

**NUNEATON AND BEDWORTH BOROUGH COUNCIL**

**INTERNAL OVERVIEW  
AND SCRUTINY PANEL**

**9<sup>th</sup> May, 2019**

An additional meeting of the Internal Overview and Scrutiny Panel was held at the Town Hall, Nuneaton on Thursday, 9<sup>th</sup> May, 2019.

**Present**

Councillor J. Glass, Chair

Councillors S. Croft, P. Elliott, S. Gran, J. Gutteridge, W. J. Hancox, L. Hocking (Substitute for Councillor T. Sheppard), B. Longden, B. Pandher, G. Pomfrett, A. Sargeant (Vice-Chair), J. Tandy, H. Walmsley and K. Wilson.

Apologies: Councillor T. Sheppard and Mrs Dee Ross.

**PART I – PUBLIC BUSINESS**

I56 **Minutes**

**RESOLVED** that the minutes of the meeting held on Thursday, 21<sup>st</sup> March, 2019, be confirmed and signed by the Chair.

I57 **Declarations of Interest**

Councillor J. Tandy declared an interest in regards to Agenda Item 6, Voluntary and Community Sector Monitoring Reports Q1 and 2 2018-19, being a partnership member of the Hill Top and Caldwell Big Local. Councillor Tandy left the room and did not take part in the consideration of that item.

**RESOLVED** that the declarations of interest are as set out in the Schedule attached to these Minutes, and as above.

I58 **Voluntary and Community Sector Monitoring Reports for Quarter One and Two 2018-2019**

The Director – Housing, Communities and Economic Development submitted a report to inform the Panel of performance relating to voluntary and community sector organisations for quarters one and two of 2018-2019.

To enhance the delivery of support services to communities of Nuneaton and Bedworth, the Council had provided funding in this period to two agencies; Citizen's Advice Bureau and Warwickshire Community and Voluntary Action (WCAVA). In accordance with the requirements of the Service Level Agreements, the agencies provided details of their performance which was set out at Appendix A and B of the report.

**RESOLVED** that the Panel note the report and express their thanks to the agencies for their work.

**Speaker:** Mrs M. Kondakor

159 **Consideration of the Inspector's Report on the examination of the Nuneaton and Bedworth Borough Plan**

As requested by the Panel at its meeting on 15<sup>th</sup> November, 2019 (Minute I40 refers), the Head of Planning and the Director – Arts, Leisure and Democracy submitted The Planning Inspectorate Report dated 9<sup>th</sup> April, 2019, in connection with the examination of the Nuneaton and Bedworth Borough Plan.

The Schedule of Main Modifications was appended with the report at Appendix A and a copy of a letter received from the Borough's three MPs relating to the Plan process was included at Appendix B.

The Panel was requested to consider the Inspector's report and make recommendations to Cabinet, if required.

Mr Hugh Richards of No. 5 Chambers attended the meeting and provided the Panel with an explanation of the legal view and practical implications of the two options being presented for consideration:

1. to adopt the plan with the main modifications as proposed by the inspector, or
2. to withdraw the plan.

**Councillor B. Longden moved the following recommendation to Cabinet:**

“That the plan with the main modifications as proposed by the inspector, be adopted.”

Councillor J. Tandy seconded the motion.

**Councillor K. Wilson moved the following amendment to the motion:**

“That the motion be replaced with the following recommendations to Cabinet:

- that the Borough Plan should not be considered by Full Council unless it is accompanied by a proposal and mechanism to conduct an immediate review of the Borough Plan in an open, fair and transparent way;
- further to Paragraph 106 of the Inspector's report, this Panel shares the concerns about the audit trail and site selections for development and requests the Cabinet to instruct officers to prepare a robust policy regarding ensuring that site selections for the future are clearly auditable and transparent; and

- that a review of the Borough Plan should commence as soon as possible in the next municipal year so that it can be done under the new National Planning Policy Framework (NPPF), using the most accurate, up-to-date figures and using the Standard Method as a starting point for our housing need.”

The amendments were seconded by Councillor H. Walmsley.

A recorded vote was taken as follows:

**FOR:** Councillors S. Croft, S. Gran, J. Gutteridge, B. Pandher, A. Sargeant, H. Walmsley and K Wilson.

**AGAINST:** Councillors P. Elliott, J. Glass, W. Hancox, L. Hocking, B. Longden, G. Pomfrett and J. Tandy

**ABSTAIN:** None

The Chair exercised his casting vote and the amendment to the motion was lost.

Councillor W. Hancox requested that the motion be extended to include mandatory training for all Members of the Council to enable them to better understand the Plan and be able to apply it to the aims of the Council and its Committees.

Councillor B. Longden, agreed that the substantive motion be extended, as proposed by Councillor Hancox. Councillor J. Tandy, as seconder of the substantive motion, also agreed to its extension.

A vote was taken. The Chair exercised his casting vote and the substantive motion was carried.

**RESOLVED** that

- a) the Panel recommend to Cabinet that the Council adopt the plan with the main modifications, as proposed by the inspector; and
- b) mandatory training be provided to all Council Members to enable them to better understand the Plan and be able to apply it to the aims of the Council and its Committees.

**Speakers:** Councillor K. Evans  
Mr Karl Mayer  
Cllr K. Kondakor  
Mrs M. Kondakor

160 **Monitoring delivery of the Borough Plan and consideration of the data around the land supply targets**

The Head of Planning submitted a report to provide the Panel with information on the monitoring of the delivery of the Local Plan.

The Panel was asked to consider the information in the report relating to the monitoring of the Local Plan and land supply targets. An index of monitoring indicators was attached as Appendix A to the report.

**Councillor K. Wilson moved the following motion:**

“This Panel recommendations that:

- a yearly monitoring report, including details of spend of Section 106 monies, and biodiversity net gain within and external to the sites, be provided to the Panel; and
- training be provided to all Members on habitat biodiversity.

The motion was seconded by Councillor J. Glass.

Councillors Wilson and Glass accepted a further recommendation to the motion, as proposed by Councillor Hancox:

- that Cabinet look corporately to increase tree planting schemes within the Borough.

A vote was taken and the motion was carried.

**RESOLVED** that

- a) the contents of the report be noted;
- b) a yearly monitoring report, including details of spend of Section 106 monies and biodiversity net gain within and external to the sites, be provided to the Panel;
- c) training be provided to all Members on habitat biodiversity, and
- d) a recommendation be made that Cabinet look corporately to increase tree planting schemes within the Borough.

**Speakers:** Mr Karl Mayer  
Cllr K. Kondakor  
Mrs M. Kondakor

161 **Forward Plan**

The Forward Plan showing the key decisions that will be made in the 4 months beginning 1<sup>st</sup> May, 2019, was provided to the Panel for information.

**RESOLVED** that the Forward Plan be noted.

162 **Work Programme 2018/2019**

**RESOLVED** that

- a) Panel Members be thanked for their contribution during 2018/19;
- b) the outstanding items be carried over to the Work Programme for 2019/2020; and
- c) extensions be granted to the two outstanding Working Groups to enable reviews to be completed.

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Chair

## Internal Overview and Scrutiny Panel

### Schedule of Declarations of Interests

	<b>Name of Councillor</b>	<b>Disclosable Pecuniary Interest</b>	<b>Other Personal Interest</b>	<b>Dispensation</b>
	General dispensations granted to all members under s.33 of the Localism Act 2011			Granted to all members of the Council in the areas of: <ul style="list-style-type: none"> <li>- Housing matters</li> <li>- Statutory sick pay under Part XI of the Social Security Contributions and Benefits Act 1992</li> <li>- An allowance, payment given to members</li> <li>- An indemnity given to members</li> <li>- Any ceremonial honour given to members</li> <li>- Setting council tax or a precept under the Local Government Finance Act 1992</li> <li>- Allotments</li> </ul>
	S. Croft	Holland and Barrett Retail Ltd		
	P. Elliott	Employee of CW Mind ASD Support Service Mentor	Governor at Stockingford Nursery, Nuneaton	
	S. Gran		Member of Warwickshire County Council	
	J. Gutteridge	Startin Tractors		To speak and vote on any matters involving the Borough Plan related to land at Leyland Road Bulkington
	W.J. Hancox		Hammersley, Smith & Orton	
	B. Longden		Daughter and son-in-law work in the NHS; Member of the Stockingford Community Centre; Ex-Officiate of the Veterans Contact Point Board;	
	B. Pandher	Manager of the Indian Community Centre Association, Coventry	Member of Warwickshire County Council; Treasurer & Trustee of	

	<b>Name of Councillor</b>	<b>Disclosable Pecuniary Interest</b>	<b>Other Personal Interest</b>	<b>Dispensation</b>
			Nanaksar Gurdwara Gursikh Temple; Coordinator of Council of Sikh Temples in Coventry; Secretary of Coventry Indian Community; Trustee of Sikh Monument Trust; Vice-Chair of the Exhall Multi-cultural Group	
	A Sargeant		Member of Warwickshire County Council	
	T. Sheppard	Employee of Dairy Crest		
	J. Tandy		Partnership member of the Hill Top and Caldwell Big Local. Member of Warwickshire Police & Crime Panel.	
	H. Walmsley	Chief of Staff to Julian Knight MP Self-employed Public Relations Consultant	Chartered Institute of Public Relations	
	K.D. Wilson	Employee of the courts service	Non Executive Director with Nuneaton and Bedworth Community Enterprises Limited	To speak and vote on any matters related to the Courts Service or related bodies unless the matter directly affects the contract of employment of the Councillor and matters involving Nuneaton and Bedworth Community Enterprises Limited (NABCEL)