BURNLEY BOROUGH COUNCIL FULL COUNCIL

UCLAN , VICTORIA MILL,TRAFALGAR STREET,BURNLEY.

Thursday, 22nd July, 2021

PRESENT

MEMBERS

His Worshipful The Mayor (Councillor Mark Townsend) in the Chair;

Councillors C Towneley (Vice-Chair), A Anwar, G Birtwistle, C Briggs, P Campbell, F Cant, P Chamberlain, S Chaudhary, T Commis, S Cunliffe, I Emo, D Ferrier, A Fewings, B Foster, P Gill, S Graham, S Hall, J Harbour, A Hosker, M Hurt, S Hussain, J Inckle, K Ingham, A Khan, S Khan, W Khan, G Lishman, M Lishman, S Lone, L Mehanna, E Payne, A Raja, A Royle, J Sumner, D Whitaker and A Wight

OFFICERS

Lukman Patel	–	Chief Operating Officer
Catherine Waudby	–	Head of Legal and Democratic Services
Chris Gay	–	Governance Manager
Eric Dickinson	–	Democracy Officer
David Bristow	–	Mayor's Officer
Claudia Wilcock	–	Administration Officer
Paul Barlow	–	Graphic Designer
Mark Hindman	–	Graphic Designer

8 Minutes of the Last Meeting

RESOLVED
That the Minutes of the previous Annual Council and Appointments Council meetings on 19th May 2021 were confirmed.

9 Declarations of Interest

The following Member declared a non-prejudicial interest (Other) on the following item.
The Member stayed in the meeting and were able to vote on the item;
Councillor Cosima Towneley – item 6(c)- as a Parish Councillor.

10 Notice of Motion-Planning Reform

It was moved by Councillor Scott Cunliffe and seconded by Councillor Andy Fewings that:
``This Council notes:
1) The Government is proposing as part of planning reforms to remove local residents' rights to object to individual planning applications in their own neighbourhood if the area is zoned for growth or renewal;
This Council believes:
1) That planning works best when the council, developers and the local community work together to shape local areas and deliver, where necessary, new homes and other developments in suitable locations;

This Council resolves:

1) that the CEO will write to the MP for Burnley and the Leader of the House of Commons to urge them to call on the Government to protect the right of communities to help shape planning policies and to comment (including object) to individual planning applications and the details of schemes``.

On being put to the vote the motion was declared to be CARRIED and it was RESOLVED Accordingly

11 Notice Without Motion-Suspension of Standing Orders

It was moved by Councillor Scott Cunliffe and seconded by Councillor Andy Wight:
``To Move A Motion Without Notice under Council Procedure Rule 13 (m), to Suspend Council Procedure Rule (CPR) 11 Motion with Notice, to allow a motion on Anti-Racism to be considered at this meeting.
Thousands of racist comments aimed at black England players were posted online after the Euros 2020 final on Sunday 11th July 2021 with an online petition going live the following day. This did not allow time for a motion to be approved and submitted before the seven working days deadline of 9th July 2021.
It is imperative that this motion is brought to today's Full Council meeting so that it can be passed before the start of the English Premier League season on 14th August 2021. Delaying this motion to the next Full Council meeting at the end of September 2021 would miss an important opportunity to make a strong statement before our town's Premier League team starts the season with full a stadium of fans.

The Anti-Racism motion is as follows;
This Council notes:

- the recent success of the England squad, which if it wasn't for injury would include Burnley FC footballer Nick Pope.
- Burnley Football Club and Burnley supporters swift and effective anti-racism reaction to the "White Lives Matter" banner that was flown by a small group of fans over a Premier League game.
- that thousands of racist comments aimed at black England players were posted online after England's defeat by penalties in the UEFA Euros 2020 Final.
- that an online petition launched by Huda Jawad, Shaista Aziz and Amna Abdul has received over one million signatures from concerned citizens around the country since it was launched after the UEFA Euros 2020 Final on Sunday 11th July 2021.

This Council believes:

- that all forms of racist abuse are unacceptable and that any individual found guilty of online or offline racism should receive a ban for life from all football games in England.

• places with Premier League Clubs, like Burnley, need to lead from the front in a zero tolerance approach.

• that Burnley FC, the Football Association and the Government should work together now to ban all those who carry out racist abuse, online and offline, from all football matches in England for life.

This Council resolves:

• that the Chief Executive will write to Burnley Football Club and The Football Association urging them to continue to work together with the government to enforce life time bans for fans found guilty of racist abuse.

• that the Chief Executive will write to the MP for Burnley and the Leader of the House of Commons to urge them to call on the Government to enforce life time bans for fans found guilty of racist abuse``.

On being put to the vote the Motion was declared to be LOST and it was RESOLVED Accordingly

12 Parliamentary Boundary Review 2023

Consideration was given to a report on a Parliamentary Boundary Review 2023.
Recommendation 2b) in the report was moved by Councillor Afrasiab Anwar, and seconded by Councillor Sue Graham.

RESOLVED
That Recommendation 2b) be approved, to ask the Chief Executive to write the Boundary Commission opposing the changes to the Burnley Parliamentary boundary

13 Platinum Jubilee and Armed Forces Day 2022

With reference to Minute 26 of the Executive (14th July 2021) consideration was given to the following Motion;
“That a budget of £20,000 is established from the revenue support reserve, for the Platinum Jubilee celebrations and an Armed Forces Day event to be held in Summer 2022”.

An Amendment was moved by Councillor Andy Fewings and seconded by Councillor Martyn Hurt (Motion Without Notice CPR13 (g)) that;
“The Full Council be recommended to establish a budget of £20,000 -comprising of £10,000 from (i) the Climate Change Budget and (ii) £10,000 from the revenue support reserve, to be used, in the case of (i) for the sole purpose of planting trees to provide a long-lasting marking of the Platinum Jubilee celebrations whilst tackling the Climate and Ecological Emergency and recommends to the Executive that (a) it uses these funds to purchase 70 mature trees to be planted across the borough and (b) authorises officers to use a reasonably amount of time to assist residents groups and Parish Councils in setting up crowdfunders for any celebrations they plan to hold, including sharing those crowdfunders on the Council website, Council social media and assistance with issuing a press release to local papers about funding appeals if needed and, in the case of (ii) for an Armed Forces Day event to be held in summer of 2022”.

Adjourn the Debate

It was moved by Councillor Mark Townsend and seconded by Councillor Cosima Towneley (Motion Without Notice CPR 13 (j)) “to adjourn the debate for 10 minutes”, and on being put to the vote this motion to adjourn was declared to be CARRIED and it was RESOLVED accordingly.

After the resumption of the debate, it was moved by Councillor Cosima Towneley and seconded by Councillor Karen Ingham (Motion Without Notice CPR 13 (i)) “that the question be now put”.

After the Amendment was put to the vote, the Amendment was declared to be LOST and it was RESOLVED accordingly.

During the debate on the original motion it was moved by Councillor Cosima Towneley and seconded by Councillor Gordon Birtwistle (Motion Without Notice CPR 13 (i)) “that the question be now put”, and on being put to the vote this motion “that the question be now put” was CARRIED and it was RESOLVED accordingly.

On the original motion being put to the vote, the original motion was declared to be CARRIED and it was RESOLVED accordingly;
“That a budget of £20,000 is established from the revenue support reserve, for the Platinum Jubilee celebrations and an Armed Forces Day event to be held in Summer 2022

14 2020/21 Final Outturn Revenue Budget

With reference to Minute 19 of the Executive (14th July 2021) consideration was given to a report on the 2020/21 Final Outturn Revenue Budget.

RESOLVED

(1) That it be approved that the provisional final position on the Council’s revenue account for 2020/21 shows a net underspend of £31k which has been transferred to the Revenue Support Reserve. The projected overspend from the outturn position estimated during quarter 3 budget monitoring was £49k;

(2) That he transfers be approved to/from Earmarked Reserves totalling a net £5.058m increase to reserves (see Appendix 2);and

(3) That the additional revenue budget carry forward requests be approved from Heads of Service totalling £2.198m (see Appendix 3).

15 2020/21 Final Outturn Capital Budget

With reference to Minute 20 of the Executive (14th July 2021) consideration was given to a report on the 2020/21 Final Outturn Capital Budget.

RESOLVED

(1) That he final position be approved on capital spending and financing of £11.915m for 2020/21 as shown in Appendices 1 & 2, which equates to 87% of the final resources position;and

(2) That the revised capital budget be approved for 2021/22 totalling £20.527m as outlined in Appendix 3, (including net carry forward of £1.735m).

16 Annual Treasury Management Review 2020/21

With reference to Minute 21 of the Executive (14th July 2021) consideration was given to a report on the Annual Treasury Management Report Review of 2020/21 Activity.

RESOLVED
That the annual treasury management activity for the year ended 31st March 2021 be noted.

17 Constitutional Updates Report

Consideration was given to a report on Constitutional Updates.

RESOLVED

(1) That the urgent decision made by the Chief Executive (Council Function) on 18th June 2021 relating to establishing a budget for the Holiday Activities and Food (HAF) Programme 2021 be noted (Appendix 1- Minute, and Executive Minute and Report);

(2) That the waiver of call in granted relating to an urgent decision taken by the Executive on 17th June 2021 relating to the Levelling Up Fund Bid be noted (Appendix 2);

(3) That the detailed Part 3 Executive Portfolios 2021-22 which the Leader agreed on 1st June 2021 be noted (Appendix 3);

(4) That a change to the current Managing Attendance Policy (Appendix 4) be approved, and that the subsequent Part 3 delegation (Council Function) to the Chief Operating Officer also be approved, as set out in Paragraph 16; and

(5) That a recommendation from Licensing Committee be approved that Part 3 (Council Functions) of the constitution relating to Licensing Committee be amended to add revocation of vehicle licences to the delegations of the Head of Legal and Democratic Services (Appendix 5 - Licensing Minute and Report).

18 Appointments to Committees, Working Groups, and Outside Bodies 2021-22

Consideration was given to a report on Appointments to Committees, Working Groups, and Outside Bodies 2021-22.

RESOLVED
(1) That the following Members be appointed to the following Outside Bodies for the remainder of the 2021/22 Municipal Year;
- LCC Health Scrutiny Committee-Cllr Frank Cant (Lead Member) and Cllr Shbana Khan (Substitute Member)
- Pennine Prospects -Cllr Cosima Towneley.

(2) That the change to Labour Group Membership on Licensing Committee be approved, to replace Cllr Shbana Khan with Cllr Frank Cant; and

(3) That a number of re-appointments be approved to Audit and Standards Committee until July 2024 relating to; a Parish Member (Gill Smith), an Independent Member (Stuart Arnfield), and the Independent Persons (Pat Higginbottom and Usman Khan).

19 Reports from Committee Chairs

RESOLVED
That the reports of the Chairs of Scrutiny, Audit and Standards, Licensing, and Development Control be noted.

20 Strategic Plan Progress Reports

RESOLVED

That the Strategic Plan Progress Reports of the Leader, Deputy Leader and Executive Member for Resources and Performance, and Executive Member for Health and Well Being, be noted.

Duration of Meeting

In accordance with CPR 13 (l) Members considered a Motion Without Notice that the meeting continue beyond three hours duration until the end of the meeting`s business, and it was RESOLVED Accordingly.

RESOLVED

That the reports of the Executive Members for Housing and Development Control, Community and Environment, and Economy and Growth be noted.

21 Exclusion of the Public

That the public be excluded from the meeting before discussion takes place on the following items of business relating to Minute 22 on the grounds that if the public were present there would be a disclosure to them of exempt information within the meaning of Part VA of the Local Government Act 1972 relating to the financial or business affairs of any particular person (including the authority holding that information).

22 Charter Walk

With reference to Minute 28 of the Executive (14th July 2021) consideration was given to a report on Charter Walk.

RESOLVED
That the borrowing and the revision of the capital programme as set out in the report be approved.