traffic Regulations Outside London (PATROL) Adjudication Joint Committee. A nomination was proposed and seconded in the meeting.

RESOLVED

- 1) That the list of Committees, Working Groups and Panels be approved as outlined in Appendix 1 to the report, and
- 2) That the membership of the Committees, Working Groups and Panels for the 2023/24 Municipal Year be approved as outlined in the populated supplementary submitted as Appendix 2 to the report, as amended to include a nomination to PATROL, and as set out below:

MEMBERSHIP OF COMMITTEES/WORKING GROUPS FOR 2023-24

SCRUTINY COMMITTEE - 17 (L8 C3 G3 LD2 B1) - as per Political Balance calculation

Councillors	Councillors
Gail Barton - L	Jamie McGowan - C
Margaret Brindle - L	Don Whitaker - C
Bill Horrocks - L	Helen Bridges – G
Nussrat Kazmi - L	Martyn Hurt – G

Syeda Kazmi - L	Jack Launer - G
Paul Reynolds - L	Howard Baker - LD
Christine Sollis - L	Gordon Birtwistle - LD
Fiona Wild - L	Neil Mottershead - BPIP
Joanne Broughton - C	

AUDIT AND STANDARDS COMMITTEE – 9 - to include 1 Executive member and the Chair of Scrutiny Committee (L4 C1 G1 LD2 B1)

Councillors	Councillors
Gail Barton - L	Andy Wight - G
Margaret Brindle - L	Howard Baker - LD
Lubna Khan - L	Gordon Lishman - LD
Asif Raja - L	Mark Payne - BPIP
Karen Ingham - C	

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DEVELOPMENT CONTROL COMMITTEE -16 - to include relevant Executive member (L7 C3 G2 LD3 B1)

Councillors	Councillors
Saeed Chaudhary - L	Alan Hosker - C
Sue Graham - L	Mike Steel - C
John Harbour - L	Scott Cunliffe – G
Bill Horrocks - L	Beki Hughes - G
Shah Hussain - L	Gordon Birtwistle - LD
Paul Reynolds - L	Jacqueline Inckle - LD
Christine Sollis - L	Anne Kelly - LD
Joanne Broughton - C	Neil Mottershead - BPIP

LICENSING COMMITTEE -15 (L7 C2 G3 LD2 B1)

Councillors	Councillors
Shah Hussain – L	Scott Cunliffe – G
Mohammed Ishtiaq – L	Jack Launer – G
Nussrat Kazmi - L	Andy Wight - G
Alun Lewis - L	Jacqueline Inckle - LD
Sehrish Lone - L	Anne Kelly - LD
Asif Raja - L	Mark Payne - BPIP
Mark Townsend - L	
Karen Ingham - C	
Don Whitaker - C	

**MEMBER STRUCTURES AND SUPPORT WORKING GROUP - 12 (L5 C2 G2 LD2 B1)
To include Group Leaders**

Councillors	Councillors
Afrasiab Anwar – L	Scott Cunliffe - G
Sue Graham – L	Andy Fewings - G
Lubna Khan – L	Howard Baker - LD
Ishtiaq Mohammed – L	Gordon Birtwistle - LD
Mark Townsend - L	Mark Payne - BPIP
Alan Hosker - C	
Mike Steel - C	

**LANCASHIRE POLICE AND CRIME PANEL
(1 Member and 1 Substitute - from ruling Group(s), as per Secretariat)**

Councillors	Councillors (sub)
Mark Townsend – L	Nussrat Kazmi - L

PARKING AND TRAFFIC REGULATIONS OUTSIDE LONDON (PATROL)

ADJUDICATION JOINT COMMITTEE - 2

Include relevant Executive Member and 1 Member from largest opposition group

Councillors	Councillors
Exec Member Community Services & Wellbeing	Gordon Birtwistle - LD

10 Appointment of Chairs and Vice-chairs 2023/24

With reference to minute 9 above, consideration was given to the Chairs and Vice-chairs of Audit and Standards Committee, Development Control Committee, Licensing Committee and Scrutiny Committee.

RESOLVED, that the following appointments be made as Chairs and Vice-chairs for the 2023/24 Municipal Year as set out below:

Committee	Chair - Cllr	Vice Chair- Cllr
Audit and Standards	Margaret Brindle - L	Asif Raja - L
Development Control	Saeed Chaudhary – L	Christine Sollis - L
Licensing	Mohammed Ishtiaq – L	Alun Lewis - L
Scrutiny	Gail Barton – L	Bill Horrocks - L

11 Appointments to Outside Bodies 2023/24

Consideration was given to the Council's appointments to Outside Bodies for the 2023/24 Municipal Year, and members considered a supplementary populated list of nominees.

RESOLVED:

That the Outside Bodies list for 2023/24 and their appointments be approved as set out below.

REPRESENTATION ON OUTSIDE BODIES 2023/24

	<u>Outside Body</u>	<u>Qualification 2022/23</u>	<u>Appointed 2022/23</u>	<u>Qualification 2023/24</u>	<u>Appointed 2023/24</u>
1.	Barnfield and Burnley Developments Limited - Directors		At 14 th June Executive		For appointment at 12 th June Executive

	<u>Outside Body</u>	<u>Qualification 2022/23</u>	<u>Appointed 2022/23</u>	<u>Qualification 2023/24</u>	<u>Appointed 2023/24</u>
	*Appointed by the Executive.	Leader Chief Executive	Cllr Anwar-L Chief Executive	Leader Chief Executive	
2.	Burnley & Pendle Children's Partnership	Any Executive Member	Cllr Margaret Lishman-LD	Any Executive Member	Cllr Lubna Khan
3.	Burnley Leisure – Trustees (D/E)	Any 2 Members (except Executive Members) (July 2022 FC appointments made; -1 Member for 2 years to July 2024, and -1 Member for 3 years to July 2025 - then both for 2 years in future)	 Cllr Cunliffe-G Cllr Lewis-L	N/A	N/A Until July 2024 Until July 2025
4.	Burnley Pendle and Rossendale Council for Voluntary Service –	Any 2 Members	Cllr Syeda Kazmi-L Cllr Anne	Any 2 Members	Cllr Syeda Kazmi - L Cllr Anne

	<u>Outside Body</u>	<u>Qualification 2022/23</u>	<u>Appointed 2022/23</u>	<u>Qualification 2023/24</u>	<u>Appointed 2023/24</u>
	Executive Committee		Kelly-LD		Kelly - LD
5.	Burnley and Pendle Citizens Advice Bureau	Executive Member for Community and Environmental Services 1 Experienced Opposition Member	Cllr Shah Hussain-L Cllr Mike Steel-C	Executive Member for Community Services & Wellbeing 1 Experienced Opposition Member	Cllr Lubna Khan – L Cllr Jacqueline Inckle - LD
6.	Burnley Private Rented Sector Forum	Executive Member for Housing Chair of Scrutiny Committee	Cllr John Harbour-L Cllr Howard Baker-LD	Executive Member for Housing Chair of Scrutiny Committee	Cllr Harbour - L Cllr Gail Barton - L
7.	Burnley Improvement District Board	Strategic Head of Economy and Growth	Kate Ingram	Strategic Head of Economy and Growth	Kate Ingram
8.	Burnley Together Steering Group	Executive Member for Health and Well Being Chief Operating Officer Head of Policy and Engagement	Cllr Margaret Lishman-LD Lukman Patel	Executive Member for Community Services and Wellbeing Chief Operating Officer Head of Policy and Engagement	Cllr Lubna Khan – L Lukman Patel

	<u>Outside Body</u>	<u>Qualification 2022/23</u>	<u>Appointed 2022/23</u>	<u>Qualification 2023/24</u>	<u>Appointed 2023/24</u>
			Rob Dobson		Rob Dobson
9.	Covid 19 Economic Recovery Board	Leader Experienced Opposition Member	Cllr Afrasiab Anwar-L Cllr Karen Ingham-C	Leader Experienced Opposition Member	Cllr Afrasiab Anwar – L Cllr Gordon Birtwistle - LD
10.	East Lancashire Health and Well Being Partnership	Executive Member for Health & Wellbeing	Cllr Margaret Lishman-LD	Executive Member Community Services & Wellbeing	Cllr Lubna Khan - L
11.	Growth Lancashire (E)	1 Public Sector Director - Executive Member for Economy and Growth	Cllr Mark Townsend-L	1 Public Sector Director - Executive Member for Economy and Growth	Cllr Mark Townsend - L
12.	Housing Joint Venture Contract *Appointed by the Executive	Council Representatives- Executive Member for Housing Chief Operating Officer	At 14 th June Executive Cllr John Harbour-L Chief Operating	Executive Member for Housing & Green Spaces Chief Operating	For appointment at 12 th June Executive

	<u>Outside Body</u>	<u>Qualification 2022/23</u>	<u>Appointed 2022/23</u>	<u>Qualification 2023/24</u>	<u>Appointed 2023/24</u>
		- <u>Stakeholder Representatives-</u> Leader - Chief Executive -Strategic Head of Economy and Growth	Officer At 14 th June Executive Cllr Afrasiab Anwar-L Chief Executive Kate Ingram	Officer Leader - Chief Executive -Strategic Head of Economy and Growth	For appointment at 12 th June Executive
12.	LCC Health Scrutiny Committee (same Membership for Joint Lancashire Health Scrutiny Committee)	Any Member of Scrutiny Committee Sub: Any Member of Scrutiny Committee	Cllr Gail Barton-L Cllr Gordon Birtwistle-LD	Any Member of Scrutiny Committee Sub: Any Member of Scrutiny Committee	Cllr Fiona Wild – L Cllr Gail Barton - L
14.	Lancashire Waste Partnership	Executive Member for Community and Environmental Services	Cllr Shah Hussain-L	Executive Member for Community Services & Wellbeing	Cllr Lubna Khan - L

	<u>Outside Body</u>	<u>Qualification 2022/23</u>	<u>Appointed 2022/23</u>	<u>Qualification 2023/24</u>	<u>Appointed 2023/24</u>
15.	LEP Scrutiny Committee	Any Member (except Leader) Sub: Any Member (except Leader)	Cllr Mark Townsend-L Cllr Gordon Birtwistle-LD	Any Member (except Leader) Sub: Any Member (except Leader)	Cllr Mark Townsend-L Cllr Gordon Birtwistle - LD
16.	Local Government Association	Leader	Cllr Afrasiab Anwar-L	Leader	Cllr Afrasiab Anwar - L
17.	North Western Local Authorities Employers' Organisation	Executive Member for Resources and Performance Management Sub: Any Executive Member	Cllr Sue Graham-L Cllr Margaret Lishman - LD	Executive Member for Resources and Performance Sub: Any Executive Member	Cllr Sue Graham – L Cllr Lubna Khan
18.	Pennine Prospects	Any Member	Cllr Sue Graham-L	Any Member	Cllr Sue Graham-L

SECTION 2 - PERIOD APPOINTMENTS

-	<u>Outside Body</u>	<u>Qualification 2022/23</u>	<u>Appointed 2022/23</u>	<u>Qualification 2023/24</u>	<u>Appointed 2023/24</u>
19.	Burnley Acorn Fund- (periods of four years)	3 Any Members (to expire Oct 2024) 2 Members required due to retirement of Cllr Cant and Foster in May 2022 (to Oct 2024) Section 151 Officer Ex Officio	-	3 Any Members (to expire Oct 2024) Just 1 Member required due to retirement of Cllr Royle in May 2023 (to Oct 2024) Cllr Syeda Kazmi-L (from May 2022 to Oct 2024) Cllr Gordon Birtwistle-LD (from May 2022 to Oct 2024) Cllr Ann Royle (from Nov 2020 to Oct 2024) Section 151 Officer Ex Officio	Cllr Nussrat Kazmi – L (to Oct 2024) Howard Hamilton-Smith

-	<u>Outside Body</u>	<u>Qualification 2022/23</u>	<u>Appointed 2022/23</u>	<u>Qualification 2023/24</u>	<u>Appointed 2023/24</u>
			-		
20.	Stocks Massey Bequest-Representative Trustees (periods of four years)	Any Executive Member (Term May 2020 – May 2023)	Cllr John Harbour (Replaced Cllr Emo at FC 29 October for term November 2020 – May 2023)	Any Executive Member (New term May 2023 – May 2027)	Cllr John Harbour - L (May 2023 – May 2027) Cllr Gail Barton - L

-	<u>Outside Body</u>	<u>Qualification 2022/23</u>	<u>Appointed 2022/23</u>	<u>Qualification 2023/24</u>	<u>Appointed 2023/24</u>
		Chair of Scrutiny Committee (Term May 2022 - May 2024)	Cllr Howard Baker	Chair of Scrutiny Committee	(May 2022- May 2024)

12 Constitutional Updates and Reporting

RESOLVED,

That it be noted that, on 26th April 2023, the Leader had agreed the following amendment to the delegation to the Head of Housing and Development Control following the dissolution of the Pennine Lancashire Building Control Joint Committee.

The amendment (additional text) is highlighted in bold:

‘Notwithstanding a delegation to any other Head of Service, to exercise the Council’s statutory powers and functions in **Parts I, II, III, IV and V** of the Building Act 1984 including, but not limited to, serving notices, obtaining warrants and authorising officers for the purpose of those powers and functions’.

13 Structure of Appointments Panel - Chief Operating Officer Recruitment

RESOLVED, THAT

- 1) A change to Part 4h of the Constitution – Officer Employment Procedure Rules as set out in the report be approved, and
- 2) The revised methodology that will be applied to the formation of the Appointments Committee for the current Chief Operating Officer vacancy in view of the equality of seats between the largest opposition groups be confirmed.