

REGULATORY COMMITTEE

Minutes of the meeting held on Tuesday 21 February 2012 at Town Hall, Royal Leamington Spa at 2.30 pm.

PRESENT: Councillor Pratt (Chairman); Councillors Cross, Gill, Guest, Illingworth, Kinson, Weed and Wreford-Bush.

Apologies for absence were received from Councillors Mrs Falp and Mrs Goode.

Councillor Kinson substituted for Councillor Mrs Gallagher.

49. **DECLARATIONS OF INTEREST**

Minute Number 51 – Community Governance Review Burton Green

Councillor Illingworth declared a personal interest because he was Ward Councillor for Burton Green.

50. **MINUTES**

The minutes of the meeting held on 19 January 2012 were taken as read and signed by the Chairman as a correct record.

51. **COMMUNITY GOVERNANCE REVIEW BURTON GREEN**

The Committee received a report from Electoral Services which updated them on the current situation regarding the Community Governance Review Burton Green.

Following receipt of a petition, a Community Governance Review was commenced in accordance with provisions of the Local Government and Public Involvement in Health Act 2007 for the area of the existing Burton Green ward of the Ashow, Burton Green and Stoneleigh joint Parish Council to support the establishment of a separate Parish and Parish Council for Burton Green.

The first two stages of the Community Governance Review involved consultation exercises and the results of these exercises were reported to the Committee on 10 October and 22 November 2011.

Having considered all the relevant matters the Committee recommended the establishment of a parish and parish council for the area of the existing Burton Green ward of the Ashow, Burton Green and Stoneleigh joint Parish Council. It was also agreed that the name recommended for the Parish area should be Burton Green Parish, the name recommended for the Parish Council should be Burton Green Parish Council, the Parish Council should comprise of seven councillors and the date for the election would be Thursday 7 May 2015 and every four years thereafter.

In addition, the four sitting parish councillors for Burton Green ward of the joint Parish Council would transfer to the new Parish Council to serve their remaining term until the day of the next ordinary elections in 2015. The vacant seats would be filled by co-option and the successfully elected

councillors would serve on the parish council for the remaining term until the next ordinary day of election and the existing Ashow, Burton Green and Stoneleigh Joint Parish Council would be replaced by the Ashow and Stoneleigh Joint Parish Council.

In accordance with the provisions of the Local Government and Public Involvement in Health Act 2007, the recommendations were published and people who might be interested in the review were informed.

The report requested that the Monitoring Officer for Warwick District be appointed to Chair the first Parish Meeting for the new Parish Council after 1 April 2012. This would allow the new Parish Council to appoint a Chairman until the Annual Parish Council meeting was held and the Monitoring Officer would act as temporary Clerk until such time as a Clerk could be appointed.

In addition, officers requested agreement that an election be held on Thursday 3 May 2012 for the three remaining seats for the newly created Parish Council of Burton Green and the costs covered by Warwick District Council.

Thirdly, should the recommendations be adopted, authorisation would be granted for officers to carry out the procedures required by the Act and make the necessary reorganisation of Community Governance Order. The decision would need to be published and interested parties informed and a copy of the Order would need to be made available for inspection.

The Electoral Services Manager, Gill Friar, introduced the report and advised that recommendation 2.1 had been amended by the Returning Officer, Chris Elliott, and the new wording was read out to members. The amendment provided clarity on the activities that the new Parish Council could and could not carry out between 1 April and the election in May 2012.

Councillor Illingworth addressed members and highlighted that there was a great deal of internal concern within the Ward especially regarding the proposed HS2 meeting which was due to take place between April and May 2012.

Having read the report and having heard from the officer present, the Committee agreed to resolve recommendations 2.2 and 2.3 as per the report and agreed the revised wording for recommendation 2.1 as proposed by the Returning Officer.

RESOLVED that

- (1) after 1 April 2012, in advance of the elections in May for the three vacant seats, one meeting of the Parish Council will be held and chaired by Warwick District Council's Monitoring Officer, aided by an officer from the Civic and Committee Services team.

At that meeting, a date will be agreed on which to hold the Annual Parish Council meeting and

any business items discussed which cannot wait until after the Annual Parish Council meeting.

The Monitoring Officer will act as temporary Chairman until the Annual Parish Council meeting is held and an officer from Civic and Committee Services will act as temporary clerk until such time as a clerk can be appointed.

- (2) the election for the three remaining seats for the newly created Parish Council of Burton Green will be held on Thursday 3 May 2012 and the costs of this covered by Warwick District Council; and
- (3) officers will be authorised to carry out the procedures required by the Act and make the necessary reorganisation of Community Governance Order. The decision will be published and persons who might be interested will be informed. A copy of the Order, when made, will be made available for inspection.

52. PUBLIC AND PRESS

RESOLVED that under Section 100A of the Local Government Act 1972 that the Public and Press be excluded from the meeting for the following item by reason of the likely disclosure of exempt information within the paragraphs of Schedule 12A of the Local Government Act 1972, following the Local Government (Access to Information) (Variation) Order 2006, as set out below:

Minute No.	Para Nos.	Reason
53 & 54	1	Information relating to any individual
53 & 54	2	Information which is likely to reveal the identity of an individual

The full minutes of Minutes 53 and 54 were contained within a confidential minute because they either contained information relating to individuals or information which was likely to reveal the identity of individuals. However, a summary of the decisions was as follows:

53. APPLICATION FOR A HACKNEY CARRIAGE/PRIVATE HIRE DRIVER'S LICENCE FROM A PERSON WITH CONVICTIONS

The Committee considered a report from Community Protection with regard to an application received for a hackney carriage/private hire driver's licence from a person with convictions.

RESOLVED that the application be refused.

54. **MINUTES**

The Committee considered the confidential minutes of the meetings held on 19 January 2012.

RESOLVED that the minutes be approved.

(The meeting finished at 16.05 pm)