



# BURNLEY BOROUGH COUNCIL FULL COUNCIL

BURNLEY TOWN HALL

Wednesday, 27th May, 2020

**The meeting was a remote meeting held in accordance with the regulations made under Section 78 of the Coronavirus Act 2020**

## PRESENT

### MEMBERS

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

Councillors M Townsend (Vice-Chair) M Townsend (Vice-Chair), A Anwar, H Baker, G Birtwistle, C Briggs, B Brindle, P Campbell, F Cant, S Chaudhary, T Commis, I Emo, D Ferrier, A Fewings, B Foster, P Gill, S Graham, S Hall, J Harbour, A Hosker, S Hussain, M Ishtiaq, M Johnstone, A Kelly, T Kennedy, A Khan, L Khan, S Khan, G Lishman, M Lishman, S Lone, T Martin, P McCann, L Mehanna, N Mottershead, A Newhouse, L Pate, E Payne, M Payne, A Raja, D Roper, A Royle, J Sumner, A Tatchell and C Towneley

### OFFICERS

Mick Cartledge	– Chief Executive
Lukman Patel	– Chief Operating Officer
Catherine Waudby	– Head of Legal and Democratic Services
Chris Gay	– Governance Manager
Imelda Grady	– Democracy Officer
Alison McEwan	– Democracy Officer

## 5 Minutes of the last meeting

That Subject to the following corrections:

- (i) Strategic Plan - minute 74 – that a new objective be added to the Strategic Plan – PE3 - We will work with partners to provide the necessary support systems to end rough sleeping in the Borough,
- (ii) Minute 73 – replace 'ecoply' with 'eco plus'

the Minutes of the meeting held on 26<sup>th</sup> February 2020 be approved.

## 6 Declarations of Interest

Councillor Margaret Lishman, Lian Pate and Emma Payne declared a personal interest (other) in item 5 (c) Appointments to Outside Bodies in relation to the Burnley, Pendle and Rossendale Council for Voluntary Service.

## 7 Appointments to Committees, Working Groups and Panels 2020/21

Consideration was given to a report on the membership of the Council's committees, working groups and panels for the 2020/21 Municipal Year.

### RESOLVED

1. That the list of Committees, Working Groups and Panels as set out in Appendix 1 to the report be approved as submitted.
2. That the membership of the Council's Committee, Working Groups and Panels for the 2020/21 Municipal Year be approved as follows

### MEMBERSHIP OF COMMITTEES/WORKING GROUPS FOR 2020-21

#### SCRUTINY COMMITTEE-17 (8-3-3-2-1)

**CHAIR –Councillor Andy Tatchell**

**VICE CHAIR – Councillor Marcus Johnstone**

<b>Councillors</b>	<b>Councillors</b>
Baker H	Lishman G
Commis T	Lone S
Ferrier D	Mehanna L
Fewings A	Pate L
Foster B	Payne E
Gill P	Royle A
Johnstone M	Tatchell A
Khan S	Townsend M
Kennedy T	

AUDIT and STANDARDS COMMITTEE-9 -to include 1 Executive member and the Chair of Scrutiny Committee (5-1-1-2)

**CHAIR – Councillor Paul Campbell**

**VICE CHAIR – Councillor Sue Graham**

<b>Councillors</b>	<b>Councillors</b>
Baker H	Hussain S
Brindle B	Mehanna L
Campbell P	Payne M
Commis T	Tatchell A

Graham S	
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**DEVELOPMENT CONTROL COMMITTEE-16**

**-to include relevant Executive member (8-3-2-2-1)**

**CHAIR – Councillor Frank Cant**

**VICE CHAIR – Councillor Mark Payne**

<b>Councillors</b>	<b>Councillors</b>
Anwar A	Hosker A
Birtwistle G	Ishtiaq M
Cant F	Johnstone M
Chaudhary S	Kelly A
Emo I	Khan L
Graham S	Mottershead N
Harbour J	Payne M
Hall S	Sumner J

**LICENSING COMMITTEE-15 (7-3-3-1-1)**

**CHAIR – Councillor Arif Khan**

**VICE CHAIR –Councillor Frank Cant**

<b>Councillors</b>	<b>Councillors</b>
Baker H	Lishman M
Campbell P e B	Martin T
Cant F	Newhouse A
Emo I	Payne E
Gill P	Raja A
Hall S	Sumner J
Hussain S	Townsend M
Khan A	

**MEMBER STRUCTURES AND SUPPORT WORKING GROUP-12 (6-2-2-1-1)**

**To include Group Leaders**

<b>Councillors</b>	<b>Councillors</b>
Birtwistle G	Lishman M
Briggs C	Khan A
Campbell P	Pate L
Cant F	Tatchell A
Fewings A	Towneley C
Hosker A	Townsend M

**LANCASHIRE POLICE AND CRIME PANEL  
(1 member and 2 substitute )**

<b>Councillors</b>	<b>Councillors</b>
Anwar A	Fewings A
	Townsend M

**PARKING AND TRAFFIC REGULATIONS OUTSIDE LONDON (PATROL)  
ADJUDICATION JOINT COMMITTEE - 2  
Include relevant Executive Member  
and 1 member from largest opposition group**

<b>Councillors</b>	<b>Councillors</b>
<b>Towneley C</b>	Graham S

**8 Appointment of Committee Chairs and Vice-Chairs**

With reference to Minute 7 the Council gave consideration to the appointment of Chairs and Vice Chairs of the Scrutiny, Regulatory and Other Committees for the 2020/21 Municipal Year.

**RESOLVED**

That the following appointments of the Chairs and Vice Chairs be made for the 2020/21 Municipal Year

Scrutiny Committee	Chair	Andy Tatchell
	Vice Chair	Marcus Johnstone
Audit and Standards Committee	Chair	Paul Campbell
	Vice Chair	Sue Graham
Development Control Committee	Chair	Frank Cant
	Vice Chair	Mark Payne
Licensing Committee	Chair	Arif Khan
	Vice Chair	Frank Cant

## 9 Appointment to Outside Bodies

Consideration was given to the Council's appointments to Outside Bodies for the 2020/21 Municipal Year.

### RESOLVED

That the Outside Bodies List for 2020/21 be approved as set out below

#### REPRESENTATION ON OUTSIDE BODIES FOR THE MUNICIPAL YEAR 2020/21

	<u>Outside Body</u>	<u>Nominated 2019/20</u>	<u>Qualification 2020/21</u>	<u>Nominated 2020/21</u>
1.	Barnfield and Burnley Developments Limited  - Directors  *Appointed by the Executive.	Leader  Chief Executive	Leader  Chief Executive	<b>Cllr Briggs</b>  <b>Mick Cartledge</b>
2.	<b>Burnley &amp; Pendle Children's Partnership</b>	Cllr Townley	Any Executive Member	<b>Cllr Towneley</b>
3.	Burnley Education Trust		Chief Executive	<b>Mick Cartledge</b>
4.	Burnley Leisure – Trustees (D/E )	Cllr Baker  Cllr Newhouse	Any 2 Members	<b>Cllr Anwar</b>  <b>Cllr Baker</b>

	<u>Outside Body</u>	<u>Nominated 2019/20</u>	<u>Qualification 2020/21</u>	<u>Nominated 2020/21</u>
5.	<b>Burnley Pendle and Rossendale Council for Voluntary Service – Executive Committee</b>	Cllr Foster  Cllr Ferrier	Any 2 Members	<b>Cllr Foster</b>  <b>Cllr L Khan</b>
6.	<b>Burnley and Pendle Citizens Advice Bureau</b>	Cllr Towneley    Cllr Pate	Executive Member for Community and Environmental Services    1 Experienced Opposition Member	<b>Cllr Towneley</b>    <b>Cllr Foster</b>
7.	Burnley Private Rented Sector Forum	Cllr Emo    Cllr Tatchell	Executive Member for Housing and Leisure  Chair of Scrutiny Committee	<b>Cllr Emo</b>    <b>Cllr Tatchell</b>
8.	Burnley Town Centre Partnership	Cllr Birtwistle    Cllr Johnstone	Executive Member for Economy and Growth    Vice Chair of Scrutiny Committee	<b>Cllr Birtwistle</b>    <b>Cllr Johnstone</b>

	<u>Outside Body</u>	<u>Nominated 2019/20</u>	<u>Qualification 2020/21</u>	<u>Nominated 2020/21</u>
9.	<b>East Lancashire Health and Well Being Partnership</b>	Cllr Towneley	Executive Member for Community and Environmental Services	<b>Cllr Towneley</b>
10.	Growth Lancashire (E)	Cllr Birtwistle	1 Public Sector Director - Executive member for and Economy Growth	<b>Cllr Birtwistle</b>

	<u>Outside Body</u>	<u>Nominated 2019/20</u>	<u>Qualification 2020/21</u>	<u>Nominated 2020/21</u>
11.	Housing Joint Venture Company  *Appointed by the Executive	Cllr Emo  Lukman Patel  Cllr Briggs  Mick Cartledge  Kate Ingram	Council Representatives-  Executive Member for Housing and Leisure  -Chief Operating Officer  Stakeholder Representatives-  Leader  - Chief Executive  -Strategic Head of Economy and Growth	<b>Cllr Emo</b>  <b>Lukman Patel</b>  <b>Cllr Briggs</b>  <b>Mick Cartledge</b>  <b>Kate Ingram</b>
12.	LCC Health Scrutiny Committee  (same Membership for Joint Lancashire Health Scrutiny Committee)	Cllr G Lishman  Cllr Martin	Any Member of Scrutiny Committee  Sub:  Any Member of Scrutiny Committee	<b>Cllr Kennedy</b>  <b>Cllr Pate</b>



	<b><u>Outside Body</u></b>	<b><u>Nominated 2019/20</u></b>	<b><u>Qualification 2020/21</u></b>	<b><u>Nominated 2020/21</u></b>
13.	Lancashire Waste Partnership	Cllr Towneley	Executive Member for Community and Environmental Services	<b>Cllr Towneley</b>
14.	Local Government Association	Cllr Briggs	Leader	<b>Cllr Briggs</b>
15.	North Western Local Authorities Employers' Organisation	Cllr M Lishman	Executive Member for Resources and Performance Management  Sub: Any Executive Member	<b>Cllr M Lishman</b>  <b>Sub: Cllr Birtwistle</b>
16.	Pennine Prospects	Cllr Towneley	Any Member	<b>Cllr Towneley</b>

## **SECTION 2 - PERIOD APPOINTMENTS**

	<b><u>Outside Body</u></b>	<b><u>Qualifications 2018/19</u></b>	<b><u>Appointed 2019/20</u></b>	<b><u>Qualifications 2019/20</u></b>	<b><u>Nominated 2019/20</u></b>
16.	Burnley Acorn Fund-  (periods of	3 Members  ( to Oct 2020)		3 Members  ( to Oct 2020)	<b>No change required until October 2020</b>

	<u>Outside Body</u>	<u>Qualifications 2018/19</u>	<u>Appointed 2019/20</u>	<u>Qualifications 2019/20</u>	<u>Nominated 2019/20</u>
	four years)	<p>– 1 Member to be replaced from May 2018-Oct 2020</p> <p>1 Member (from Oct 2016 to Oct 2020)</p> <p>1 Member (from May 2017 to Oct 2020)</p> <p>Section 151 Officer Ex Officio</p>	<p>Cllr Mehanna</p> <p>Cllr Ann Royle</p> <p>Cllr Andy Tatchell</p> <p>Asad Mushtaq Ex Officio</p>	<p>1 Member (from May 2018-Oct 2020)</p> <p>1 Member (from Oct 2016 to Oct 2020)</p> <p>1 Member (from May 2017 to Oct 2020)</p> <p>Section 151 Officer Ex Officio</p>	<p><b>Cllr Lorraine Mehanna</b></p> <p><b>Cllr Ann Royle</b></p> <p><b>Cllr Andy Tatchell</b></p> <p><b>Asad Mushtaq</b> <b>Ex Officio</b></p>
17.	Stocks Massey Bequest-Representative Trustees (periods of four years)	<p>Any Executive Member (term May 2017- May 2020)</p> <p>Chair of Scrutiny Committee (May 2018-May</p>	<p>Cllr Emo</p> <p>Cllr Andy Tatchell (May 2018-May</p>	<p>Any Executive Member ( new term May 2020 – 23 )</p> <p>Chair of Scrutiny Committee</p>	<p><b>Cllr I Emo (to May 2023)</b></p> <p><b>Cllr Andy Tatchell</b></p>

	<u>Outside Body</u>	<u>Qualifications 2018/19</u>	<u>Appointed 2019/20</u>	<u>Qualifications 2019/20</u>	<u>Nominated 2019/20</u>
		2022)	2022)	(May 2018-May 2022)	(to May 2022)

## 10 Constitutional Updates

Consideration was given to the constitutional updates that had been made since the last meeting.

### RESOLVED

1. That an addition to the delegations of the Strategic Head of Economy and Growth relating to the granting of leases be noted;
2. That the minor amendment in delegation to the Head of Legal and Democratic Services in regard to Tree Preservation Order be noted;
3. That the Urgent delegated (Council Function) decision by the Chief Executive relating to Taxi Licensing Policy be noted;
4. That it be noted that call-in was waived for Urgent Executive Decisions relating to the Reduction in opening hours of Burnley Market, the Closure of Burnley Market, Pioneer Place Deed of Variation, and Land at Tay Street, Burnley
5. That the regulations on remote meetings within The Local Authorities and Police and Crime Panels Coronavirus Regulations 2020, and the Council's response to undertaking remote meetings be noted.

## 11 Urgent Decisions of the Chief Executive (Council Functions)

Consideration was given to the Urgent Decisions (Council Functions) taken by the Chief Executive using Urgency Power in respect of the Licensing Policy on Taxis – Vehicles and Drivers, and Council Standing Orders for Meetings.

### RESOLVED

That the Urgent Decisions (Council Functions) be noted.

## 12 Questions

Councillor Mark Townsend raised a question under Standing Order No. 10 (3) as follows

“At the next scheduled meeting of the cross party Scrutiny Committee on June 10<sup>th</sup> can the Chair of Scrutiny include a review of the impact on the Borough of the Covid-19 pandemic, the Council response to date and future plans to support businesses and residents?”

On the committee identifying and agreeing any specific areas requiring more detailed review can the Chair ensure these are included in the committee work plan and a schedule agreed with Executive Members and officers to appropriately support the work of the committee on this urgent matter?

Councillor Andy Tatchell responded by assuring that he would work with the committee, council officers and Executive members to arrive at a meaningful structure with relevant dates and thereby mount a comprehensive scrutiny review of this subject.