

# LONDON BOROUGH OF BROMLEY

## MINUTES

of the proceedings of the Meeting of the  
Council of the Borough  
held on 25 October 2010

Present:

**The Worshipful the Mayor  
Councillor George Taylor**

**The Deputy Mayor  
Councillor Ruth Bennett**

### Councillors

Reg Adams	Ellie Harmer	Peter Morgan
Graham Arthur	Will Harmer	Ernest Noad
Douglas Auld	David Hastings	Gordon Norrie
Kathy Bance	Brian Humphrys	Tom Papworth
Nicholas Bennett J.P.	Samaris Huntington-	Sarah Phillips
Eric Bosshard	Thresher	Neil Reddin
Katy Boughey	William Huntington-	Catherine Rideout
Lydia Buttinger	Thresher	Charles Rideout
John Canvin	John Ince	Richard Scoates
Stephen Carr	Russell Jackson	Colin Smith
Peter Dean	Charles Joel	Diane Smith
Robert Evans	Kate Lymer	Tim Stevens
Roxy Fawthrop	Paul Lynch	Harry Stranger
Simon Fawthrop	Mrs Anne Manning	Michael Tickner
Peter Fookes	David McBride	Pauline Tunnickliffe
Peter Fortune	Russell Mellor	Michael Turner
John Getgood	Alexa Michael	Stephen Wells
Julian Grainger	Nick Milner	

The meeting was opened with prayers

In the Chair  
The Mayor  
Councillor George Taylor

## 25 APOLOGIES

Apologies for absence were received from Councillors Jane Beckley, Julian Benington, Roger Charsley, Judi Ellis, Diana McMull, Tony Owen and Ian Payne.

**26 MINUTES**

The Minutes of the meeting held on 28<sup>th</sup> June 2010 were confirmed, subject to the addition of Councillor Buttinger as present at that meeting.

**27 DECLARATIONS OF INTEREST**

Councillor Auld declared an interest in item 4 (Petition on the Home Care Service) as his wife was employed in the Adult and Community Services Directorate. Councillors Peter Dean and John Getgood declared interests in item 4 (Petition on the Harris into Beckenham Campaign) as Governors of Kelsey Park Sports College. Councillors Stephen Carr, Simon Fawthrop, Julian Grainger and Sarah Philips declared interests in item 11 (Capital Programme) as parents with a child attending one of the schools affected. Councillor Roxy Fawthrop also declared a similar interest as she had a sister attending one of the schools affected. Councillor Nicholas Bennett JP declared an interest in item 11 as a Governor of Langley Park School for Girls. Councillor Stranger declared an interest in item 14 (Statement Licensing Policy 2011-14) as Secretary of the Orpington Conservative Club. Several members declared interests in item 15 (Investment Sub-Committee – Change or Name) as members of the Council's Pension Fund.

**28 PETITIONS**

Two Petitions were received in accordance with the Council's Petition Scheme, as follows:

- A) 'Harris into Beckenham Campaign' - Two representatives addressed the Council seeking support for the aims of their petition.

A motion to take no further action on this matter was duly proposed and seconded. The Motion was CARRIED.

- B) Home Care Service – a representative addressed the Council seeking support for the aims of their petition.

A motion to defer this matter for further consideration was proposed by Councillor Getgood and seconded by Councillor Fookes.

On being put to the vote the motion was LOST.

(Councillor Getgood asked for the recording of his vote in favour of the motion.)

A motion to take no further action on this matter was duly proposed and seconded. The Motion was CARRIED.

(Councillors Adams, Bance, Fookes Getgood and McBride asked for the recording of their votes against the decision.)

**29 QUESTIONS BY MEMBERS OF THE PUBLIC**

There were no questions from members of the public.

**30 QUESTIONS BY MEMBERS**

The oral and written questions are attached at Appendices A and B.

**31 TO CONSIDER ANY STATEMENTS MADE BY THE LEADER OF THE COUNCIL, PORTFOLIO HOLDERS OR CHAIRMEN OF COMMITTEES**

A Statement was made by the Portfolio Holder for Public Protection and Safety, Councillor Peter Morgan, on the Safer Bromley Partnership's intention to launch a tough enforcement clampdown on drug dealing in the Borough. He outlined the approach being taken in conjunction with the Police, the publicity campaign being launched 'Enough is Enough' and responded to various questions from members.

**32 ADOPTION OF THE BROMLEY TOWN CENTRE AREA ACTION PLAN**

Consideration was given to a report proposing the formal adoption of the Bromley Town Centre Area Action Plan as the final stage of the Local Development Framework process.

The Mayor drew attention to the fact that legal representations concerning the Action Plan had been received last week and these were considered at a special meeting of the Executive held on 20<sup>th</sup> October 2010. The minutes of that meeting had been circulated, together with further advice from the Director of Legal and Democratic Services.

A motion to approve the following recommendation was proposed, seconded and adopted –

That the Bromley Town Centre Area Action Plan (BAAP) be adopted as a statutory local Development Framework Development Plan Document for the purposes of informing any future proposals for redevelopment in the area and a material consideration for the purposes of determining future planning applications.

**33 TREASURY MANAGEMENT ANNUAL REPORT 2009/10**

An amendment to the Strategy was proposed by the Portfolio Holder for Resources to secure a better return on Council investments at minimal additional risk to increase the Council's investment limits for the UK Banks and Building Societies that remain on the lending list, as follows:

Lloyds TSB & RBS – increase from £30m to £40m (c.20% of current portfolio total of £200m)

Barclays & HSBC – increase from £25m to £30m

Santander, Clydesdale & Nationwide – increase from £15m to £20m.

A Motion to approve the amended recommendation on the Annual Investment Strategy was duly proposed and seconded. The Motion was CARRIED.

**34 CAPITAL PROGRAMME 2010/11 AMENDMENT - BULLERS WOOD SECONDARY SCHOOL**

A Motion to approve the recommendation on the Capital Programme to include Bullers Wood Secondary School as a separate scheme (£1.7m) was duly proposed and seconded. The Motion was CARRIED.

**35 REVISED STANDARD CONDITIONS FOR ANIMAL WELFARE LICENSES**

A Motion to approve the recommendation that the revised standard conditions and guidance for animal welfare licenses be approved and adopted with effect from 1<sup>st</sup> January 2011 was duly proposed and seconded. The Motion was CARRIED.

**36 LICENSING OF SEX ESTABLISHMENTS - NUMBER IN THE RELEVANT LOCALITY, STANDARD CONDITIONS AND FEES**

A Motion to approve the recommendations to formally adopt with effect from, 1<sup>st</sup> January 2011 the following provisions was duly proposed and seconded.

- i) The provisions of the Local Government (Miscellaneous Provisions) Act 1982 as amended by Section 27 Policing and Crime Act 2009 to require the licensing of sex entertainment venues.
- ii) The Policy for determining the number of sex establishments.
- iii) Standard licensing Conditions
- iv) Fees for Sex Establishments.

The Motion was CARRIED.

**37 STATEMENT OF LICENSING POLICY 2011-14**

Members were informed that the General Purposes and Licensing Committee on 20<sup>th</sup> October 2010 had approved the Statement of Licensing Policy 2011-

14, subject to a number of amendments which were circulated at the meeting (set out in Appendix C):

A Motion to approve the recommendations, as amended, and to formally adopt the Revised Policy with effect from, 7th January 2011 was duly proposed and seconded.

The Motion was CARRIED.

**38 INVESTMENT SUB-COMMITTEE - CHANGE OF NAME**

A Motion to agree that Part 3 of the Council's Constitution be amended to reflect the change of name from Investment Sub-Committee to Pensions Investment Sub-Committee was duly proposed and seconded.

The Motion was CARRIED.

**39 UPDATE ON ACADEMY SCHOOLS MOTION CONSIDERED AT THE MEETING OF CHILDREN AND YOUNG PEOPLE PDS COMMITTEE ON 7TH SEPTEMBER 2110**

The report was NOTED.

**40 MOTIONS**

Notice of three Motions had been received by the deadline. However, Councillor Fookes subsequently withdrew a third Motion (Social Enterprise).

- i) The following Motion was proposed by Councillor Peter Fookes and seconded by Councillor Kathy Bance:

“This Council calls on the Home Secretary to retain ASBO's in the fight against crime in Bromley.”

An Amendment was moved by Councillor Peter Morgan and seconded by Councillor Tim Stevens that the Motion be amended to read:-

“This Council notes the Home Secretary's comments about ASBOs and other measures to tackle Anti-Social Behaviour and welcomes her intention to review the powers and interventions so that each local authority can tailor its response to the blight of anti-social behaviour and deliver a simple, clear and effective sanctions regime (including ASBOs and ABCs).”

On being put to the vote this Amendment was CARRIED.

ii) The following Motion was proposed by Councillor Peter Fookes and seconded by Councillor Kathy Bance:

“This Council recognises that Safer Neighbourhood Teams have played a key part in crime reduction in Bromley and calls on the Mayor of London to maintain them and the current level of Police Community Support Officers in the borough.”

An Amendment was moved by Councillor Peter Morgan and seconded by Councillor Tim Stevens that the Motion be amended to read:-

“This Council recognizes that Safer Neighbourhood Teams have played a key part in Crime reduction in Bromley and therefore regrets that the financial mismanagement of the last Labour Government has made it necessary to save taxpayers money in many areas, including policing. However this Council welcomes the strenuous efforts being made by Boris Johnson’s administration to save money in back office functions so that the effect of savings may not mean any reduction in the number of PCSOs deployed in the Borough.”

On being put to the vote this Amendment was CARRIED.

#### **41 MAYOR'S ANNOUNCEMENTS AND COMMUNICATIONS**

The Mayor advised that there were still a few tickets available for his Charity Dinner at the House of Commons on 12<sup>th</sup> November 2010. If anyone would like to support this event they would need to get in touch with the Mayor’s Office by the end of the week.

The Mayor thanked all those who had played in the Mayor’s Bowls, Cricket and Golf Teams during the summer.

**Mayor**

The Meeting ended at 10.45 pm

# Minute Annex

## APPENDIX

### Council

**25<sup>th</sup> October 2010**

#### STATEMENT OF LICENSING POLICY 2011-14

At its meeting on 20<sup>th</sup> October 2010, the General Purposes and Licensing Committee approved the Statement of Licensing Policy 2011-14.

The Committee recommended that Council adopt the new statement with effect from 7<sup>th</sup> January 2010, subject to the following amendments to the version circulated with the Council agenda -

- Page 1 - The date of Council should be corrected from 27<sup>th</sup> October to 25<sup>th</sup> October.
- Throughout the document, any reference to the Secretary of State's Guidance issued under S.182 of the Licensing Act 2003 referred to the October 2010 (not March 2010) version.
- Page 26 – Add an additional paragraph on formal Review of a licence as follows -  
  
“Where an appeal to the Magistrates Court is not brought by an objector following a Licensing Sub Committee decision and problems relating to the promotion of the Licensing Objectives do subsequently arise residents can seek a formal Review of the licence. Anyone wishing to consider this is advised to contact the Licensing Team for further advice. (See Appendix C for contact details.)”
- Page 34 - The paragraph on “Accepted forms of Criminal Conviction Certificates” had been duplicated in error, so one should be deleted.
- New page 38 – Add an additional statement on Late Night Refreshment with Alcohol for consumption off the premises as follows -

“Late Night Refreshment with Alcohol for consumption off the premises

The Licensing Authority is concerned about the potential for crime and disorder and public nuisance from premises that remain open late for the sale of late night refreshment and where alcohol is sold for consumption off the premises.

Where such applications are received the Licensing Authority will consider them very closely and will expect the applicant to satisfy them that the grant of the licence would have no detrimental impact on the promotion of the licensing objectives.”

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