

# Full Council

## 16 July 2018

Quorum: 11

*Published: Friday, 6 July 2018*



### To the Members of the Council

You are summoned to attend a meeting of the Council to be held in the Council Chamber at County Hall, St Annes Crescent, Lewes on 16 July 2018 at 6.00 pm to transact the following business.

**Note:** At the commencement of the meeting the Chair will ask for a period of silence to enable councillors to focus their thoughts on the meeting or to pray silently.

## Agenda

**1 Minutes** (Pages 1 - 16)

To confirm and sign the minutes of the meeting of the Council dated 2 May 2018 (attached herewith).

**2 Apologies for absence**

**3 Declarations of interest**

Disclosure by councillors of personal interests in matters on the agenda, the nature of any interest and whether the councillor regards the interest as prejudicial under the terms of the Code of Conduct.

**4 Announcements** (Pages 17 - 18)

To receive any announcements from the Chair of the Council, Leader of the Council, Members of the Cabinet or the Chief Executive. A list of the Chair of the Council's engagements since the previous meeting is enclosed.

## **5 Urgent items**

Items not on the agenda which the Chair of the meeting is of the opinion should be considered as a matter of urgency by reason of special circumstances as defined in Section 100B(4)(b) of the Local Government Act 1972.

## **6 Questions from members of the public**

To deal with questions which members of the public may wish to put to members of the Cabinet in accordance with Council Procedure Rule 11 (if any).

## **7 Petitions**

To receive petitions from councillors or members of the public in accordance with Council Procedure Rule 13 (if any).

## **8 Urgent decisions taken by the Cabinet or Cabinet members**

In accordance with Scrutiny Procedure Rule 17, to receive details of any urgent decisions taken by the Cabinet or Cabinet members since the previous meeting.

## **9 Recommendations from Cabinet**

To consider the recommendations from the meeting of the Cabinet held on 2 July 2018 **(to follow)**.

## **10 Meetings Attendance (Pages 19 - 22)**

Report of the Assistant Director of Legal and Democratic Services.

## **11 Memberships**

To note the appointments to the following committees:

- Audit and Standards Committee – Councillor J Peterson replaces Councillor S Catlin.
- Scrutiny Committee – vacant Conservative seat (previously allocated to Councillor C Sugarman).

## **12 Appointment of co-opted, non-voting Town/Parish Council Members to the Audit and Standards Committee for Standards Matters Only**

To note that the Sussex and Surrey Associations of Local Councils have appointed the following three councillors to serve as co-opted, non-voting Town/Parish Council Members on the Audit and Standards Committee for Standards Matters Only:

- Councillor Penny Lower (Seaford Town Council)
- Councillor Fiona Harrison (Kingston Parish Council)
- Councillor Don McBeth (Ditchling Parish Council)

**13 Notices of motion** (Pages 23 - 26)

To consider notices of motion which have been received.

**14 Written questions from Councillors**

To deal with written questions which councillors may wish to put to the Chair of the Council, a Lead Councillor on the Cabinet or the Chair of any committee or sub-committee in accordance with Council Procedure Rule 12 (if any).

**15 Questions to the Leader of the Council**

To deal with questions (if any) which councillors may wish to put to the Leader of the Council. It will be at the Leader's discretion to re-direct questions to relevant Members of the Cabinet. A councillor wishing to raise a question must notify the Chair of the Council of the text of the question prior to the commencement of the meeting. *(NB This item is limited to a maximum of 5 questions, with no more than 1 question being asked per councillor. If a question requires a detailed or technical response, the Leader may decide that a written response is more appropriate).*

**16 Ward issues**

To deal with ward issues which councillors wish to raise (if any).

**17 Reporting back on meetings of outside bodies** (Pages 27 - 28)

To receive any reports from the Council's representatives who serve on outside bodies in respect of meetings they have attended.

## Information for the public

**Accessibility:** Please note that the venue for this meeting is wheelchair accessible and has an induction loop to help people who are hearing impaired. This agenda and accompanying reports are published on the Council's website in PDF format which means you can use the "read out loud" facility of Adobe Acrobat Reader.

**Filming/Recording:** This meeting may be filmed, recorded or broadcast by any person or organisation. Anyone wishing to film or record must notify the Chair prior to the start of the meeting. Members of the public attending the meeting are deemed to have consented to be filmed or recorded, as liability for this is not within the Council's control.

**Public participation:** Please contact Democratic Services (see end of agenda) for the relevant deadlines for registering to speak on a matter which is listed on the agenda if applicable.

## Information for councillors

**Disclosure of interests:** Members should declare their interest in a matter at the beginning of the meeting.

In the case of a disclosable pecuniary interest (DPI), if the interest is not registered (nor the subject of a pending notification) details of the nature of the interest must be reported to the meeting by the member and subsequently notified in writing to the Monitoring Officer within 28 days.

If a member has a DPI or other prejudicial interest he/she must leave the room when the matter is being considered (unless he/she has obtained a dispensation).

**Councillor right of address:** A member of the Council may ask the Chair, the Leader, a Cabinet member, the Chair of any committee or sub-committee; or a member of the Council to any external body or joint authority a question on any matter in relation to which the Council has powers of duties of which affects the district.

A member must give notice of the written question to the Head of Democratic Services in writing or by electronic mail no later than close of business on the fourth working day before the meeting at which the question is to be asked.

## Democratic Services

For any further queries regarding this agenda or notification of apologies please contact Democratic Services.

**Email:** [committees@lewes-eastbourne.gov.uk](mailto:committees@lewes-eastbourne.gov.uk)

**Telephone:** 01273 471600

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## Meeting of the Council

**Minutes of a Meeting of the Council held in The Council Chamber, County Hall, St Annes Crescent, Lewes on Wednesday, 2 May 2018 at 6.00pm**

### **Present:**

Councillor S Gauntlett (Chair)

Councillors G Amy; S Barnes; L Boorman; W Botting J Carr; J Carter; S Catlin; M Chartier; S Davy; J Denis; W Elliott; N Enever; P Franklin; P Gardiner; B Giles; J Harrison-Hicks; O Honeyman; V Ient; T Jones; A Lambert; I Linington; R Maskell; E Merry; S Murray; D Neave; T Nicholson; R O'Keeffe MBE; S Osborne; J Peterson; R Robertson; T Rowell; S Saunders; J Sheppard; A Smith; R Turner and L Wallraven.

### **Apologies received:**

Councillors S Adeniji; B Bovington; A Loraine and C Sugarman.

## **Minutes**

### **1 Election of the Chair of the Council**

Councillor Mike Chartier was elected as substitute Chair for the duration of this Agenda Item in order to preside over the Election of the Chair of the Council.

The substitute Chair of the Council (Councillor Chartier) invited the Solicitor to inform the Council of the nominations which had been received for the Office of the new Chair of the Council.

The Solicitor reported that Councillors Linda Wallraven and Stephen Gauntlett had been nominated for the Office of the new Chair of the Council.

Councillor Merry moved, and Councillor Linington seconded, the motion:

“That Councillor Linda Wallraven be elected Chair of Lewes District Council until the next Annual Meeting of the Council and her successor is entitled to act as Chair.”

Councillor Osborne moved, and Councillor Saunders seconded, the motion:

“That Councillor Stephen Gauntlett be elected Chair of Lewes District Council until the next Annual Meeting of the Council and his successor is entitled to act as Chair.”

The nominations were put to the meeting, and the vote thereon

Resolved:

1. That Councillor Stephen Gauntlett be elected Chair of Lewes District Council until the next Annual Meeting of the Council and his successor is entitled to act as Chair.

The new Chair of the Council (Councillor Gauntlett) then made and subscribed the Declaration required by law and announced that the continuation of his theme during his year of Office would be to encourage and affirm wildlife conservation throughout the District, particularly with young people.

Councillor Gauntlett further announced that his wife Rose Gauntlett would be his Consort during his year of Office.

Councillor Gauntlett thanked Councillor Wallraven for all the work she had undertaken in representing the Council as Vice-Chair during the previous year. He also thanked the Civic and Member Services Officer, Caroline Hanlon, for the work that she had undertaken for him during his previous year of Office.

### **Councillor Gauntlett in the Chair**

## **2 Appointment of the Vice-Chair of the Council**

The new Chair of the Council (Councillor Gauntlett) invited the Solicitor to inform the Council of the nominations which had been received for the Office of Vice-Chair of the Council.

The Solicitor reported that Councillors Richard Turner and Johnny Denis had been nominated for the Office of Vice-Chair of the Council.

Councillor Smith moved, and Councillor Franklin seconded, the motion:

“That Councillor Richard Turner be appointed Vice-Chair of Lewes District Council until immediately after the election of a Chair at the next Annual Meeting of the Council.”

Councillor Catlin moved, and Councillor Neave seconded, the motion:

“That Councillor Johnny Denis be appointed Vice-Chair of Lewes District Council until immediately after the election of a Chair at the next Annual Meeting of the Council.”

The nominations were put to the meeting, and the vote thereon

Resolved:

1. That Councillor Johnny Denis be appointed Vice-Chair of Lewes District Council until immediately after the election of a Chair at the next Annual Meeting of the Council.

The Vice-Chair of the Council (Councillor Denis) then made and subscribed the Declaration required by law.

### **3 Minutes**

The Minutes of the Meeting of the Council held on 19 February 2018 were approved as a correct record and signed by the Chair.

### **4 To Receive any Announcements From the Chair of the Council, Leader of the Council, Members of the Cabinet or the Chief Executive**

(i) Chair of the Council's Engagements

The Council received the list of the Chair of the Council's engagements carried out since the Meeting of the Council held on 19 February 2018.

(ii) Councillor Sharon Davy – Planning Applications Committee

Councillors Smith and Ient thanked Councillor Davy for her handling of the Planning Applications Committee meeting in Peacehaven on 23 April 2018.

(iii) Councillor Tony Nicholson – Mini guide for visitors to Lewes District

Councillor Nicholson drew members' attention to the mini guide for visitors to Lewes District and welcomed any comments. Copies of the mini guide were circulated at the meeting.

### **5 Urgent Item**

The Chair reported that he had agreed, in accordance with Section 100B(4)(b) of the Local Government Act 1972, that the document entitled “Recommendations from Cabinet – 19 March 2018”, which was circulated to all members of the Council on 24 April 2018, be considered as a matter of urgency immediately after Item 10 on the Agenda, in order that the Council could take its decisions based on the most recent information which was available.

## 6 Recommendations from Cabinet

(i) Recommendations from the meeting of the Cabinet held on 19 March 2018 relating to:

(a) Minute 90 relating to Plumpton Neighbourhood Plan; and

(b) Minute 91 relating to Ditchling, Streat and Westmeston Neighbourhood Plan

### Unreserved Item

The Leader of the Council moved, and Councillor Jones seconded, the motion that the recommendations of Cabinet held on 19 March 2018 contained in Minute 91 relating to Ditchling, Streat and Westmeston Neighbourhood Plan, be received and adopted.

In response to a question from a councillor, officers agreed to include the result of the Ditchling, Streat and Westmeston Neighbourhood Planning Referendum in the minutes of the meeting. The Plan had been adopted with 693 votes in favour and 55 votes against.

The motion was put to the meeting, Declared Carried, and it was

### Resolved:

1. Accordingly.

### Reserved Item

The Leader of the Council moved, and Councillor Jones seconded, the motion that the recommendation of Cabinet held on 19 March 2018 contained in Minute 90 relating to the Plumpton Neighbourhood Plan, be received and adopted.

The motion was put to the meeting, Declared Carried, and it was

### Resolved:

2. Accordingly.

## 7 Appointments 2018/19

The Council noted the names of those councillors who the Leader of the Council had appointed to be members of the Cabinet, with their portfolios, as follows:

### Individual Areas of Responsibility

Regeneration and Business  
People and Performance  
Customers and Partners  
Finance

### Councillors

A Smith (Leader of the Council)  
E Merry (Deputy Leader)  
T Nicholson  
B Giles



|                      |             |
|----------------------|-------------|
| Waste and Recycling  | P Franklin  |
| Planning             | T Jones     |
| Housing              | R Maskell   |
| Environmental Impact | I Linington |

The Chair of the Council moved, and Councillor Catlin seconded, the motion that the recommendations contained in the reports entitled “Appointments 2018/19” and “Appointments to Representatives to Serve on Outside and Joint Bodies 2018/19” be approved.

The motion was put to the meeting, Declared Carried, and it was

Resolved:

1. That the membership of Committees etc. for the municipal year 2018/2019, based on the political structure and the political balance as set out in Appendix B to the Appointments 2018/19 report, and taking account of the adjustments referred to in that report, be as follows:

Proportionality is shown as Conservative – Liberal Democrat – Independent – Green:

**Audit and Standards Committee**      Membership 7 (4-1-1-1)

|                                   |                    |          |         |
|-----------------------------------|--------------------|----------|---------|
| N Enever                          | M Chartier (Chair) | S Catlin | J Denis |
| A Loraine                         |                    |          |         |
| S Gauntlett (Cons<br>gifted seat) |                    |          |         |
| VACANT (Cons seat)                |                    |          |         |

*(plus up to 3 co-opted, non-voting Town/Parish Council members – participation restricted to Standards matters)*

**Devolution Committee**      Membership 7 (4-2-1-0)

|                                 |        |          |
|---------------------------------|--------|----------|
| T Nicholson                     | G Amy  | S Catlin |
| L Boorman                       | V lent | (Chair)  |
| J Harrison-Hicks                |        |          |
| S Osborne (Cons<br>gifted seat) |        |          |

**Employment Committee**      Membership 5 (2-2-0-1)

|                 |             |             |
|-----------------|-------------|-------------|
| E Merry (Chair) | S Gauntlett | R Robertson |
| P Franklin      | M Chartier  |             |

**Licensing  
Committee**

Membership 10 (5-3-1-1)

S Adeniji (Chair)  
B Bovington  
L Boorman  
J Harrison-Hicks  
A LoraineW Elliott  
S Gauntlett  
I Linington (Lib Dem gifted  
seat)

W Botting

T Rowell

**Planning  
Applications  
Committee**

Membership 11 (6-3-1-1)

S Davy (Chair)  
T Jones  
L Boorman  
J Sheppard (Vice-  
Chair)  
R Turner  
L WallravenG Amy  
P Gardiner  
V lent

S Catlin

T Rowell

**Scrutiny  
Committee**

Membership 11 (5-3-2-1)

S Adeniji  
B Bovington  
N Enever  
J Peterson  
C SugarmanP Gardiner (Chair)  
V lent  
S OsborneR O'Keeffe  
R Robertson

J Carter

**Housing Working  
Party**

Membership 7 (3-2-1-1)

R Maskell (Chair)  
S Davy  
R TurnerM Chartier  
S Saunders

R O'Keeffe

J Denis

- 8** That the nominations for the appointment of committee Chairs be as indicated above and that any remaining Chairs be appointed at the first meetings of the bodies concerned;
- 9** That the CIL Management Board be re-appointed for the purpose of reviewing infrastructure bids from the District and Community pots with a membership of Councillors S Davy, L Boorman, J Carr, D Neave and J Denis;
- 10** That the Strategic Property Board be re-appointed for the purpose of advising property activities for non-housing property within the Council with a membership of Councillors B Giles (Chair), A Smith and S Osborne;
- 11** That the Energy & Sustainability Joint Venture Member Board be re-

appointed for the purpose of scrutinising and reviewing all potential projects to be delivered through the joint venture with a membership of Councillors A Smith, I Linington and P Gardiner (alongside EBC Councillors M Bannister, J Dow and R Smart);

- 12 That the Upper Ouse Flood Protection and Water Retention Works Working Group be re-appointed for the purpose of overseeing the scheme approvals and budget with a membership of Councillors P Gardiner and I Linington;
- 13 That the Local Plan Steering Group be re-appointed for the purpose of advising on planning policy formulation and associated issues within the Council with its membership to be confirmed, once the new Head of Planning is in post;
- 14 That the appointment of representatives to serve on outside and joint bodies be as set out below:

| <b>Outside Body<br/>(annual appointment unless otherwise stated)</b>   | <b>Representative(s)</b>  |
|--|---|
| 3VA Board (Voluntary Action Lewes)   | S Gauntlett   |
| Age UK East Sussex Governing Body  | R Turner  |
| Coast to Capital<br><i>(Rep should be Leader of the Council)</i>   | A Smith   |
| Community Safety Partnership: <ul style="list-style-type: none"> <li>• Joint Action Group<br/><i>(2 reps – 1 should be Cabinet Member for Customers and Partners)</i></li> <li>• Strategy Group Meeting<br/><i>(Rep should be Cabinet Member for Customers and Partners)</i></li> </ul>                            | T Nicholson<br>E Merry<br><br>T Nicholson                                   |
| East Sussex Health and Well-Being Board  | L Wallraven   |
| East Sussex Health Overview and Scrutiny Committee<br><i>(Rep cannot be member of Cabinet)</i>   | S Murray  |
| East Sussex Strategic Planning Members Group<br><i>(Rep should be Cabinet Member for Planning)</i>   | T Jones   |
| Greater Brighton Economic Board: <ul style="list-style-type: none"> <li>• Board member<br/><i>(Rep should be Leader of the Council)</i></li> <li>• Independent Call-in Panel member<br/><i>(1 rep and 1 appointed sub – rep and sub cannot be on the Board or involved in decision being called-in)</i></li> </ul> | A Smith<br><br>Scrutiny Committee member<br>Scrutiny Committee member (sub) |
| iESE Transformation Ltd<br><i>(1 rep and 1 appointed sub - rep should be Leader of the Council)</i>  | A Smith<br>E Merry (sub)  |
| Impact Seaford   | P Franklin  |

|   |   |
|---|---|
| Joint Waste Committee<br><i>(Rep should be Cabinet Member for Waste)</i>  | P Franklin                                |
| LEADER Central Sussex Local Action Group  | J Sheppard                                |
| Lewes District Citizens Advice  | L Boorman                                 |
| Lewes Joint Parking Board<br><i>(2 reps)</i>  | R Turner<br>L Wallraven                   |
| Local Government Association: <ul style="list-style-type: none"> <li>• General Assembly<br/><i>(Rep should be Leader of the Council)</i></li> <li>• Coastal Issues Special Interest Group</li> <li>• District Councils' Network<br/><i>(Rep should be Leader of the Council)</i></li> </ul> | A Smith<br><br>I Linington<br><br>A Smith |
| Planning Service User Group<br><i>(Rep should be Cabinet Member for Planning)</i>   | T Jones                                   |
| Seaford Head Local Nature Reserve Management Committee  | B Bovington                               |
| Seaford to Brighton Line Stakeholders Group<br>(Sussex Community Rail Partnership)  | S Catlin                                  |
| South Downs National Park Authority<br><i>(Rep appointed for 4 years, expires 2019)</i>   | T Jones                                   |
| South East England Councils<br><i>(1 rep and 1 appointed sub – rep and sub should be Cabinet Members)</i>   | R Maskell<br>B Giles (sub)                |
| Sussex Annual Forum – the University of Sussex<br><i>(Rep should be Chair of the Council)</i>   | Chair of the Council<br>elect             |
| Sussex County Playing Fields Association  | A Loraine                                 |
| Sussex Police and Crime Panel<br><i>(1 rep and 1 appointed sub)</i>   | T Nicholson (Chair)<br>E Merry (sub)      |
| Sussex Rural Community Council<br>(Action in Rural Sussex)  | T Nicholson                               |
| Team East Sussex<br><i>(Rep should be Leader of the Council)</i>  | A Smith                                   |
| Wave Leisure Trust Board  | L Boorman                                 |
| West Sussex and Greater Brighton Strategic Planning Board<br><i>(Rep should be Cabinet Member for Planning)</i>   | T Jones                                   |

| Joint Body<br>(annual appointment unless<br>otherwise stated) | Proportionality<br>(where appropriate)<br>Con-LibDem-Ind-Green | Representative(s)  |
|---|--|--|
| Landport Bottom<br>Management Committee<br>(4 reps)           | 4 (2 - 1 - 1 - 0)  | J Carter (Cons gifted<br>seat)<br>R O’Keeffe (Cons<br>gifted seat)<br>V lent<br>S Catlin |

## 15 Substitute Members

The Leader of the Council moved, and Councillor Gardiner seconded, the motion that, in accordance with Council Procedure Rule 4, all members of the Council be appointed to the “approved list” of members appointed to act as substitute members.

The motion was put to the meeting, Declared Carried, and it was

Resolved:

1. Accordingly.

## 16 Pay Policy Statement

The Cabinet Member for Finance, Councillor Giles, moved, and Councillor Harrison-Hicks seconded, the motion that the recommendation contained in the report relating to the Pay Policy Statement, be received and adopted.

The motion was put to the meeting, Declared Carried, and it was

Resolved:

1. Accordingly.

## 17 Questions to the Leader of the Council

Questioner      Question/Response

Councillor  
Rowell

Question:

How seriously does the Council take air quality? In September 2016, Report Number 121/16 to Cabinet undertook to review the Lewes Air Quality Action Plan of 2009 by the end of 2016. In July 2017 I asked the Leader at Council to undertake the review by September 2017 and was assured by the Cabinet Member for Environmental Impact that a revised Air Quality Plan for Lewes would be out in March 2018. It is now May 2018 and it still hasn't been done. Does the Council not consider Air Quality a sufficiently important issue to stick to its own deadlines and when will the revised plan be produced?

Response (by Councillor Linington, Cabinet Member for Environmental Impact):

Councillor Linington reported that Lewes District Council was committed to air quality but had made no assurance that a revised Air Quality Management Plan (AQMP) would be completed by March 2018. As part of the AQMP for Lewes, it was necessary to obtain air pollution modelling which required information of vehicle movements and air quality data to be input into modelling software. Due to the specialist nature of the work required it was necessary to obtain the services of a neighbouring authority (Brighton and Hove City Council) that had the technical knowledge and modelling software to undertake this work. The computer modelling took time and unfortunately this had delayed undertaking the review to the Lewes AQMP. This was not something the Council wanted to rush and get wrong, it was appropriate that something as important as air quality was given the time and importance it deserved and was done properly, even if it took longer than the Council would like.

However, as air quality was a priority, the Council had not stood still, and instead had undertaken a programme of funding and installing signage 'cut engine, cut pollution' across the District to help educate the public that they should turn off their vehicle engines when waiting in traffic to reduce air pollution.

As part of a multi-authority bid across East and West Sussex, Lewes had recently secured a share of £105,900 as part of the Government's 'Clean Air Fund' to produce an Action Plan for schools and businesses in air quality management areas across Sussex. The Action Plan would directly assist schools and businesses in the air quality management areas of Lewes and Newhaven.

Councillor  
Catlin

Question:

An anonymous letter has been circulating to the Corporate Management Team, suggesting that the Joint Transformation Policy could be likened to Don Juan's Descent into Hell. What is Lewes District Council's policy on whistle blowers?

Response (by Councillor Merry, Cabinet Member for People and Performance):

Councillor Merry reported that Lewes District Council had a Whistleblowing Policy that applied to all employees, agency staff and councillors which explained the way in which staff could raise issues of concern about their work or the activities of the Council generally. It was clear that the Council welcomed all genuine concerns and would treat issues seriously. Anonymous reporting was not encouraged as concerns were more difficult to investigate and were generally less powerful, however the policy explained that

anonymous referrals were considered at the discretion of the officers handling the concern. This discretion was based on the seriousness of the issue raised, the credibility of the concern, and the available evidence.

Councillor  
Osborne

Question:

Good digital connection is now widely seen as an everyday essential alongside traditional utilities. The Local Government Association cross party group on broadband connectivity, of which I am a member, is currently looking into ways of increasing full fibre to the home broadband connections in rural areas. This is in the context of evidence demonstrating that better connectivity improves productivity and therefore economic growth, but also that the UK compares very badly with a number of other countries.

According to OFFCOM's report last year full fibre is only available to around 3%, of UK premises. This compares with over 50% in Latvia and over 40% in Sweden. The EU average is 14%.

Lewes District has a high proportion of small business in both urban and rural areas. Their ability to compete and grow would be enhanced by better broadband.

Unlike some other types of infrastructure, the Council can take action directly to make improvements using our planning, regeneration and housing powers at very little cost.

I should like to ask the Leader if he would agree to the following:

1. That all new homes built by Lewes District Council, including those in Lewes Housing Investment Company and Aspiration Homes, as a policy include full FTTP connectivity
2. That we look at options to include in future planning policy or guidance requirements that all new homes and premises built across the District have full FTTP connections.
3. In the meantime we require that all affordable homes secured by s106 agreements include full FTTP connections.
4. That we work with our partners at Coast to Capital LEP to make funding and provision of this infrastructure a priority in Newhaven Enterprise Zone.

Response (by Councillor Smith, Leader of the Council):

Councillor Smith responded that he welcomed Councillor Osborne's support in seeking to secure improved connectivity to new homes and premises. Lewes District Council could play a key role with our housing and planning powers in particular, to increase the provision of full fibre connectivity. Whilst he supported exploring how the Council could do this, any

policies or decisions needed to have regard to the viability and economic impact of implementing individual developments. This was particularly relevant to rural areas where the nearest fibre infrastructure may be some distance away and the cost of full connectivity could make certain schemes unviable. In all of these cases the Council would seek to work with other agencies, such as East Sussex County Council, who may have responsibility and existing funding for broadband rollout, particularly in hard to reach areas. In these cases different technologies such as wireless broadband, as used more extensively in other countries, could be deployed as an effective alternative.

In response to the specific questions:

1. That all new homes built by Lewes District Council, including those in Lewes Housing Investment Company and Aspiration Homes, as a policy include full FTTP connectivity

A. Whilst sharing this aspiration, the financial impact on small and medium sized developers needed to be understood, in order to ensure that any policy or decision did not reduce the number of affordable homes that could be provided.

2. That we look at options to include in future planning policy or guidance requirements that all new homes and premises built across the District have full FTTP connections.

A. The Planning policy team has been asked to complete a review and feasibility study to draw up options for future discussion.

3. In the meantime we require that all affordable homes secured by s106 agreements include full FTTP connections.

A. Again, whilst sharing this aspiration, the economic viability needed to be understood, in order to ensure that any requirement did not affect the number of affordable homes that could be provided.

4. That we work with our partners at Coast to Capital LEP to make funding and provision of this infrastructure a priority in Newhaven Enterprise Zone.

A. The Chief Executive had been asked to raise this as an agenda item at the board meeting of the Newhaven Enterprise Zone this month.

Councillor  
Enever

Question:

Can you update us on the proposal for Lewes District Council to carry out an Economic Impact Study on the effects of congestion on the A259 in the Peacehaven area?



Response (by Councillor Smith, Leader of the Council):

Councillor Smith reported that a recent petition received by the Council had requested that an Economic Impact Study be conducted, to include data on traffic in the area against the backdrop of increased levels of housing and development of the enterprise zone. The Council had agreed to allocate £50k towards the study which would incorporate the formula used by the Transport for South East Forum that showed the cost of congestion, including productivity loss. The Council would be working with East Sussex County Council and Brighton and Hove City Council to ensure the survey budget was spent efficiently as housing numbers increased.

**18 Ward Issues**

A ward issue was raised by Councillor Merry on the following subject, details of the action taken by officers would be circulated to all councillors:

| <u>Councillor/Ward</u>              | <u>Ward Issue Concerning</u>  |
|-------------------------------------|---|
| Councillor Merry – Peacehaven North | <p>I represent Peacehaven North ward. You may be aware that we have recently had a planning application for 450 homes approved by the Planning Applications Committee, which held two meetings in the town before approval was given.</p> <p>Both meetings heard of local concerns over lack of infrastructure, with major concerns over the A259 and how difficult it is to use the road at peak times being highlighted yet again.</p> <p>I'm not at this time going to discuss all the infrastructure problems but address the concerns my residents have about increased traffic on the A259.</p> <p>When a large development such as this is proposed which is going to have an impact on the whole town, my residents have been asking me why there appears to be no forward planning with regard to what effect this will have on everyone.</p> <p>We hear that the only suggestions by the developers of dealing with extra traffic is to alter some road junctions that feed on to the A259 and offer the new residents vouchers towards a bike. Is this really all that can be done?</p> <p>Why is it that we have not had meaningful discussions with Brighton and Hove Buses around the possibility of a local service which would take residents from the north of the town to the coast road and around the</p> |

| <u>Councillor/Ward</u> | <u>Ward Issue Concerning</u>   |
|------------------------|--|
|                        | <p>town?</p> <p>There are many current residents in my area that are going to be affected by this, not just the residents on the new estate.</p> <p>Residents have said to me they would like to know why East Sussex County Council and Brighton and Hove City Council have not been supportive of discussions regarding the increase in traffic.</p> <p>With extra cars on this road, air pollution must become a fact that has to be considered and I understand is a factor at Rottingdean.</p> <p>We were told at the last meeting of a journey along the A259 at peak time that a committee member, Councillor Amy, had taken from Newhaven to Rottingdean with no delay. Why was this? Because the lights at Rottingdean were not working.</p> <p>Many local residents can tell of similar times when that has made the journey so much better. Also by how easy it is to travel during school holidays along with the horrific tales of being stuck in queues following accidents with no alternative route.</p> <p>At the first meeting the possibility of, and the benefit of a meeting with East Sussex County Council along with Brighton and Hove City Council was discussed.</p> <p>Surely we can all benefit from working together. Why has it proved impossible so far to get these authorities to meet and appreciate the problems local people face? At the last meeting the East Sussex County Council representative shrugged his shoulders and said Rottingdean was not their responsibility.</p> <p>I appreciate the whole of this road has different traffic issues but we have a clearly identifiable local problem which can and should be addressed for the benefit of all.</p> <p>We need support from these other authorities to work together to come up with proactive solutions to traffic. Current plans for improvements in Peacehaven are only on access to the road. The other solution seems to rest upon Peacehaven residents using bikes not cars.</p> <p>These are not long term sustainable solutions to how people travel around to work, school and general life. That's what we need to work on and where working</p> |

| <u>Councillor/Ward</u> | <u>Ward Issue Concerning</u>  |
|------------------------|---|
|                        | <p>together is absolutely necessary as I am aware more houses are planned, that we have phases two and three yet to come in my area alone, what will happen in other areas? Let's get a strategic plan together now!</p> <p><u>Suggested action to be taken by the Council:</u></p> <p>So I ask that we Lewes District Council, make every effort and try again and again to ensure a meeting takes place between East Sussex County Council and Brighton and Hove City Council to take our concerns around the road seriously. That the Leader and Chief Executive ensure that contact is made and continued with the intention of looking to long term practical solutions, not just with this development but looking to the future and possible further developments.</p> |

## 19 Reporting Back on Meetings of Outside Bodies

Councillor Nicholson reported back on the work of the Lewes District Joint Action Group, in his capacity as the Council's representative on this outside body, details of which were contained in his report.

### Resolved:

1. That the report by Councillor Nicholson relating to the work of the Lewes District Joint Action Group, be received and noted.

The meeting ended at 7.00pm.

S Gauntlett  
Chair

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# Agenda Item 4

## Lewes District Council



Southover House  
Southover Road  
Lewes  
East Sussex BN7 1AB

Civic & Member Services Officer: 01273 085030

**CHAIR**  
Councillor STEPHEN GAUNTLETT

**VICE-CHAIR**  
Councillor JOHNNY DENIS

[civic.office@lewes-eastbourne.gov.uk](mailto:civic.office@lewes-eastbourne.gov.uk)

### CHAIR'S ENGAGEMENTS

3 May 2018 – 16 July 2018

|                  |        |   |
|------------------|--------|---|
| Monday 7 May     | 10am   | Vice-Chair: To judge the childrens' garlands at Lewes Garland Day in the Gun Garden, Lewes Castle.  |
| Wednesday 9 May  | 2pm    | Chair: To be presented to HRH The Princess Royal at the Hope in the Valley Group 50 <sup>th</sup> Anniversary celebrations at Plumpton College, Plumpton.   |
| Thursday 17 May  | 7pm    | Chair: To attend Lewes Town Council's Annual Meeting and Ceremony of Mayor-Making at Lewes Town Hall Council Chamber.   |
| Thursday 31 May  | 4pm    | Chair and Consort: To attend a Summer Reception hosted by the High Sheriff of East Sussex and Mrs John Moore-Bick at Ashburnham Place, Battle.  |
| Thursday 7 June  | 2.30pm | Chair: To attend a meeting with the Lord Lieutenant of East Sussex for newly elected Mayors and Chairs in the Mayor's Parlour, Brighton Town Hall.  |
| Thursday 7 June  | 7.30pm | Chair: To attend HOMELINK's Annual Meeting at Denton Island Community Centre, Newhaven.   |
| Sunday 10 June   | 7pm    | Chair and Consort: To attend a formal dinner to commemorate the official birthday of HM The Queen, hosted by The Royal Society of St. George (Seahaven Branch), at Seaford Head Golf Club, Seaford. |
| Thursday 21 June | 6.30pm | Chair: To attend the SERFCA Sussex Armed Forces' Briefing at Crawley Army Reserve Centre.   |
| Wednesday 4 July | 2pm    | Vice-Chair: To attend a photo and press release about the wildflowers in Lewes Cemetery to tie in with Bees Needs Week.   |
| Monday 9 July    | 6.30pm | Vice-Chair: To attend the Chairman of ESCC's Summer Reception at Hendall Manor, Uckfield.   |

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**Report Title: Meetings Attendance**

**Report To: Council**

**Date: 16 July 2018**

**Ward(s) Affected: All**

**Report By: Catherine Knight, Assistant Director of Legal and Democratic Services**

**Contact Officer(s)-**

**Name(s): Jackie Gavigan**  
**Post Title(s): Head of Democratic Services**  
**E-mail(s): [jackie.gavigan@lewes-eastbourne.gov.uk](mailto:jackie.gavigan@lewes-eastbourne.gov.uk)**  
**Tel No(s): 01273 085033**

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## **Purpose of Report:**

To grant a dispensation to allow Councillor Andy Loraine's ill health to be approved as a reason for his prolonged absence from attending meetings.

To grant a dispensation to allow any councillor who is unable to attend the full Council meeting on 26 November 2018 an extended attendance exemption until the full Council meeting on 25 February 2019, where this would cause a member to go six months without attending a meeting.

## **Officers Recommendation(s):**

- 1 That an extension be granted to allow Councillor Andy Loraine's period of non-attendance at Council meetings to run for a further six months from the date of Council's approval (from 16 July 2018 to 16 January 2019).
  - 2 That a dispensation be granted to allow any councillor who is unable to attend the full Council meeting on 26 November 2018 an extended attendance exemption until the full Council meeting on 25 February 2019, where this would cause a member to go six months without attending a meeting.
- 

## **Reasons for Recommendations**

- 1 To comply with the Council's legal duties and to allow members to remain qualified as councillors until such time as they are able to attend a meeting of the Council.

## **Information**

- 2 Councillor Smith has informed the Head of Democratic Services that Councillor Loraine is currently incapacitated on ill health grounds and has therefore been unable to attend any meeting of the authority for a period in excess of five months. As a result of Councillor Loraine's ill health, he is unlikely to be in a position to attend a meeting in the coming months and it is requested that the

Council considers granting him a dispensation in these exceptional circumstances.

- 3 Section 85 of the Local Government Act 1972 provides that if a Councillor fails, throughout a period of six consecutive months to attend a meeting of the Council, then they cease to be a member of the authority unless the failure was due to some reason approved by the authority before the expiration of the six month period.
- 4 Best practice in these circumstances proposes that the most appropriate course of action is for Council to approve that the period be extended for a further six months from the date of the authority's approval (from 16 July 2018 to 16 January 2019), during which time it is hoped that Councillor Loraine will be able to resume attendance.
- 5 At the February Council meeting, the meetings timetable for 2018/19 was approved. It was agreed to reduce the number of full Council meetings from five to four with the removal of the October meeting. So that no councillor's attendance record would be disadvantaged by the loss of the October Council meeting, councillors asked that a dispensation be granted to allow any councillor who is unable to attend the full Council meeting on 26 November 2018 an extended attendance exemption until the full Council meeting on 25 February 2019, where this would cause a member to go six months without attending a meeting.
- 6 On this basis, it is requested that the Council considers granting a dispensation to members in such circumstances.

### **Financial Appraisal**

- 7 There are no financial implications arising from this Report.

### **Legal Implications**

- 8 None over and above those set out in the body of this Report.

### **Risk Management Implications**

- 9 There are no risk management implications arising as a result of this Report. If the recommendations are not implemented, the main risk will be that the Council fails to meet its legal duties and some councillors cease to remain qualified as members of the authority.

### **Equality Screening**

- 10 This is a procedural Report with no potential for negative impacts. Therefore, an Equality and Fairness Analysis is not required.

### **Background Papers**

- 11 None



## **Appendices**

**12** None

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## **Notices of Motion for consideration by Council at the Meeting of the Council on Monday, 16 July 2018**

**1. In accordance with Council Procedure Rule 14, Councillor Ient has submitted the following Notice of Motion for consideration of the Council:**

### **Renewable Energy Schemes**

“That from 1 September 2019 new housing and business/commercial planning applications to Lewes District Council should usually include the provision of a 'renewable energy scheme'; and that any such scheme would not become binding on the applicant unless included by the local planning authority as a condition of any planning permission granted.

That officers:

- Seek to incorporate requirements to this effect in local plan policy, in accordance with planning policy legislation, at the very earliest opportunity, and
- Use best endeavours to ensure that the South Downs National Park Authority does likewise.”

(Sub-text to the motion: The applicant would propose a scheme and offer an analysis of its viability or otherwise. Council officers could then advise members as to whether any particular development is suitable for a renewable energy scheme thus leading to the conditioning of the planning permission in appropriate cases).

**2. In accordance with Council Procedure Rule 14, Councillor lent has submitted the following Notice of Motion for consideration of the Council:**

**New Sites for Air Quality Monitoring Stations**

Preamble: There is an air monitoring station near the Needlemakers car Park in Lewes. This motion deals with the possibility of additional new air monitoring stations. I will provide further information as to why I am proposing this.

“I propose that the Lewes District Council apply for funding from the government for 2 new air quality monitoring stations. One of these to be sited in the vicinity of Malling Street on the A26 in Lewes. The other to be a mobile station which can be used in key locations where information from NOx tubes is either unavailable or doesn't give the full picture of pollution. This latter portable machine could be used:

- In urban areas on the A259 in such places as Peacehaven and Seaford.
- In rural locations where there is congestion and potentially pollution is occurring. Examples of such rural locations are on the C7 at Piddinghoe and at level crossings like Cooksbridge on the A275.
- On trunk roads (by agreement with Highways England such as the A27 Lewes bypass and on the A27 near Firle.”

**3. In accordance with Council Procedure Rule 14, Councillor lent has submitted the following Notice of Motion for consideration of the Council:**

**Clean Air Strategy 2018**

Preamble: The government has released its draft consultation on air quality: 'Clean Air Strategy 2018'. The consultation closes on 14 August 2018.

This strategy includes priorities for health, housing, transport, education, local economies, green spaces and the quality of life.

It gives local authorities greater powers in relation to clean air zones, the use of diesel powered machinery, diesel and petrol vehicles, control of biomass and other forms of combustible energy generation. It strengthens planning control in relation to air quality

I am concerned that government ministers are trying to water down some of the intentions of this strategy. Richard Harris, the Business Minister, has already suggested the delaying of some so-called 'ultraclean combustible' engine vehicles beyond 2040. Therefore, I believe it is important to support the Secretary of State for the Environment and welcome the strategy and ask him not to accede to suggestions that the strategy should be relaxed in any way.

Therefore, I propose the following motion:

“That this Council write to the Secretary of State for the Environment and warmly welcome the new strategy and the powers it will give to local authorities to improve air quality. At the same time, we would ask the Secretary of State not to accede to any pressures to relax the 2040 target for removing all petrol and diesel cars and vehicles from the roads of the United Kingdom. Additionally, we would ask the Secretary of State to ensure he provide sufficient funds and powers to allow local authorities to implement the strategy.”

**4. In accordance with Council Procedure Rule 14, Councillor Ient has submitted the following Notice of Motion for consideration of the Council:**

**Current funding for dealing with air pollution**

Quite separately to the above-mentioned strategy, I understand that the government will provide an extra £255m to help councils implement their plans, which could come into force as soon as 2020. Whilst some of this money will go to the county councils and cities I believe we in the Lewes District need our fair share. Accordingly, I propose:

“That this Council write to the Secretary of State for the Environment and asks for funding to expand the number of NOx tubes throughout the district especially near schools and to undertake a publicity campaign to help reduce CO2 and other polluting emissions into the atmosphere.”

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## **Reporting Back on Meetings of Outside Bodies**

### **Sussex Police and Crime Panel Meeting - 29 June 2018**

#### **Councillor Nicholson – Panel member**

The make-up of the panel was reviewed and it was determined there should be an additional Lib Dem Member from ESCC to make their number up to 2. There are 12 Conservatives 3 Labour 2 Lib Dems and 2 independent Co-opted members.

The commissioner presented her Annual Report for 2017/18. She reported that Sussex Police was assessed as good or outstanding. She made reference to 277 projects supported by the Safer in Sussex Community fund at a cost of £1.4m. She has funded an Anti-modern Slavery Delivery Manager to work across Police Forces. She decided not to adopt governance for Fire and Rescue Services. Her full report can be found online.

She reported that as at 31<sup>st</sup> March 2018 Sussex Police had 2578 police officers, 1811 police staff, 203v Police Community Support Officers and a team of dedicated volunteers that includes 212 special constables and around 180 police cadets.

By 2022 subject to no policy change there will be 200 more police officers who will help support Community Priority Crime Teams, 52 Specialist Firearms Officers, Public Protection Investigators and Prevention Youth Officers.

In the year 2017/18 there was a net underspend of £3.7m. This has been returned to reserves and will be used in accordance with the medium term financial Strategy and the 2018/19 budget.

A report was received from the Commissioner on the subject of Diversity Outcomes .2.3% of Sussex Police declare their Ethnicity to be Black and Minority Ethnic.

31.7% of applicants to the 2018 Police Officer Recruitment Campaign were female which is a small reduction.

The force has undertaken to reach out to BME communities to attract more applicants and to increase Female representation particularly in Senior positions.

The Panel agreed to join the National Association of Police Fire and Crime Panels with terms of reference ,inter alia, to provide a forum for collaborative discussion of issues relating to and impacting on Police and crime panels and Police Fire and Crime Panels.