

MINUTES of the MEETING of the  
SOUTH DERBYSHIRE DISTRICT COUNCIL  
held at the Civic Offices, Civic Way, Swadlincote  
on Thursday 12<sup>th</sup> April 2018  
at 6.00pm

**PRESENT:-**

**Conservative Group**

Councillor Stanton (Chairman), Councillor Mrs Hall (Vice Chairman) and Councillors Atkin, Billings, Mrs Brown, Mrs Coe, Mrs Coyle, Ford, Grant, Harrison, Hewlett, MacPherson, Muller, Mrs Patten, Mrs Plenderleith, Smith, Swann, Watson, Wheeler and Mrs Wyatt

**Labour Group**

Councillors Bambrick, Dunn, Dr Pearson, Rhind, Richards, Shepherd, Southerd, Mrs Stuart and Wilkins

**Independent / Non-Grouped Member**

Councillor Tipping

CL/143 **APOLOGIES**

Apologies for absence from the Meeting were received from Councillors Coe, Murray, Roberts (Conservative Group), Chahal, Taylor and Tilley (Labour Group).

CL/144 **PRESENTATION: UPDATE ON DERBY AND BURTON HOSPITALS NHS FOUNDATION TRUST COLLABORATION**

Gavin Boyle, Chief Executive of the Derby Teaching Hospital NHS Foundation Trust outlined the current situation relating to the joint hospitals collaboration, aimed primarily at maintaining a vibrant District General Hospital in Burton on Trent, protecting and growing specialisms at the Derby Teaching Hospital and making best use of the existing community hospitals in Tamworth, Lichfield and London Road, Derby. The Competitions and Markets Authority had endorsed the collaboration in March 2018, but issues related to financial risk assurances, savings proposals and financial governance, as reviewed by the NHS Improvement Board, had delayed the joint working implementation date to potentially the 1<sup>st</sup> July 2018.

Members raised queries and concerns relating to waiting lists, hospital car parking, location of hospital services / specialisms, public transport links, financial matters, bed-blocking, hospital release / social care processes, accident and emergency delays and patient hospital options, all matters addressed by Mr Boyle, who also agreed to provide further information relating

to public / Member involvement in future meetings regarding the hospital collaboration.

Councillor Mrs Coe, as the Council's representative on the Burton Hospitals NHS Foundation Trust Governors, led Members in thanking Mr Boyle for his attendance and the information he had imparted.

CL/145 **MINUTES OF COUNCIL**

The Open Minutes of the Meeting of the Council held on 26<sup>th</sup> February 2018 (CL/121-CL/139) were approved as a true record.

CL/146 **DECLARATIONS OF INTEREST**

Councillor Richards declared a personal interest in relation to Item 21 on the Agenda by virtue of being a Public Governor for South Derbyshire on the Derbyshire Healthcare NHS Foundation Trust.

CL/147 **ANNOUNCEMENTS FROM THE CHAIRMAN**

The Chairman of the Council outlined a summary of events attended since the last Council Meeting, including those associated with Tourism Week, attendance at the 1914-18 Memorial event in Ypres, Belgium with the Air Training Corps 1211 Squadron and the Burton Brass Band and Burton Choir charity concert held in Repton in support of the Chairman's charity, Air Ambulance.

CL/148 **ANNOUNCEMENTS FROM THE LEADER**

The Leader made a request to the Chief Executive that Member's personal addresses be removed from the Council's website. The Chief Executive responded that this request could be actioned in accordance with the legislation, on request, but added that the Register of Disclosable Pecuniary Interests forms that Members are obliged to complete, which includes reference to their address, must be retained on the website in another area.

CL/149 **ANNOUNCEMENTS FROM THE HEAD OF PAID SERVICE**

The Chief Executive introduced Allison Thomas to Members, who had recently joined the Council in the role of Strategic Director (Service Delivery), part of the Council's Leadership Team, comprised of himself, Allison Thomas and Kevin Stackhouse, Strategic Director (Corporate Resources).

The Chief Executive also announced the Etwall Joint Management Committee Agreement document, which took effect from the 1<sup>st</sup> April 2018, reflecting the change in school status to that of the John Port Spencer Academy and the withdrawal of Derbyshire County Council from the Agreement. Copies of the Agreement were offered to those Members not on the Joint Management Committee.

The Chief Executive made reference to legislation relating to enforcement penalties for littering from vehicles and informed Council that a report would be

submitted to a future meeting of the Environmental and Development Services Committee for its Members to determine the scale of fines.

The Chief Executive paid thanks to those officers involved in successfully bringing the Rosliston Forestry Centre service back in-house as of the 1<sup>st</sup> April 2018.

CL/150 **QUESTIONS BY MEMBERS OF THE PUBLIC PURSUANT TO COUNCIL PROCEDURE RULE NO. 10**

Council were informed that no questions had been received.

The Chief Executive also made references to a campaign to encourage members of the public to attend Council meetings, as well as raising questions.

CL/151 **QUESTIONS BY MEMBERS OF THE COUNCIL PURSUANT TO COUNCIL PROCEDURE RULE NO. 11**

Council were informed that no questions had been received.

CL/152 **SEALED DOCUMENTS**

<u>Date</u>	<u>No. of Seal</u>	<u>Nature of Document</u>
16.02.18	11901	Transfer – 69 Burton Road, Coton-in-the-Elms
08.03.18	11920	Transfer – 59 Station Road, Woodville
16.03.18	11922	Transfer – 30 Nelson Street, Swadlincote

**RESOLVED:**

***That the Sealed Documents listed, for which there is no specific authority, be duly authorised.***

CL/153 **CORPORATE ACTION PLAN 2018/19**

The Strategic Director (Corporate Resources) presented the report to Council.

Councillor Southerd sought clarification on the management group titles referred to in the report, such as the Leadership Team, a point addressed by the Chief Executive.

The Leader, also the Corporate Plan Member Champion, thanked officers for their engagement with the Plan, noting that the key goals and key names identified within it had been appreciated by Members.

**RESOLVED:**

***Members approved the updated Corporate Action Plan for 2018/19, as attached at Appendix A to the report.***

CL/154 **ANNUAL PAY POLICY STATEMENT 2018/19**

The Strategic Director (Corporate Resources) presented the report to Council.

Councillor Richards queried whether, at point 4.3 in the policy statement, the term ‘to deliver’ would be more suitable than ‘to determine’, as he felt the latter action lay with the Members. On a show of hands by Members, the Chief Executive agreed to amend the wording in this respect.

**RESOLVED:**

***Members approved the Pay Policy Statement for the financial year 2018/19 for publication.***

CL/155 **THE GENERAL DATA PROTECTION REGULATION 2018**

The Strategic Director (Corporate Resources) presented the report to Council.

Members raised queries relating to liability in the event of breach of the regulations, the retention of documents, in particular, voting papers, and the feasibility of having an evening briefing for Members on the subject. The Chief Executive addressed the issues raised and, with regard to the latter proposal, undertook to pursue the matter with providers.

**RESOLVED:**

***1.1 Members noted the requirements placed on the Council arising from the General Data Protection Regulation 2018.***

***1.2 That the Council’s ICT and Business Change Manager is appointed as the Council’s Data Protection Officer from 25th May 2018 under Article 39 of the General Data Protection Regulation 2018.***

***1.3 That the implications for the terms and conditions of that Post (in 1.2 above) are subject to the Council’s Job Evaluation Scheme.***

CL/156 **CYCLE OF MEETINGS 2018/19**

**RESOLVED:**

***Members approved the cycle of Meetings for 2018/19.***

CL/157 **OPEN MINUTES**

Council received and considered the open minutes of its Committees.

**RESOLVED:-**

***That the open minutes of the following Committees and Area Forum meetings were approved as a true record:-***

<u>Committee</u>	<u>Date</u>	<u>Minute No.’s</u>
Finance and Management	15.02.18	FM/119-FM/132

Councillor Southerd made reference to Minute No.FM/126, stating that he had not received any further information relating to his query regarding Council Tax exemptions on repossessed properties. The Strategic Director (Corporate Resources) and Chief Executive provided details relating to this exemption.

<u>Committee</u>	<u>Date</u>	<u>Minute No.'s</u>
Planning	27.02.18	PL/144-PL/156
Environmental and Development Services	06.03.18	EDS/90-EDS/103
Housing and Community Services	08.03.18	HCS/83-HCS/93
Finance and Management	15.03.18	FM/140-FM/152

Councillor Richards requested an update in relation to Minute No.FM/149, with regard to the Service Level Agreement. The Chief Executive confirmed that he had met with Sharpe's, most recently earlier the same day, and that matters were progressing in this respect.

<u>Committee</u>	<u>Date</u>	<u>Minute No.'s</u>
Planning	20.03.18	PL/160-PL/173
Overview and Scrutiny	21.03.18	OS/60-OS/70

CL/158 **THE COMPOSITION OF COMMITTEES, SUB-COMMITTEES & WORKING PANELS FOR THE REMAINDER OF THE MUNICIPAL YEAR**

Council were informed that no changes had been made to the compositions of committees, sub-committees and working panels since its last meeting.

CL/159 **COMPOSITION OF SUBSTITUTE PANELS**

Council were informed that no changes had been made to the compositions of substitute panels.

CL/160 **REPRESENTATION ON OUTSIDE BODIES**

Council were informed that no changes had been made to representations on outside bodies. Councillor Richards confirmed that the Labour Group would be taking up invitations to attend future meetings of the Safer South Derbyshire Partnership Strategic Group.

CL/161 **MEMBER CHAMPIONS**

Council were informed that no changes had been made to the Member Champions.

CL/162 **LOCAL GOVERNMENT ACT 1972 (AS AMENDED BY THE LOCAL GOVERNMENT [ACCESS TO INFORMATION] ACT 1985)**

**RESOLVED:-**

***That in accordance with Section 100(A)(4) of the Local Government Act 1972 (as amended) the press and public be excluded from the remainder of the Meeting for the following items of business on the grounds that***

*they involve the likely disclosure of exempt information as defined under the paragraphs of Part 1 of Schedule 12A of the Act as indicated in the reports of Committees.*

**EXEMPT MINUTES OF THE COUNCIL**

*The Exempt Minutes of the Annual Council Meeting held on 26<sup>th</sup> February 2018 (CL/140-CL/142) were approved as a true record.*

**EXEMPT QUESTIONS BY MEMBERS OF THE COUNCIL PURSUANT TO COUNCIL PROCEDURE RULE NUMBER 11**

*Council was informed that no questions had been received.*

**CLAIMS FROM NHS FOUNDATION TRUSTS FOR MANDATORY BUSINESS RATES RELIEF (Paragraph 5)**

**RESOLVED:**

*Members approved the recommendations in the report.*

**EXEMPT MINUTES**

*Council received and considered the Exempt Minutes of its committees.*

**RESOLVED:-**

*That the Exempt Minutes of the following Committees be approved as a true record:-*

<u>Committee</u>	<u>Date</u>	<u>Minute No.'s</u>
Finance and Management	15.02.18	FM/133-FM/139
Planning	27.02.18	PL/157-PL/159
Environmental and Development Services	06.03.18	EDS/104-EDS/107
Housing and Community Services	08.03.18	HCS/94-HCS/97
Finance and Management	15.03.18	FM/153-FM/158
Planning	20.03.18	PL/174-PL/175

The meeting terminated at 7.40pm.

COUNCILLOR M STANTON

CHAIRMAN OF THE DISTRICT COUNCIL