

# Public Document Pack

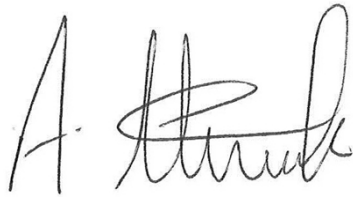
**Democratic Services Manager: Karen Shepherd**

**Direct line: (01628) 796529**

**TO: EVERY MEMBER OF THE COUNCIL FOR THE ROYAL BOROUGH OF WINDSOR & MAIDENHEAD**

YOU ARE HEREBY SUMMONED TO ATTEND the Meeting of the Council of the Royal Borough of Windsor & Maidenhead to be held in the **Council Chamber - Town Hall** on **Tuesday, 21 June 2016 at 7.30 pm** for the purpose of transacting the business specified in the Agenda set out hereunder.

Dated this Monday, 13 June 2016



Managing Director

Reverend Atallah will say prayers for the meeting.
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## **A G E N D A**

### **PART 1**

1. APOLOGIES FOR ABSENCE

To receive any apologies for absence

2. COUNCIL MINUTES

To receive the minutes of the meetings of the Council held on 26 April and 24 May 2016 (pages 7 and 25)

3. DECLARATIONS OF INTEREST

To receive declarations of interests in respect of any item to be considered at this meeting

4. MAYOR'S COMMUNICATIONS

To receive such communications as the Mayor may desire to place before the Council (page 39)

5. PUBLIC QUESTIONS

None Received

*(A Member responding to a question shall be allowed up to five minutes to reply to the initial question and up to two minutes to reply to a supplementary question. The questioner shall be allowed up to 1 minute to put the supplementary question)*

6. PETITIONS

To receive any petitions presented by Members on behalf of registered electors for the Borough under Rule C.10.

*(Any Member submitting a petition has up to 2 minutes to summarise its contents)*

7. PANEL MEMBERSHIP - VACANCIES

To note the following vacancies, which have arisen as a result of the resignation of Councillor Majeed from the Panels in question:

Licensing Panel – full Member

Grants Panel – full Member

Maidenhead Development Control Panel – substitute

Part 2C of the Royal Borough Constitution, paragraph 29.6, requires the vacancies to be reported to the next meeting, to enable the vacancies to be filled in accordance with political balance requirements.

8. COMMUNITY GOVERNANCE REVIEW BRAY PARISH - APPROVAL OF PROPOSALS

To consider the above report (page 41)

9. MEMBERS' QUESTIONS

**a) Question submitted by Councillor E Wilson to Councillor Dudley, Leader of the Council.**

Will the Lead Member for Housing consider housing options for service personnel based in Windsor when they leave our armed forces?

**b) Question submitted by Councillor E Wilson to Councillor S Rayner Lead Member for Culture and Communities**

Will the council take steps to provide community facilities for former service personnel following the closure of ex-servicemen's clubs in Eton and Windsor?

**c) Question submitted by Councillor Beer to Councillor D. Wilson. Lead Member for Planning**

Some householders, paving contractors, concrete and tarmac suppliers

involved in paving gardens unaware of or ignoring the legal requirements not to lay impervious surfacing are contributing to flooding. Please could this be publicised and removal and penalties be considered.

*(The Member responding has up to 5 minutes to address Council. The Member asking the question has up to 1 minute to submit a supplementary question. The Member responding then has a further 2 minutes to respond.)*

10. MOTIONS ON NOTICE

**a) By Councillor Smith:**

That this Council:

- i) Notes with concern how unreliable flood mapping can impede planning and cause mispricing of insurance, and:
- ii) Calls on the Environment Agency to revise its flood maps in Maidenhead to take account of evidence accumulated since the 'Jubilee River' flood relief scheme was commissioned in 1999, including the heavy local flooding in January and February 2014.

11. LOCAL GOVERNMENT ACT 1972 - EXCLUSION OF PUBLIC

To consider passing the following resolution:-

"That under Section 100(A)(4) of the Local Government Act 1972, the public be excluded from the remainder of the meeting whilst discussion takes place on item 12 on the grounds that it involves the likely disclosure of exempt information as defined in Paragraphs 1-7 of part I of Schedule 12A of the Act"

## **PRIVATE MEETING**

12. **LOWBROOK SCHOOL ADDITIONAL CLASSROOM (URGENT DECISION)**

To consider the above report (page 55)

## COUNCIL MOTIONS – PROCEDURE

- Motion proposed (mover of Motion to speak on Motion)
- Motion seconded (Secunder has right to reserve their speech until **later** in the debate)
- Begin debate

Should An Amendment Be Proposed: (only one amendment may be moved and discussed at any one time)

NB – Any proposed amendment to a Motion to be passed to the Mayor for consideration before it is proposed and seconded.

- Amendment to Motion proposed
- Amendment must be seconded BEFORE any debate can take place on it  
(At this point, the mover and seconder of original Motion can indicate their acceptance of the amendment if they are happy with it)
- Amendment debated (if required)
- Vote taken on Amendment
- If Agreed, the amended Motion becomes the substantive Motion and is then debated (any further amendments follow same procedure as above).
- If Amendment not agreed, original Motion is debated (any other amendments follow same procedure as above).

- The mover of the Motion has a right to reply at the end of the debate on the Motion, immediately before it is put to the vote.
- At conclusion of debate on Motion, the Mayor shall call for a vote. Unless the vote is unanimous, a named vote will be undertaken, the results of which will be announced in the meeting, and recorded in the Minutes of the meeting.

*(All speeches maximum of 5 minutes, except for the Budget Meeting where the Member proposing the adoption of the budget and the Opposition Spokesperson shall each be allowed to speak for 10 minutes to respectively propose the budget and respond to it. The Member proposing the budget may speak for a further 5 minutes when exercising his/her right of reply.)*

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**AT A MEETING OF THE BOROUGH COUNCIL held in the Council Chamber - Guildhall on Tuesday, 26th April, 2016**

PRESENT: The Mayor (Councillor Eileen Quick), The Deputy Mayor (Councillor Sayonara Luxton) and Councillors Leo Walters, Edward Wilson, Lynda Yong, Maureen Hunt, Malcolm Beer, Hashim Bhatti, John Bowden, Paul Brimacombe, Clive Bullock, Gerry Clark, David Coppinger, Diment, Carwyn Cox, David Evans, Geoff Hill, George Bathurst, Mohammed Ilyas, Richard Kellaway, John Lenton, Paul Lion, Philip Love, Asghar Majeed, Marion Mills, Gary Muir, Phillip Bicknell, Nicola Pryer, Jack Rankin, Colin Rayner, Samantha Rayner, Wesley Richards, MJ Saunders, Hari Sharma, Derek Sharp, Malcolm Alexander, Christine Bateson, David Burbage, Stuart Carroll, John Collins, Simon Dudley, Dr Lilly Evans, Marius Gilmore, Jesse Grey, Lynne Jones, Ross McWilliams, Shamsul Shelim, John Story, Claire Stretton, Lisa Targowska, Simon Werner and Derek Wilson

Officers: Russell O'Keefe, Elizabeth Hambidge, Jessica Hosmer-Wright, Alison Alexander, Simon Fletcher, David Scott, Karen Shepherd and Anna Trott

40. APOLOGIES FOR ABSENCE

Apologies for absence were received from Councillors N. Airey, M. Airey, Hilton, Hollingsworth and Smith.

41. COUNCIL MINUTES

**RESOLVED UNANIMOUSLY: That the minutes of the meeting held on 23 February 2016 be approved.**

42. DECLARATIONS OF INTEREST

Councillor Werner declared an interest in the Motion on Notice as his wife ran a church service for families.

Councillor C Rayner declared a Disclosable Pecuniary Interest in Member Question a) as he was a farmer. He left the room for the duration of the discussion and voting on the item.

Councillor Kellaway declared an interest in the item 'Petition for Debate' as he was a member of Maidenhead Town Partnership Board and PRoM.

Councillor S Rayner declared a Disclosable Pecuniary Interest as she was a farmer. She left the room for the duration of the discussion and voting on the item

Councillor D. Wilson declared an interest in the item 'Petition for Debate' as he was a member of Maidenhead Town Partnership Board and PRoM.

Councillor Stretton declared an interest in the item 'Petition for Debate' as she was a member of Maidenhead Town Partnership Board and PRoM.

Councillor Hill declared an interest in the item 'Petition for Debate' as he was a member of Maidenhead Town Partnership Board.

Councillor Love declared an interest in the item 'Petition for Debate' as he was a member of Maidenhead Town Partnership Board and PRoM

Councillor E. Wilson declared an interest in the Motion on Notice as his wife worked at St Edwards RC School.

Councillor Dr L. Evans declared an interest in item 'Petition for Debate' as she was a Parish Councillor for Sunningdale.

Councillor Burbage declared an interest in the item 'Petition for Debate' as he was a member of PRoM.

Councillor Ilyas declared an interest in the Motion on Notice as he was a member of Maidenhead Mosque which undertook active youth work.

43. MAYOR'S COMMUNICATIONS

The Mayor submitted in writing details of engagements that she and the Deputy Mayor had undertaken since the last meeting, which were noted by the Council; the Mayor highlighted the Queen's 90<sup>th</sup> birthday celebrations. Members noted that the borough had presented Her Majesty with four dog coats for her corgis embroidered with the Royal Borough crest. She thanked all officers who had been involved in the preparations.

The Mayor thanked Councillor Burbage for all the work he had put in as Council Leader since 2007 to make the borough a flagship council. Councillor Burbage thanked all Members and officers for their support and looked forward to working with them in the future. Councillor Dudley, on behalf of all Members, thanked Councillor Burbage for his efforts and highlighted a number of achievements including reductions in council tax and opening of new libraries.

Members then held a one minute silence in honour of former Mayor Emrys Richards, who had passed away the previous week.

44. PETITION FOR DEBATE

A petition containing over 1000 signatories was submitted to the Council on 18 April 2016. In accordance with the provisions of the Council's Constitution, it was requested by the lead petitioner that the petition be debated at a Full Council meeting.

The petition read as follows:

*We the undersigned petition The Royal Borough of Windsor and Maidenhead to reconsider its decision to impose parking charges on Sundays in Maidenhead Town Centre.*

The petition was introduced by the Strategic Director of Operations and Customer Services. The Strategic Director thanked Marc Jones of the Maidenhead and District Chamber of Commerce for presenting the petition of nearly 3,000 signatures to Council. He explained that a report had been prepared for Council which set out the background to the issue and recommended that Council debated and resolved a way forward. In order to provide some context to the debate, he highlighted that the



proposed parking fees were agreed as part of the overall budget setting for 2016/17 and sought to offer parity with other towns where Sunday charges were in place.

However, it was acknowledged that the quality, availability and charging levels in car parks were important to the overall offer of the town and were linked to its attractiveness and competitiveness. This was relevant in Maidenhead where there was significant change and exciting regeneration activity underway. The new Sunday charges were not introduced on the planned date of 4 April 2016 to enable wider engagement and consultation. Therefore, the petition was very welcome

Marc Jones, Lead Petitioner, raised a number of questions:

- Why were the parking fees being introduced at this time?
- Why were residents and stakeholders not consulted?
- Why was the council jeopardising the fragile signs of recovery in the town?

Mr Jones understood that the council believed the charges would generate £40,000 of revenue but he submitted that proper due diligence had not been undertaken and did not take into account the impact on the town centre. Mr Jones highlighted that this was one of the largest petitions ever submitted to the council, with more signatures received after the deadline. Empirical evidence suggested that charges would affect the High Street. The signs by parking machines were already impacting on businesses; he understood that Sainsbury's had already experienced a reduction in trade. Maidenhead had an inferior retail offering in comparison to High Wycombe and Windsor, and lower footfall and more empty premises. These towns charged for parking on a Sunday but there was no comparison. The Bishops Centre offered free parking on a Sunday; this had impacted the town centre, which the council had underestimated.

Residents used the town centre because it was convenient for shopping and leisure activities on a Sunday. Charges would be an obstacle to this. Most machines did not give change which was another inconvenience. Mr Jones was of the view that the proposed charges were a levy on residents and they would go elsewhere. It was not necessarily the cost that would drive people away but the inconvenience of having to pay. The impact on businesses would include forcing some to close. Maidenhead could become a ghost town on Sundays. The council could not guarantee that the charges would not be detrimental; it was gambling with the town centre. If the petition was rejected residents would be acutely aware they would have to pay for parking but Councillors who voted for the charges would continue to enjoy free parking.

Councillor Rayner, as Lead Member for Highways and Transport, commented that parking had always been charged for at the Magnet Leisure Centre on a Sunday. He was always able find a free on-street space on a Sunday in the town. He thanked Marc Jones of the Maidenhead and District Chamber of Commerce for presenting the petition of nearly 3,000 signatures to Council. Councillor Rayner commented that this level of support demonstrated significant interest and he was very pleased to invite Council to consider the petition and the report to resolve a way forward, The new Sunday charges were not introduced on the planned date of 4 April 2016 to enable wider engagement and consultation. The new system in the Nicholson Centre gave change, which had been a repeated request by the Chamber of Commerce, along with the ability to pay by credit card and Advantage Card and pay on exit. Since the introduction of these facilities, footfall had increased.

Councillor Rayner recommended to Council that the introduction of new Sunday charges in Maidenhead be deferred until at least 2017/18. If these proposals were revisited at an appropriate time in the future they would be subject to proper consultation, including the Maidenhead Chamber of Commerce. Councillor Rayner commented that if the charges were not implemented money would have to come out of a budget elsewhere; therefore the council had a tough decision. The council did meet with the Chamber of Commerce to discuss the budget proposals before they were agreed. The new charges were advertised in February 2016. However, he recognised that the council had not got the consultation right and would do so now.

Councillor Dudley thanked the Lead Petitioner, the Maidenhead Advertiser and all the retailers. The administration was pro-business, yet it had not consulted properly. It was clear that there was enormous strength of feeling on the issue amongst retailers and residents. On the other side of the argument was fairness. Parking was charged for in Windsor on a Sunday. At the same time millions of pounds was being spent on the regeneration of Maidenhead. He agreed that another year should be allowed whilst the regeneration programme moved forward; when there were more retailers in the town centre, it would not need extra support.

Councillor Love commented that introduction of charges at this time would have a detrimental effect. The town would experience a lot of disruption in the next few years, although this was part of a much-needed programme. It would be important to keep residents and visitors on side during the works. The Maidenhead Town Partnership Board was committed to making Maidenhead the best it could be and to work with the council on initiatives to improve the town. It was a mistake that the Partnership Board had not been consulted. A recent vintage fair event on the high street had attracted 24% more visitors than on the same Sunday the previous year. The marketing for the event included promotion of free parking. Further events were planned for the summer, which would help footfall. The vacancy rate was double that of Windsor and the footfall rate was lower. Windsor was also a tourist destination bringing in £459m to the economy. The regeneration programme would include an estimated £1bn in investment over the next 15 years. The Waterways project would create a waterside culture for shopping and eating at the heart of the town. Parking charges were not appropriate at this time.

Councillor Kellaway commented that he had raised the issue at the budget meeting and was glad to see it was under review. There were critical differences between Windsor and Maidenhead. The Town Partnership was trying to get people to see Maidenhead as a destination with events and activities. It was just too soon for charges to be introduced.

Councillor Werner was disappointed that the deferral suggested was for just one year; he felt the deferral should be into the foreseeable future. Each town was different and could not therefore be treated equally. The towns should work together; he did not think that the residents of Windsor would begrudge free parking in Maidenhead as the retail offer was not as good.

Councillor Rankin commented that this was one borough, but with many communities. For the borough to work properly it was important to respect each other, each of the communities, and be fair and equitable to all residents. He highlighted that in the budget that proposed the parking charges, at the same time the council had continued

the borough's strong agenda of investment in regeneration and development. All understood that as one community, part of the give and take and the equitability of one borough meant that the special case of Sunday parking in Maidenhead should be ended. There were seven car parks in his ward and other than the small library car park all charged on a Sunday. In five of the car parks the charges were the same on Sunday as other days of the week. At River Street the cost for 2.5 hours would cost £8, at Victoria Street £4, and at York House £3. If the special treatment for Maidenhead continued, he questioned whether this would be equitable for Windsor and Sunningdale?

Councillor Jones commented that she had raised concerns at the budget council meeting about charges being increased across the borough. For example for those working in the shops in Windsor the cost of four hour parking had risen by 20%. She supported the motion and suggested that if the footfall in Maidenhead had not increased in a year's time parking should continue to be free on a Sunday.

Councillor Bathurst commented that residents in the south of the borough were also feeding in concerns about parking charges. The Windsor and Ascot Chamber of Commerce should also be consulted.

Councillor Brimacombe highlighted that the proposal was to defer for one year then review the situation. He was pleased the consultation would widen to include Ascot.

Councillor Beer commented that town centres were at a tremendous disadvantage to out of town shopping centres and needed some privileges. Maidenhead needed to be supported through a time of change. A Freedom of Information request two years previously showed that parking income was £6.7m yielding a profit of £3.55m. Should the council be scraping the barrel to get money from people shopping and undertaking recreational activities on a Sunday? He thought not.

Councillor E. Wilson commented that the key issue was fairness and parity. The Lead Petitioner had asked to be given some more time; he saw some favour with this request. However he suggested that factual data was needed on the potential affect of any charge, to enable a decision to be made in future. It was unfair to ask those who already paid to continue to subsidies indefinitely.

Councillor Grey commented that not implementing the charges would mean the council would lose money and this would need to be found over time. He questioned why Maidenhead should have special treatment as all other major centres charged. More facts about footfall were needed.

Councillor Saunders expressed sympathy about the lack of consultation and the issue of fairness. In relation to the complex multi-use and multi-site regeneration development, the council needed to make very careful judgements in terms of funding to ensure high impact contributions, whilst also expecting the private sector to be the dominant driver. The £100,000 associated with this item may have the potential for a significant adverse impact. Free parking on a Sunday would be likely to rank high on a list of those investments offering a high rate of return. When the issue was looked at again in a year it would be important to address the issue of ensuring the investment as an overall package achieved the best return for residents.

Councillor Bicknell as Lead Member with responsibility for Windsor, commented that this was a difficult decision, whether taken now or in a year's time. The key issue was not the number of visitors but the dwell time spent in the town; this was a problem in Windsor. He highlighted that at Christmas Maidenhead got free parking for a number of weekends.

Councillor Dudley commented that the transitional grant funding the council was due to receive would mean there would be no cost to other areas if the motion were approved.

It was proposed by Councillor Rayner, seconded by Councillor Dudley and:

**RESOLVED: That the introduction of new Sunday charges in Maidenhead be deferred until at least 2017/18. If these proposals are revisited at an appropriate time in the future they will be subject to proper consultation, including the Maidenhead Chamber of Commerce.**

(37 councillors voted in favour of the motion – Councillors Christine Bateson, George Bathurst, Malcolm Beer, Hashim Bhatti, Paul Brimacombe, Clive Bullock, Stuart Carroll, Gerald Clark, David Coppinger, Carwyn Cox, Judith Diment, David Evans, Dr Lilly Evans, Marius Gilmore, Geoffrey Hill, Maureen Hunt, Mohammed Ilyas, Lynne Jones, Richard Kellaway, John Lenton, Paul Lion, Philip Love, Sayonara Luxton, Asghar Majeed, Ross McWilliams, Marion Mills, Colin Rayner, MJ Saunders, Hari Sharma, Derek Sharp, John Story, Claire Stretton, Lisa Targowska, Leo Walters, Simon Werner, Derek Wilson and Lynda Yong. 12 Councillors voted against the motion - Councillors Malcolm Alexander, Phillip Bicknell, John Bowden, John Collins, Jesse Grey, Gary Muir, Nicola Pryer, Jack Rankin, Samantha Rayner, Wesley Richards, Shamsul Shelim and E Wilson. 3 Councillors abstained - Councillors David Burbage, Simon Dudley and Eileen Quick.)

45. PUBLIC QUESTIONS

None received

46. PETITIONS

No petitions were presented.

47. RECOMMENDATION FOR A NEW PUBLIC SPACE PROTECTION ORDER (PSPO) TYPE

Members considered a recommendation from Cabinet that the borough would, if necessary, be able to implement PSPOs covering the anti-social behaviour (ASB) associated with barbecues being lit in public spaces. In recent years this had been a specific problem at Baths island. The new PSPO would give Community Wardens powers to deal with the problem, rather than having to rely on goodwill.

Councillor Rankin commented that fire damage was often a problem at Baths Island, which was in his ward. Councillor Beer stated his support for the proposal as he had witnessed groups of people overnight fishing on the towpath, cooking the fish and eating them, leaving a mess. He requested the Thames Path be included in the PSPO. Councillor Bathurst commented that he would be happy for the issue to be considered at the Policy Committee. Councillor Cox explained that the proposal would

extended the council's framework for PSPOs; specific areas to be covered would be considered by a PSPO Panel.

It was proposed by Councillor Cox, seconded by Councillor Rankin, and:

**RESOLVED UNANIMOUSLY: That Council:**

- i. Approves the extension of the existing Public Space Protection Order (PSPO) framework to enable where appropriate the implementation of PSPOs covering anti-social behaviour (ASB) associated with barbecues being lit in public spaces.**

48. STAFFERTON WAY LINK ROAD BUDGET

Council considered approval of the addition of a £680k capital budget to the 2015-16 Operations and Customer Services capital programme as part of the financial mitigations for the Stafferton Way project, subject to approval by Cabinet on 28 April 2016.

Councillor Dudley commented that the new link road had transformed Maidenhead and taken traffic away from the town centre. Inevitably once works began new issues had arisen, for example dealing with the statutory utilities had been more difficult than anticipated. Given the magnitude of the project, once it had started it was important to get it right despite the increase in costs. The project had come in £1.25m over budget. However significant underspends (£445,000) in the Operations and Customer Services directorate in 2015/16 had been identified to mitigate some of the overspend. There was also a projected underspend of £125,000 on the LED Lighting project. Therefore an addition of £680,000 was required to fully fund the project.

Councillor Rayner explained that he had become Lead Member with responsibility for the project in May 2015. The consultant had made 150 design changes due to utilities and unforeseen issues. The road also had been built to accept the Waterways project, which had required design changes. The new road had transformed that part of Maidenhead. Councillor Rayner stated that he did not authorise any extra expenditure. He would be recommending to colleagues that neither Peter Brett Associates nor Balfour Beatty be used for future projects.

Councillor Werner commented that he was disappointed at the overspend and also the lack of detail in the report. He had not had sight of the review referred to in paragraph 2.7. If there had not been problems with the link road project, the underspend in Operations could have been used to undertake other projects such as a road safety scheme in his ward. He would not be able to support the motion due to the lack of information.

Councillor Brimacombe highlighted the need for a review to identify lessons for project management in future. Infrastructure echoed down the years therefore it was important to get it right for future generations.

Councillor Burbage commented that he had previously offered to meet Members of the Opposition to discuss the review findings. Detailed information was available in the Cabinet report for the meeting on 28 April 2016.

Councillor Jones commented that there was little detail about the revised estimates contributing to the £445,000 underspend in Operations. She asked whether there was any impact on other capital projects. She also asked where the funding for the £680,000 shortfall would come from and whether this would affect reserves or future capital projects. Councillor Burbage commented that the information was available in the report to which he had previously referred. The Mayor suggested that Councillor Jones should come back if she was unable to find the information she desired.

Councillor D. Wilson commented that the project was long overdue; it had been talked about by Berkshire County Council as far back as 1967. Councillor Kellaway commented that the Corporate O&S Panel had fully debated the issue the previous week; Councillor Werner had been in attendance at the meeting.

Councillor Beer welcomed the opportunity to meet with the Leader and go through the details. He had been involved in such projects throughout his life as a Quantity Surveyor. Contingency sums were always included to deal with unforeseen issues and cost forecasts were issued on a monthly basis. He could not understand why these sort of processes were not in place in the borough for large scale projects. Members needed details of who authorised the additional costs.

Councillor Dudley encouraged Councillor Werner to come forward with a proposal for a road safety scheme for Pinkneys Green.

It was proposed by Councillor Dudley, seconded by Councillor Rayner, and:

**RESOLVED: That Council approves the addition of £680k to the 2015/16 Operations and Customer Services capital programme subject to Cabinet approval of the financial mitigations report on 28 April 2016**

(49 councillors voted in favour of the motion – Councillors Malcolm Alexander, Christine Bateson, George Bathurst, Hashim Bhatti, Phillip Bicknell, John Bowden, Paul Brimacombe, Clive Bullock, David Burbage, Stuart Carroll, Gerald Clark, John Collins, David Coppinger, Carwyn Cox, Judith Diment, Simon Dudley, David Evans, Dr Lilly Evans, Marius Gilmore, Jesse Grey Geoffrey Hill, Maureen Hunt, Mohammed Ilyas, Richard Kellaway, John Lenton, Paul Lion, Philip Love, Sayonara Luxton, Asghar Majeed, Ross McWilliams, Marion Mills, Gary Muir, Nicola Pryer, Jack Rankin, Colin Rayner, Samantha Rayner, Wesley Richards, MJ Saunders, Hari Sharma, Derek Sharp, Shamsul Shelim, John Story, Claire Stretton, Lisa Targowska, Leo Walters, Derek Wilson, Ed Wilson and Lynda Yong. 3 Councillors abstained - Councillors Malcolm Beer, Lynne Jones and Simon Werner)

Councillors C. Rayner and S. Rayner left the meeting at 9.02pm

49. CHANGES TO THE CONSTITUTION

Council considered a number of amendments to the Council Constitution in relation to the following areas:

- i. The framework within which planning enforcement matters can be progressed.  
Part 6 D3 - Area and Joint Development Control Panels

- ii. The arrangements for the appointments of Strategic Directors and Deputy Chief Officers of Services Part 8 B– Other Rules of Procedure
- iii. The Chairmanship and Quorum Part 6 D10 – Local Pension Board

Councillor Burbage advised Members that the proposal to add paragraph 9 on page 33 of the agenda was being withdrawn. All other recommendations remained.

Councillor D. Wilson, as Lead Member for Planning, explained that the proposals in relation to enforcement that would see more issues coming through to Development Control Panels. were proposed to improve transparency. The Borough Planning Manager, in consultation with the Lead Member, would be able to deal with urgent matters if necessary. Member training would take place during May 2016 to allow for implementation on 1 June 2016.

Councillor Werner stated that he supported the changes relating to enforcement, particularly as issues were often not black and white. He hoped the system would be reviewed after a year or two. He asked whether ongoing cases could be referred to a Panel.

Councillor Lenton, as Chairman of the Berkshire Pension Fund Panel, explained that the government had required the creation of a Pension Board in 2015. For the Berkshire Fund, the Board comprised an Independent Chairman, three employer representatives and three scheme representatives. After a year's operation it had been decided that there was no need for an Independent Chairman. The proposals would therefore amend the terms of reference.

Councillor Jones highlighted that a typographical error on page 32 (7c) which should read:

- 'Notice of dismissal to the Head of Paid Service, the Monitoring Officer, the Chief Finance Officer, Director or Deputy Chief Officer must not be given by the dismissor (subject to H6 above) until.....'

Councillor Beer commented that in his view the Pension Board was superfluous and therefore the cost of an Independent Chairman was unnecessary. He was supportive of the enforcement proposals in terms of openness and transparency, however he felt the report should have been considered by the Planning and Housing Overview and Scrutiny Panel. He suggested a two stage process would be suitable with an outline decision and then a detailed report at a later time. It would be important to ensure sufficient Members received training, including substitutes.

Members noted that the Planning Enforcement Toolkit at page 22 of the report provided details of how the proposals would be implemented.

Councillor Burbage commented that the Lead Member and officers would ensure that Panels would have all the information they needed to make a decision. If Councillor Beer wanted the issue to be discussed at Overview and Scrutiny, he could request this to the Chairman.

Councillor D. Wilson commented that ongoing enforcement cases were currently being dealt with and therefore there was no need to refer them to a Panel.

It was proposed by Councillor Burbage and seconded by Councillor D. Wilson and:

**RESOLVED UNANIMOUSLY: That Council:**

- i. Approves that all notices related to the enforcement of planning control are authorised by the Area Development Control Panels, except in urgent circumstance where they would be issued by the Borough Planning Manager and reported to the Area Development Panel at the earliest available opportunity.**
- ii. Approves that the Constitution be amended as per Appendix A.**
- iii. Approves the Local Enforcement Policy as set out in Appendix B.**
- iv. Approves that the Constitution be amended as per set out in Appendix C, apart from the addition of paragraph 9 which had been withdrawn.**
- v. Approves that the Constitution be amended as set out in Appendix D.**

50. MEMBERS' QUESTIONS

**a) Question submitted by Councillor Saunders to Councillor Cox, Lead Member for Environmental Services**

How is the Council seeking to ensure it can be proactive in protecting residents from noise, odour, pests and other nuisance or public health risks which it can foresee as likely from proposed development or activities, including agricultural operations?

Councillor Cox responded that the Environmental Protection Officers worked very closely with colleagues in Development Control and provided pre-application advice where requested for proposed developments that may have an impact as described in the question. Officers also routinely reviewed planning application lists to identify any proposed development that may have such detrimental impacts and provide expert advice and, where necessary, recommend planning conditions to regulate operations and protect residents accordingly.

Unfortunately, current environmental regulatory frameworks offered limited pro-active scope to deal with such impacts where a site already benefitted from planning permission for agricultural use and where the scale of operation was intensified. For example, environmental permitting schemes had very high thresholds before they applied. Poultry farming operations of up to 40,000 birds and pig farming operations of up to 2,000 production pigs could be undertaken without the need for an environmental permit.

He would of course liaise with the Lead Member for Planning to ensure officers remained vigilant in respect of this matter and that the council sought to lobby appropriate Government departments to request the appropriate regulatory frameworks be reviewed

By way of a supplementary question, Councillor Saunders asked how far would the council pursue the necessary changes to planning and environmental rules and regulations to avoid these foreseeable risks being dismissed as irrelevant until after residents had suffered their avoidable consequences?

Councillor Cox confirmed that he had written to the Secretaries of State for Environment, Food and Rural Affairs and Communities and Local Government to ask them to review the current regulatory and development control frameworks and that the associated thresholds be reviewed and amended in order to provide local authorities pro-active capability to protect their residents and communities from the



issues identified that cause huge anxiety and potential impact if realised. He was awaiting a response.

**b) Question submitted by Councillor Saunders to Councillor Coppinger, Lead Member for Adult Services and Health**

How is RBWM supporting the concerns of our rural community pharmacies that the Department of Health review may have unintended adverse consequences on the sustainability of locally accessible and GP support services?

Councillor Coppinger responded that pharmacies were the focus of much attention at the moment. They were a vital part of the provision of Health Services within both the borough and across the whole country. With the pressure on the NHS and specifically GP surgeries, pharmacies were being asked to undertake more services traditionally provided by GPs. Through the Public Health team the council also commissioned services. Pharmacists were trained to a similar level to GPs and this expansion of their services was likely to continue. There was also mention of staff being present in surgeries. At the same time as this was happening the Department of Health was carrying out a review of the services provided to seek greater efficiencies.

One of the functions of the Health and Wellbeing Board was to approve a Pharmacy Needs Assessment to ensure the right number of pharmacies, which the borough had according to population. The council welcomed the extension of the role of pharmacies however it shared the concern of residents and pharmacists that in the search for efficiencies smaller rural pharmacies might no longer be sustainable and residents, especially the elderly, would suffer.

The council would submit a response to the consultation in which it would stress the need for community pharmacy services to be provided throughout the Royal Borough and especially within isolated communities.

By way of a supplementary question, Councillor Saunders asked how he could be assured the issue would have the appropriate profile in democratic forums of the council so that residents concerns could have an impact on the outcome of the ambiguous consultation.

Councillor Coppinger responded that the start was at Full Council. The item was also on the agenda for the Health and Wellbeing Board so it would be discussed with the NHS and CCGs.

**c) Question submitted by Councillor Beer to Councillor D Wilson, Lead Member for Planning**

It has become evident that the DCLG's public consultation entitled 'Technical consultation on implementation of planning changes' includes proposals to speed up the process which may reduce the ability of the public to influence and Councils to fully control planning applications. Why has this not been considered by the Planning and Housing Overview and Scrutiny Panel?

Councillor D. Wilson referred to an email from Councillor Beer on 14 April 2016 where he had raised the same issue. A meeting of the Planning and Housing Overview and Scrutiny Panel was held on 18 April 2016; the deadline for the consultation was 15

April 2016. He apologised that the item had not been put before the Overview and Scrutiny Panel. He had responded via email to Councillor Beer the following day that RBWM would submit a response and he would circulate a copy to all Members. A response had been submitted; Councillor Hilton had also sent a separate response.

By way of a supplementary question, Councillor Beer highlighted that the consultation included proposals for scrapping outline applications. Instead there would be permissions in principal followed by technical details. This would make the system more complicated. The consultation also proposed the involvement of consultants in determining applications even if they had prior involvement. He asked whether the Lead Member was content that staff pressures were not properly meeting the council's due to defend the interests of residents with eleventh hour responses to such important matters.

Councillor D. Wilson responded that every local planning authorities were in a similar position as a result of the relaxation of permitted development rights increasing workloads considerably. Consultations came out on a regular basis. Officers tried to keep a close eye on these although not all came from the DCLG.

**d) Question submitted by Councillor Bhatti to Councillor Cox, Lead Member for Environmental Services**

Will the Lead Member please confirm that he will engage with the local community and in particular with any concerned residents in Clewer North when implementing the Prevent strategy?

Councillor Cox responded that the council was currently undertaking a full risk assessment in relation to Prevent and the legal obligation that the council had in this regard. Officers would as part of the assessment be speaking to key community representatives and stakeholders to help inform the overall Prevent strategy.

Of course, any resident who had any concerns or queries in respect of Prevent could contact their local ward member who would be able to arrange for the appropriate council officer to look into the matter for them or provide advice and guidance as necessary

Councillor Bhatti confirmed he did not have a supplementary question.

**e) Question submitted by Councillor Bhatti to Councillor Burbage, Leader of the Council**

In my ward, there are many young people who over the holiday periods don't have much to do because of the lack of leisure and entertainment facilities. Would the leader consider the possibility of a multiplex centre in Windsor or a Designer Outlet if the opportunity ever arose?

Councillor Burbage responded that he would.

Councillor Bhatti confirmed he did not have a supplementary question.

**f) Question submitted by Councillor E. Wilson to Councillor Cox, Lead Member for Environmental Services**

Will the Lead Member thank all members of the public who took part in the recent Clean for the Queen campaign and say how his officers will be encouraging residents to take part in similar events in the future?

Councillor Cox responded that the community participation in the Clean for the Queen events was fantastic and he thanked, on behalf of the Royal Borough of Windsor & Maidenhead, everyone who took part. He was sure Her Majesty would be very proud to see this Great British community spirit in action. Officers would look to continue working with residents on community initiatives and projects. The Community Wardens were very active in this regard and it was something that he and senior officers were committed to going forward.

By way of a supplementary question, Councillor E. Wilson asked if the Lead Member could tell Council about any projects or initiatives he had in mind?

Councillor Cox responded that he was currently looking to implement a specific programme throughout the borough communities focussing on dog fouling within parks and open spaces. Community wardens and officers would be looking to work with community representatives in this regard. He would also be looking to increase the sign up of Community Recycling Champions and continued support for the adopt a street campaign and community clean up initiatives.

51. MOTIONS ON NOTICE

**a) By Councillor Richards:**

Councillor Richards introduced his motion. He stated that he believed in limited government, the right to privacy and freedom of worship. He had also brought the motion as a Christian and a lay church leader on behalf of Christian groups who would be affected locally. His church represented 600 people of diverse backgrounds. The government proposal was an unprecedented attack on religious freedom and a worrying increase in government power. Never before had government authorities entered churches to assess their teaching of the bible. Councillor Richards felt this was a step towards a fascist or Soviet model where government officials sat in on church services, which was contrary even to the Magna Carta. The proposal was contrary to the meaning of equality. Extremist and intolerant measures should not be the reaction to extremism and intolerance. The church should remain separate from state interference. He questioned what incidents there had been of British Christians being radicalised by churches? The focus had moved from equality of opportunity for all to equality of concern. The Christian church was at the forefront of Big Society; it was in danger of being replaced by 'Big Brother Society'.

Councillor Richards acknowledged that there were challenges in the modern world but they would not be overcome by drawing one group into the problems of another. It was constantly said that terrorists were not people of faith and therefore this was not really a religious problem at all. He had been accused of being anti other faiths, however some of his closest friends were of other faiths or none at all. The last motion he brought to Council was to support refugees, who would likely have been of another faith. He did not presume to know how the proposals would affect other faiths. Churches were already regulated as they were registered as charities and, where

necessary, had safeguarding policies. Church schools were already inspected by Ofsted.

Councillor Bathurst stated that as a fellow Christian he was obligated to support the motion. It was a difficult argument to make because Christianity was in the modern day a minority pursuit. It may not have been the case that everybody's pursuit or beliefs were being attacked but if the state was allowed to expand without check everybody would suffer sooner or later. Councillor Bathurst felt that the government's proposals were a classic piece of bureaucratic creep. To a legislator, all the world's problems could be solved by writing more laws. Despite the lack of obvious success of OFSTED in improving school standards, people were now expected to believe that Ofsted was best-qualified to tell non-schools how to run themselves.

For reasons of political correctness, the government was extending inspections to all establishments without mentioning any in particular. The problem was that, once implemented, the very reasonable balance and good judgement that ministers expected would be lost once contact was made with reality.

In some ways, the arguments against the proposals from the government were similar to the objections that many people had to the Prevent programme. It was too broad-brush, smeared or implicated entire faiths and diluted efforts away from where the real problems were. These were arguments for not applying inspections to any religion. There was a particular reason, however, why the Christian church should be given special protection. In theory, the government's approach was very even-handed, treating all religions the same. In practice it was a very different matter. Councillor Bathurst referred to the Birmingham case where concerns over radicalisation were not reported or acted upon. He hoped that people of all faiths and of none would join him in voting for the motion.

Councillor Rankin stated that the state defining a set of vague and subjective values and then monitoring adherence to them seemed to him to be draconian. He seconded the motion.

Councillor McWilliams commented that the issue had nothing to do with the local authority; it had already been extensively debated in Parliament. The Government was not proposing to regulate institutions teaching children for a short period every week, such as Sunday schools or the Scouts. The proposal would also not apply to one-off residential activities, such as a week-long summer camp. It was looking specifically at places where children received intensive education out of schools, where they could be spending more than six to eight hours a week.

The proposals were all about making sure that where there were concerns raised by parents and others about issues of extremism, child cruelty or inappropriate teaching in unregulated settings, government could take action to protect children and empower parents. As the Prime Minister had made clear in his party conference speech in 2015, such concerns had been raised, including around extremism in some Madrassas.

The Government had no intention of seeking to regulate religion or to interfere in parents' right to teach children about their faith and heritage. Protecting religious liberty was a fundamental principle. For example, Sunday schools would not be under any requirement to teach non-Christian values. The Government was working closely with the Church of England and other faith communities to ensure that the system was targeted, proportionate and focussed on those settings which were failing to safeguard

and promote the welfare of children. Those discussions had been productive, and Ministers had made clear the focus was on establishments that were preaching hatred or putting children at risk.

It was not extremist to oppose same-sex marriage, and the Government's counter-extremism work was emphatically not intended to cover legitimate debate on such issues. All schools were now expected to actively promote British values, which were defined in 2011 as democracy, the rule of law, individual liberty, and mutual respect and tolerance of those with different faiths and beliefs. Teaching respect for other people, even if you did not agree with them or their way of life, was a fundamental part of preparation for life in Britain, and a principle all schools should be able to support. No teacher would be expected or required to promote lifestyles that they did not agree with. Equally, it would be unlawful for any teacher to discriminate, harass or victimise someone in contravention of the law. The conduct of inspectors was the responsibility of Ofsted. If a school was concerned about either an inspector's conduct, or that an inspection was not being carried out in accordance with Ofsted's guidance, it should follow the formal process for raising this.

Councillor Sharma stated that he found it difficult to support the motion. The proposals were being made to crack down on minority schools where children's heads were being filled with passion and their hearts filled with hatred. There was a variety of religions in the borough and it would not be right to exclude one piece from the jigsaw.

Councillor Ilyas commented that nobody would disagree that British values should be taught to young people. In fact, British values were common in the universal values of humanity which stressed the need for respect of core values of all people. As a teacher himself, it was his responsibility on a daily basis to inculcate such values in young people. As far as he was aware, Ofsted proposed to inspect all religious premises, not only church premises.

The Mayor and many former Mayors present had witnessed first hand the excellent community links that had been established in the Royal Borough between people of many different cultures, faiths and backgrounds. The Royal Borough was blessed with a diverse community having excellent community cohesion between the many faith and non-faith groups. The Windsor and Maidenhead Community Forum (WAMCF), which had been running in the Royal Borough for more than 30 years, did a great deal to promote dialogue and community relations between all members of the community, those of faith and those with no faith. Its work had been recognised by the Queen when she awarded an MBE to the Chairman and a founder member of WAMCF .

Councillor Ilyas believed that the wording of the motion as it stood, focussed on one religious community and excluded those of other faiths and those who had none in the Royal Borough. In principle the motion was asking Ofsted to review its policy, and therefore he believed that the policy should be reviewed for all premises of all religious communities. He was concerned that should the motion be tabled as it was then the message elected representatives would be communicating was that the council favoured one particular religious community more than others, which would be discriminatory. Councillor Ilyas proposed that the words 'church premises' be substituted with the words 'all religious premises' in order to be inclusive of all faiths and not just one.

Councillor Werner commented that Sir Michael Wilshaw had commented in a radio interview that where young people attended any religious setting, the premises would have to be registered and inspected. Originally Ofsted said inspections of pre-school premises would not involve a full inspection, but then they had downgraded them on minor issues such as lunch being held in group situations or not. A light touch from Ofsted often turned into interfering in all aspects. Sunday Schools were run by volunteers.. His wife ran a session for young people; not many attended but they benefitted from the session. He was concerned that such small settings could be closed down when the bureaucracy of Ofsted became involved. He stated that he would be happy to second the amendment to the motion.

Councillor Saunders commented that on reading the consultation proposals he had concluded that they were very sensible. The proposals sought to apply regulation focussed on those who could not help themselves, were vulnerable or could not speak for themselves. He highlighted that the consultation related to 'any out-of-school education setting providing young people with more than 6 to 8 hrs each week'. It was intended to enable risk based inspections only in response to specific concerns raised by children, parents and the community or sampling particular settings by type or location. It was focussed on the physical safety of children, including safe premises and no corporal punishment; safeguarding children from adults barred from working with children; and protecting children from vocal or active opposition under well-defined, clearly-acknowledged British values including the ability for individuals to pursue their own religious beliefs. This was exactly what schools did and what the council would hope the parental community would also do. He questioned why any school in whatever setting would be exempt from a perfectly rational set of principles. No new powers were recommended; the only new power the consultation asked about was what penalty should apply if relevant education settings did not register.

Councillor Richards accepted the proposed amendment by Councillor Ilyas, therefore Members continued to debate the following motion:

*'This Council expresses concern that Ofsted will be given new powers to inspect all religious premises to assess whether teaching in an out-of-school setting complies with British values and urges a review of this policy.'*

Councillor E. Wilson commented that the consultation was not about churches but about children. He felt that the issue did affect the borough because all Members had a responsibility to ensure all children were safe and receiving the right education. The council could not turn a blind eye. It was important to ensure whatever teachings were given were not against British values.

Councillor Brimacombe commented that this was a national issue that was contentious, a religious issue that was personal and a security issue that was complex. The council was not a second chamber to the legislature and could not second guess something that was dynamic. He would not be able to support the motion.

At this point in the meeting, and in accordance with Rule of Procedure Part 4A 23.1 of the Council's Constitution, the Mayor called for a vote in relation to whether or not the meeting should continue, as the time had exceeded 10.00pm.

**RESOLVED UNANIMOUSLY: That the meeting continue past 10.00pm.**

Councillor Dudley highlighted the need to keep children safe. He supported the teaching of British values but had reservations over the reach of the state.

Councillor D. Evans commented that the issue directly involved the local authority as local authorities were asked to respond to the consultation. He felt the issue should have been discussed by a Task and Finish Group to produce a measured response. There was no need for Ofsted to go into all institutions. The consultation was about particular problems in particular parts of the country therefore he was uneasy at the blanket approach. He was not convinced that there was a need for the full panoply of an Ofsted regulatory system. Sir Michael Wilshaw had stated that the whole system was intended to allow intervention when a whistleblower came forward. A regulatory system was not needed to allow this to happen. Councillor D. Evans stated that he would abstain.

Councillor Kellaway stated that free speech and freedoms required constant vigilance. The British had a unique genius for red tape, interference and inspection systems.

Councillor Clark commented that there genuine concerns over safety in the country, teaching in certain areas and the ability to shape minds in a misdirection. It was important not to differentiate sectors of the community. The consultation was clearly aiming to protect children. He would support the principle of the right to inspect to ensure tolerance was being promoted.

**Following a named vote, the motion (as amended) was denied.**

(9 councillors voted in favour of the motion – George Bathurst, Mohammed Ilyas, Richard Kellaway, Eileen Quick, Jack Rankin, Wesley Richards, Hari Sharma, Leo Walters, Simon Werner. 20 Councillors voted against the motion - Councillors Malcolm Alexander, Christine Bateson, John Bowden, Paul Brimacombe, Stuart Carroll, Gerald Clark, John Collins, David Coppinger, Carwyn Cox, Judith Diment, Jesse Grey, Geoffrey Hill, Ross McWilliams, Gary Muir, Nicola Pryer, MJ Saunders, Claire Stretton, Lisa Targowska, E Wilson and Lynda Yong. 21 Councillors abstained – Councillors Malcolm Beer, Hashim Bhatti, Phillip Bicknell, Clive Bullock, David Burbage, Simon Dudley, David Evans, Dr Lilly Evans, Marius Gilmore, Maureen Hunt, Lynne Jones, John Lenton, Paul Lion, Philip Love, Sayonara Luxton, Asghar Majeed, Marion Mills, Derek Sharp, Shamsul Shelim, John Story and Derek Wilson)

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**AT A MEETING OF THE BOROUGH COUNCIL held in the Desborough Suite -  
Town Hall on Tuesday, 24th May, 2016**

PRESENT: The Mayor (Councillor Eileen Quick), The Deputy Mayor (Councillor Sayonara Luxton)

Councillors Michael Airey, Natasha Airey, Edward Wilson, Lynda Yong, Malcolm Beer, Hashim Bhatti, John Bowden, Clive Bullock, David Hilton, Gerry Clark, David Coppinger, Carwyn Cox, Geoff Hill, Mohammed Ilyas, Richard Kellaway, John Lenton, Paul Lion, Asghar Majeed, Marion Mills, Gary Muir, Phillip Bicknell, Nicola Pryer, Jack Rankin, Samantha Rayner, Wesley Richards, Hari Sharma, Derek Sharp, Malcolm Alexander, Christine Bateson, David Burbage, Stuart Carroll, John Collins, Simon Dudley, Dr Lilly Evans, Marius Gilmore, Jesse Grey, Ross McWilliams, Adam Smith, John Story, Lisa Targowska and Derek Wilson

Officers: Russell O'Keefe, Alison Alexander, Simon Fletcher, David Scott and Louisa Dean

THE MAYOR (COUNCILLOR QUICK) IN THE CHAIR

52. APOLOGIES FOR ABSENCE

Apologies for absence were received from Councillors Paul Brimacombe, Judith Diment, David Evans, Charles Hollingsworth, Maureen Hunt, Lynne Jones, Philip Love, Colin Rayner, MJ Saunders, Shamsul Shelim, Claire Stretton, Leo Walters and Simon Werner.

53. DECLARATIONS OF INTEREST

None received

54. ELECTION OF MAYOR FOR 2016/2017

The Mayor welcomed everyone to the Annual Meeting and gave a brief résumé of her year of office.

The Mayor commenced by stating that throughout her Mayoral year she had met many people at official Mayoral engagements, many of whom were present at the meeting that evening. She advised that the Mayor was the public face of the Council and was an ambassador for the Council both within and outside of the Borough and that nothing could prepare a person for being Mayor as every year was different. However, both she and her Consort had enjoyed enormously the variety of functions that they had attended and had taken on the mantel that both her father and grandfather had done previously when they had been Mayor of the Royal Borough of Windsor.

The Mayoral year had commenced with the celebrations of the 800<sup>th</sup> anniversary of the signing of the Magna Carta and had concluded with a number of events to celebrate Her Majesty's 90<sup>th</sup> birthday. The Mayor advised that it had been an honour to be part of Her Majesty's 90<sup>th</sup> birthday celebrations, which the Queen had decided to hold in Windsor with residents and visitors to the Borough.

The Mayor commented upon the variety of events that she had attended, ranging from chairing Council meetings, cutting ribbons, attending dinners, giving talks, visiting schools, enjoying all kinds of performances and raising funds for her chosen charity Thames Hospice Care. In particular, the Mayor commented upon having to play second fiddle to Basil Brush, with whom she had shared a dance at the switch on of the Christmas lights.

Like Mayors before her Councillor Quick paid tribute to the large number of volunteers that give so much of their time to make a difference to the quality of lives of Borough residents. She commented that the happiest people that she met appeared to be those people that gave up so much of their time to assist others.

The Mayor commented upon one of the final engagements that she had undertaken as Mayor, a memorial service for Sir Nicholas Winton. The Mayor advised that Sir Nicholas Winton was a great inspiration to us all and had done so much in his life to assist others, but would be particularly remembered for organising the Kindertransport that saved hundreds of children prior to the outbreak of the Second World War.

The Mayor paid tribute to the Civic Team for providing a first class service, which was the envy of neighbouring local authorities, and advised that she had enjoyed her Mayoral Year immensely and had many happy memories to reflect on as she readjusted to normal life.

In conclusion, The Mayor paid tribute to Councillor Luxton and Ian Luxton for being an able Deputy Mayor and Deputy Mayors' Consort and for the support they had given her throughout the year.

THE MAYOR INVITED NOMINATIONS FOR THE ELECTION OF THE MAYOR OF THE ROYAL BOROUGH FOR 2016/2017.

In nominating Councillor Sayonara Luxton, Councillor Quick explained that Councillor Luxton had been born in Goa and was one of 7 Siblings. Councillor Quick explained that her 2 brothers and 4 sisters were spread all over the world and commented that if they shared Councillor Luxton's passion for shopping together they could help solve the world economic crisis.

At 21 Councillor Luxton left Goa and moved to Dubai to join her family. She worked for the Airbus Industry and it was in Dubai that she met her husband, Ian. Councillor Quick explained that it was only after they were married that Ian discovered Councillor Luxton's hobby for shopping. After leaving Dubai they moved to England and have been settled in Sunningdale with their four daughters for many years.

Councillor Luxton was elected to serve as a Councillor for Sunningdale in 2007 and had been a very active member of the Council's administration. As Deputy Mayor for the last year Councillor Luxton has had a good grounding in the mayoralty and was well aware of how demanding the role could be, but was still keen to be the next Mayor. Councillor Quick advised that they had worked closely together and Councillor Luxton had been a great support to her. Councillor Luxton was a charming ambassador for the Borough, related well to people of all ages and would make an excellent Mayor.

In conclusion, Councillor Quick advised that she had no hesitation in proposing Councillor Sayonara Luxton to be Mayor of the Royal Borough of Windsor and Maidenhead for the forthcoming year.

Councillor Kellaway announced that it gave him great pleasure to second the motion and was very pleased to introduce Ian Luxton as the Mayor's Consort for the year.

Councillor Kellaway stated that both he and Ian had some things in common – Ian was born in King's College Hospital in 1954 and Councillor Kellaway's latest grandson was born there only last month. Ian had read Economics at the right university in 1972 and had qualified as a chartered accountant with Price Waterhouse Coopers in 1979. Ian was subsequently transferred to their Dubai office a year later and liked it so much that he stayed for 14 years, becoming general manager of the World Trade Centre in 1990 shortly after meeting Councillor Luxton.

Ian had been working with the Al Fayeds in Dubai and had moved over to Harrods Finance in London, which pleased Councillor Luxton very much. A further move to Turnbull and Asser was not quite so good for Councillor Luxton but she did acquire a nice range of shirts. In 2001 Ian switched into the entirely different trade of motor repair and he was currently Director of Finance for Nationwide Accident Repair Services.

Councillor Kellaway commented that Ian was a quiet man, the reason being he had four beautiful and talented daughters, as well as a beautiful and talented wife. Councillor Kellaway explained that he had married into a family of four girls and that the volume of sound went up in geometric proportion to the number of girls together at one time.

However, Councillor Kellaway advised that Ian seemed to be a happy man and would be an excellent support for Councillor Luxton during her year as Mayor. Councillor Kellaway concluded by stating that it gave him the greatest of pleasure to second the nomination of Councillor Sayonara Luxton for the position of Mayor of the Royal Borough of Windsor and Maidenhead for the ensuing municipal year.

It was moved by Councillor Quick, seconded by Councillor Kellaway and

**RESOLVED UNANIMOUSLY: That Councillor Sayonara Luxton be elected Mayor of the Royal Borough of Windsor and Maidenhead for the ensuing Municipal Year.**

The Managing Director declared Councillor Luxton duly elected Mayor. Councillor Luxton made the Declaration of Acceptance of Office, witnessed by Councillors Quick and Kellaway.

THE MAYOR (COUNCILLOR MRS LUXTON) IN THE CHAIR

In making her speech of acceptance, the Mayor thanked Councillors Quick and Kellaway for their kind words of support and commented that it was a great honour to be appointed Mayor to the Royal Borough of Windsor & Maidenhead, promising to serve with diligence and pride.

The Mayor advised that, when she had left Goa 40 years ago she could not, even in

her wildest of dreams, have dreamt that she would one day hold such high office, especially in the Royal Borough and in such a very special year that celebrated Her Majesty's 90th birthday.

The Mayor commented that the Mayoral Robes were not designed for her stature but she would give everything to the role and, with the support of colleagues, hoped that she would make a difference to the community and would leave a lasting legacy that everyone would be proud of. The Mayor explained that she was grateful to Barnett Fletcher, who had given her the opportunity to work alongside him on The Ascot Charitable Trust when she first came to England and then later when he had elected her as a Trustee. It was through Barnett that she had met Alan Carr, with whom she had worked for a number of years raising funds for Local and National Charities.

The Mayor also thanked Councillor Lynda Yong for introducing her to the rather different world of local politics and in doing so changed the direction of her life, providing her with the opportunity to grow in a more caring pastoral sense.

The Mayor advised that it was her wish to develop a significant project to celebrate her Majesty's 90<sup>th</sup> birthday and that further details would be revealed in due course. She also advised that she would continue to support the War Horse Memorial project, which she hoped would be installed in Ascot in her Mayoral year. The Mayor explained that, apart from the educational and tourism benefits, the project would also form a catalyst for significant and ongoing fundraising in support of the armed forces.

The Mayor commented that she would be supporting The Household Cavalry Foundation in honour of the local regiment, with money raised during her Mayoral year being dedicated to supporting members of the regiment and their families who had unfortunately suffered as a result of conflict. The Mayor advised that she would also be supporting the Mayor's Benevolent Fund and where possible would support other local charities that provided much needed support to the most disadvantaged residents of the borough.

In conclusion, the Mayor thanked Councillor Quick for being such a wonderful mentor over the past year, her husband Ian for continuing as her Consort and her children, family and friends for their continued support.

Councillor Quick presented the Mayor with the Mace, the Mayor's seal, the Borough seal and the keys to the Mayor's Parlour. The Mayor responded by presenting Councillor Quick and her husband John with their Past Mayor's and Past Mayor's Consort badges.

55. APPOINTMENT OF DEPUTY MAYOR FOR 2016/2017

In proposing Councillor John Lenton for the position of Deputy Mayor, Councillor Dudley advised that Councillor Lenton had been educated at Bournemouth School and the London School of Economics and had started work as an economist and management consultant before moving into financial consultancy, setting up Avocet Finance Limited which specialised in niche areas of Equipment Finance.

Councillor Dudley stated that Councillor Lenton had been active in politics since he joined the Young Conservatives and had been Chairman of the Birmingham Bow

group, a member of various national policy committees and, after moving to Derby, chaired the Belper Conservative Association.

Since his election in 2007, Councillor Lenton had been Chairman of the Royal County of Berkshire Pension Fund, which was administered by the Royal Borough on behalf of the 6 Berkshire unitary authority councils and 150 other public sector bodies. Under his stewardship the Fund had become recognised as a prestige fund, winning at least 7 national and international awards and had been the first Local Government Fund to arrange longevity insurance.

Councillor Lenton had been a valuable and dedicated member of the Council's administration since 2007 and had been Vice Chairman of the Windsor Rural Development Control Panel for 3 years, a Director of Windsor Housing, a member of the Adult Services and Health Overview and Scrutiny Panel and a member of the Berkshire Fire Authority and Vice Chairman of two of its four sub-committees. In particular, Councillor Lenton was Chairman of the Aviation Forum and had led the campaign against the proposed third Heathrow Runway option, which would devastate Wraysbury and nearby surrounding villages.

Councillor Dudley commented that Councillor Lenton had been married to Margaret for 47 years, had lived in Wraysbury for 27 years and had one son, Philip, who was a chartered accountant and Director at Deloitte and past President of the Windsor and St. George Rotary. Councillor Dudley explained that both Councillor Lenton and Margaret had worked tirelessly with the National Magna Carta 800 committee in developing local and national commemoration events.

Councillor Dudley stated that Councillor Lenton and Margaret were looking forward to supporting residents of all ages, businesses and charities in the Royal Borough. In particular they would support the many invaluable voluntary organisations that help so many of the residents of our Royal Borough.

In conclusion, Councillor Dudley explained that Councillor Lenton had previously been an excellent Deputy Mayor and no doubt would be again. It therefore was a privilege and honour to propose Councillor John Lenton as Deputy Mayor of the Royal Borough for the ensuing Municipal Year.

In seconding the motion, Councillor Coppinger announced that Councillor Lenton would be ably assisted by his wife Margaret. He advised that Margaret had been the principal of Slough Grammar School for 22 years and in that time the school had received two outstanding Ofsted inspections.

Councillor Coppinger stated that Margaret was currently Chairman of Wraysbury Parish Council and was a member of the Horton and Wraysbury Neighbourhood Plan Steering Group. He advised that Margaret had driven the celebrations for the 800<sup>th</sup> anniversary of the signing of the Magna Carta and had been responsible for the organisation of the Queen's 90<sup>th</sup> birthday celebrations in the village. Councillor Coppinger also commented that Margaret also found time to be a Governor of 3 schools and was currently the Chairman of the charity True Honour, which was founded by Sarbjit Athwal and provided support to victims of honour based violence and forced marriage.

Councillor Coppinger also praised Margaret for the work she had done to assist the residents of Horton and Wraysbury when the area suffered from flooding in 2014,

making particular mention to her televised scolding of the then Leader of the Labour Party, Ed Miliband MP, who she had claimed was in the area more as a photo opportunity rather than to provide practical help to residents.

It was moved by Councillor Dudley, seconded by Councillor Coppinger, and:

**RESOLVED UNANIMOUSLY: That Councillor John Lenton be appointed Deputy Mayor of the Royal Borough of Windsor and Maidenhead for the ensuing Municipal Year.**

The Managing Director declared Councillor John Lenton duly appointed Deputy Mayor. Councillor John Lenton made the Declaration of Acceptance of Office, witnessed by Councillors Dudley and Coppinger.

In his speech of acceptance, the Deputy Mayor stated that he was honoured to have been appointed Deputy Mayor for the Royal Borough and, together with the Deputy Mayoress, were looking forward to fulfilling their duties and would do their best to live up to the high standards set by their predecessors.

He thanked Councillors Dudley and Coppinger for their kind words and support and congratulated Councillor Sayonara Luxton on her appointment as Mayor of the Royal Borough. He commented upon the various towns and villages within the Royal Borough and stated that, as Deputy Mayor, he was looking forward to serving the residents of the borough and meeting the many voluntary organisations that provide an invaluable service within the borough.

Councillor Lenton then presented Councillor Luxton and her husband Ian with their past Deputy Mayor's and past Deputy Mayor's Consort badges.

56. ELECTION OF LEADER

Members considered the election of a Leader of the Council on the nomination of the Group forming the Administration of the Council.

It was moved by Councillor Bicknell, seconded by Councillor Coppinger, and

**RESOLVED UNANIMOUSLY: That Councillor Simon Dudley be elected Leader of the Council for the remainder of the four year term of office.**

The Leader briefly addressed the meeting and circulated details of his first Cabinet, which he explained comprised experienced Members together with new talented Members of the Council. He advised that he had supported many of the new Councillors when they were seeking election to the Council and was proud to support many of them to develop their political careers.

57. PROPOSED STRUCTURE AND APPOINTMENT OF PANELS, CHAIRMEN OF COMMITTEE ETC

Members considered the proposed committee/panel/forum membership for 2016/17.

**RESOLVED: That:**

**a) The membership of the Committees, Panels, Forums for the ensuing Municipal Year be approved as detailed in Table 1.**

- b) The Chairman and Vice-Chairman as indicated in Table 1 be appointed for the ensuing Municipal Year.
- c) Authority to amend/make further appointments on the nomination of the relevant Group Leader be delegated to the Democratic Services Manager.
- d) Authority to amend the Constitution as appropriate in light of amendments to the structure of Panels, Committees and Forums as detailed in Table 1 be delegated to the Monitoring Officer.
- e) The political balance of any Parish Development Control Sub Committee be suspended.

COMMITTEE/PANEL/FORUM	Membership 2016/2017
<b>Appeals</b> (3 or 5 Members called on an 'as required' basis)	
<b>Audit and Performance Review Panel</b> (8 Members)  (7C, 1TGOT)	<b>Chairman:</b> Cllr Brimacombe <b>Vice Chairman:</b> Cllr Smith Cllrs Carroll, Dr L Evans, Rankin, Saunders, E Wilson (C), Jones (TGOT)  Subs: Cllrs Collins, D Evans, Kellaway, McWilliams, C Rayner, Richards and Story (C) Beer OR Werner (TGOT)
<b>Berkshire Pension Fund Panel</b> (5 Members)  (4C, 1TGOT)	<b>Chairman:</b> Cllr Lenton <b>Vice Chairman:</b> Cllr Hilton Cllrs Collins and Hill (C) & Rankin (C – TGOT seat)  Subs: Cllrs Alexander, Dudley, Kellaway (C) and 2 vacancies
<b>Constitution Sub-Committee</b> (4 Members)  (3C, 1 TGOT)	<b>Chairman:</b> Cllr Targowska <b>Vice-Chairman:</b> Cllr Bicknell Story (C), Beer (TGOT)  Subs: Cllrs Coppinger, Dudley, Kellaway (C), Jones OR Werner (TGOT)
<b>Employment Panel</b> (7 Members)  (6C, 1TGOT)	<b>Chairman:</b> Cllr Targowska <b>Vice Chairman:</b> Cllr Quick Cllrs Brimacombe, Carroll, Dr L Evans and Saunders (C) Jones (TGOT)  Subs: Cllrs Bateson, Dudley, Hilton, Rankin, Story,, E Wilson (C), Beer OR Werner (TGOT)
<b>Licensing Panel</b> (15 Members)  (14C, 1TGOT)	<b>Chairman:</b> Cllr Grey <b>Vice Chairman:</b> Burbage Cllrs Alexander, Bhatti, Bicknell, Bowden, Collins, Hollingsworth, Hilton, Hunt, Majeed, Richards, Sharp, Smith (C) and Luxton (C – TGOT seat).  Sub: Cllrs N. Airey, Bateson, Dr L Evans, Hill, Lenton, Mills, Muir, Pryer, S Rayner, Sharma, Shelim, Story, D Wilson, Yong (C), and 1 vacancy.
<b>Maidenhead Development Control Panel</b>	<b>Chairman:</b> Cllr Burbage

COUNCIL - 24.05.16

COMMITTEE/PANEL/FORUM	Membership 2016/2017
(12 Members)  (11C, 1TGOT)	<p><b>Vice Chairman:</b> Cllr D Wilson Cllrs Bullock, Clark, Coppinger, Hunt, Kellaway, Love, Sharp, Smith, Stretton (C) and Walters (C – TGOT seat).</p> <p>Subs: Cllrs Brimacombe, Carroll, Cox, Diment, Hill, Ilyas, Majeed, Mills, Saunders, Sharma (C), and 2 vacancies.</p>
<b>Rights of Way and Highway Licensing Panel</b> (8 Members)  (7C, 1TGOT)	<p><b>Chairman:</b> Cllr Hunt <b>Vice Chairman:</b> Cllr Bullock Cllrs Collins, Ilyas, Muir, S Rayner, Yong (C), Werner (TGOT)</p> <p>Subs: Cllrs Brimacombe, Gilmore, Grey, Hilton, Story, Pryer and 1 vacancy (C), Beer OR Jones (TGOT).</p>
<b>Sustainability Panel</b> (6 Members)  (5C, 1TGOT)	<p><b>Chairman:</b> Cllr Mills <b>Vice-Chairman:</b> Cllr Coppinger Cllrs Pryer, Sharp, Yong (C), Werner (TGOT)</p> <p>Subs: Cllrs M Airey, Clark, Love, Rankin, E Wilson (C), Beer or Jones (TGOT)</p>
<b>Windsor Urban Development Control Panel</b> (9 Members)  (8C, 1TGOT)	<p><b>Chairman:</b> Cllr Alexander <b>Vice Chairman:</b> Cllr Bicknell Cllrs M Airey, Bowden, Collins, Grey, Quick, and S Rayner (C), Shelim (C – TGOT seat).</p> <p>Subs: Cllrs N Airey, Bhatti, Muir, Pryer, Rankin, Richards and E Wilson (C) and 2 vacancies</p>
<b>Windsor Rural Development Control Panel</b> (6 Members)  (5C, 1TGOT)	<p><b>Chairman:</b> Cllr Dr L. Evans <b>Vice Chairman:</b> Cllr Rayner Cllrs Bateson, Hilton, Lenton (C), Beer (TGOT)</p> <p>Subs: Cllrs M Airey, Luxton, Story, Yong and 1 vacancy (C), Jones OR Werner (TGOT)</p>
<b>Local Plans Working Group</b> (10 Members)  (9C, 1TGOT)	<p><b>Chairman:</b> Cllr Bateson <b>Vice Chairman:</b> Cllr D. Wilson</p> <p>Cllrs Alexander, Bicknell, Dr L. Evans, Hill, Hilton, Saunders, Walters (C), Beer (TGOT)</p> <p>Subs: 9 vacancies (C), Jones OR Werner (TGOT)</p>
<b>Adult Services and Health Overview &amp; Scrutiny Panel</b> (6 Members)  (5C 1TGOT)	<p><b>Chairman:</b> <b>Vice Chairman:</b> Cllrs M. Airey, Diment, Hollingsworth, Ilyas, Lenton (C), Jones (TGOT)</p> <p>Subs: Cllrs Dr L Evans, Mills, Pryer, Story, Luxton (C), Beer OR Werner (TGOT)</p>
<b>Children’s Services Overview &amp; Scrutiny Panel</b> (7 Members)	<p><b>Chairman:</b> <b>Vice Chairman:</b> Cllrs D. Evans, McWilliams, Mills, Pryer, Quick, E</p>



COUNCIL - 24.05.16

COMMITTEE/PANEL/FORUM	Membership 2016/2017
(6C 1TGOT)	Wilson (C), Jones (TGOT)  Subs: Cllrs Bhatti, Hollingsworth, Hunt, Ilyas, Sharma, Story (C), Werner OR Beer (TGOT)
<b>Corporate Services Overview &amp; Scrutiny Panel</b> (7 Members)  (6C 1TGOT)	<b>Chairman:</b> <b>Vice Chairman:</b> Cllrs Burbage, Dr L Evans, McWilliams, Quick, C. Rayner, Carroll (C), Jones (TGOT)  Subs: Cllrs Bowden, D Evans, Gilmore, Grey, Lenton, Story (C), Werner OR Beer (TGOT)
<b>Crime and Disorder Overview &amp; Scrutiny Panel</b> (7 Members)  (6C 1TGOT)	<b>Chairman:</b> <b>Vice Chairman:</b> Cllrs Bhatti, Bowden, Grey, Sharp, Sharma, Story (C), Werner (TGOT)  Subs: Cllrs Alexander, Bullock, Muir, Ilyas, Shelim and 1 vacancy (C), Beer OR Jones (TGOT)
<b>Highways, Transport &amp; Environment Overview &amp; Scrutiny Panel</b> (7 Members)  (6C 1TGOT)	<b>Chairman:</b> <b>Vice Chairman:</b> Cllrs Gilmore, Grey, Hunt, Lion, Pryer, Sharma (C), Beer (TGOT)  Subs: Cllrs D Evans, Hilton, Story, Sharp, Richards, Yong (C), Werner OR Jones (TGOT)
<b>Culture and Communities Overview &amp; Scrutiny Panel</b> (7 Members)  (6C 1TGOT)	<b>Chairman:</b> <b>Vice Chairman:</b> Cllrs Clark, Diment, Grey, Gilmore, McWilliams, Shelim (C), Werner (TGOT)  Subs: Cllrs Bhatti, Ilyas, Lenton, Mills, Stretton and 1 vacancy (C), Jones OR Beer (TGOT)
<b>Planning and Housing Overview &amp; Scrutiny Panel</b> (7 Members)  (6C 1TGOT)	<b>Chairman:</b> <b>Vice Chairman:</b> Cllrs Alexander, Burbage, Clark, D Evans, Hilton, Walters (C), Beer (TGOT)  Subs: Cllrs M Airey, Bullock, Luxton, Kellaway, Smith, Yong (C), Jones OR Werner (TGOT)
<b>Maidenhead Town Forum</b> (7 Members)  (6C, 1TGOT)	<b>Chairman:</b> Cllr Love <b>Vice Chairman:</b> Cllr Stretton Cllrs Gilmore, Hollingsworth, Sharma, D Wilson (C), Werner (TGOT).  Subs: Cllrs Dudley, Hill, Lion, Mills, Smith, Targowska (C), Beer OR Jones (TGOT)
<b>Windsor Town Forum</b> (7 Members)  (6C, 1TGOT)	<b>Chairman:</b> Cllr Rankin <b>Vice Chairman:</b> tbc Cllrs Alexander, Bowden, Bhatti, S Rayner & 1 vacancy (C) and Shelim (C – TGOT seat).

COUNCIL - 24.05.16

COMMITTEE/PANEL/FORUM	Membership 2016/2017
	Subs: Cllrs M Airey, Bicknell, Collins, Pryer, C Rayner, Richards (C) and E. Wilson (C – TGOT seat).
<b>Access Advisory Forum</b> (2 Members) (1C, 1TGOT)	Cllrs Hollingsworth (C) & Luxton (C – TGOT seat)  Subs: Cllrs Love (C) & Muir (C - TGOT seat)
<b>Aviation Forum</b> (5 Members) (4C 1TGOT)	<b>Chairman:</b> Cllr Bowden Cllrs Dudley, Hilton, Lenton (C), Beer (TGOT)  Subs: Cllrs Grey, Dr L Evans, Cox and 1 vacancy (C), Jones OR Werner (TGOT)
<b>Corporate Parenting Forum</b> (5 Members) (4C, 1TGOT)	<b>Chairman:</b> Cllr Hollingsworth <b>Vice Chairman:</b> Cllr Clark Cllrs Luxton, Smith (C), Jones (TGOT)  Subs: Cllrs Bicknell, Cox, Mills, Yong (C), Werner OR Beer (TGOT)
<b>Cycle Forum</b> (4 Members) (3C, 1TGOT)	<b>Chairman:</b> Cllr D Wilson <b>Vice-Chairman:</b> Cllr Yong Cllr Lion (C), Beer (TGOT)  Subs: Cllrs Hill and 2 vacancies (C), Werner OR Jones (TGOT)
<b>Grants Panel</b> (5 Members) (4C, 1TGOT)	<b>Chairman:</b> Cllr Saunders <b>Vice Chairman:</b> Cllr Bateson Cllrs Bowden, Bullock (C), and Majeed (C – TGOT seat)  Subs: Cllrs Dudley, Hilton, Stretton, Hollingsworth (C) & D Wilson (C – TGOT seat).
<b>Maidenhead Town Partnership Board</b> (4 Members) (3C, 1 TGOT)	Cllrs Hill, Love, Wilson (C), Werner (TGOT).  Subs: Cllrs Brimacombe, Burbage, Saunders (C), Jones or Beer, TGOT.
<b>Rural Forum</b> (6 Members) (5C, 1TGOT)	<b>Chairman:</b> Cllr Bateson  <b>Vice-Chairman:</b> Cllr D Evans  Cllrs Coppinger, Hilton, Kellaway (C) and C Rayner (C-TGOT seat).  Subs: Cllrs Clark, Dr L Evans, Grey, Hunt, Lenton (C), and Luxton (C – TGOT seat).
<b>School Improvement Forum</b> (3 Members)	<b>Chairman:</b> Cllr N. Airey (C) <b>Vice-Chairman:</b> Cllr E Wilson (C)

COUNCIL - 24.05.16

<b>COMMITTEE/PANEL/FORUM</b>	<b>Membership 2016/2017</b>
(2C, 1TGOT)	Cllr Mills (C – TGOT seat)  Subs: Cllrs Hilton, Lion (C) and Smith (C – TGOT seat)
<b>Staff Forum</b> (4 Members)  (3C, 1 TGOT)	<b>Chairman:</b> Cllr Targowska <b>Vice Chairman:</b> Cllr Bicknell Cllr Brimacombe (C) Cllr Jones (TGOT)  Subs: Cllrs Bateson, Dudley, Saunders (C), Beer OR Werner (TGOT)
<b>Independent Remuneration Panel</b>	Mr Karnail Pannu, Mr Chris Stevens and Mr Andrew Vallance
<b>Visitor Management Forum</b> (5 Members)  (4C, 1 TGOT)	<b>Chairman:</b> Cllr C Rayner <b>Vice Chairman:</b> Cllr Burbage Cllrs Clark, Grey (C), Pryer (C – TGOT seat).  Subs: Cllrs M Airey, Bateson, Lion, Quick (C) and Shelim (C – TGOT seat)
<b>Windsor, Eton and Ascot Town Partnership Board</b> (5 Members)  (4C, 1 TGOT)	<b>Chairman:</b> Cllr Bowden <b>Vice Chairman:</b> Cllr Dr L. Evans Cllrs Alexander, Rankin (C) and Shelim (C – TGOT seat).  Subs: Cllrs Bateson, Bicknell, Collins, Richards (C), and E Wilson (C – TGOT)

MEETING

In closing the meeting, the Mayor invited Councillor Richard's children, Samuel, Joshua, Daniel and David, to present bouquets to the Mayor, Deputy Mayoress and immediate Past Mayor.

The meeting, which started at 7.30pm, ended at 8.23pm.

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## MEMBERS' GUIDANCE NOTE

### DECLARING INTERESTS IN MEETINGS

#### **DISCLOSABLE PECUNIARY INTERESTS (DPIs)**

DPIs include:

- Any employment, office, trade, profession or vocation carried on for profit or gain.
- Any payment or provision of any other financial benefit made in respect of any expenses occurred in carrying out member duties or election expenses.
- Any contract under which goods and services are to be provided/works to be executed which has not been fully discharged.
- Any beneficial interest in land within the area of the relevant authority.
- Any license to occupy land in the area of the relevant authority for a month or longer.
- Any tenancy where the landlord is the relevant authority, and the tenant is a body in which the relevant person has a beneficial interest.
- Any beneficial interest in securities of a body where
  - a) that body has a piece of business or land in the area of the relevant authority, and
  - b) either (i) the total nominal value of the securities exceeds £25,000 or one hundredth of the total issued share capital of that body **or** (ii) the total nominal value of the shares of any one class belonging to the relevant person exceeds one hundredth of the total issued share capital of that class.

#### **PREJUDICIAL INTERESTS**

This is an interest which a reasonable fair minded and informed member of the public would reasonably believe is so significant that it harms or impairs your ability to judge the public interest. That is, your decision making is influenced by your interest that you are not able to impartially consider only relevant issues.

#### **DECLARING INTERESTS**

If you have not disclosed your interest in the register, you **must make** the declaration of interest at the beginning of the meeting, or as soon as you are aware that you have a DPI or Prejudicial Interest. If you have already disclosed the interest in your Register of Interests you are still required to disclose this in the meeting if it relates to the matter being discussed. A member with a DPI or Prejudicial Interest **may make representations at the start of the item but must not take part in discussion or vote at a meeting.** The term 'discussion' has been taken to mean a discussion by the members of the committee or other body determining the issue. You should notify Democratic Services before the meeting of your intention to speak. In order to avoid any accusations of taking part in the discussion or vote, you must move to the public area, having made your representations.

If you have any queries then you should obtain advice from the Legal or Democratic Services Officer before participating in the meeting.

If the interest declared has not been entered on to your Register of Interests, you must notify the Monitoring Officer in writing within the next 28 days following the meeting.

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## MAYOR'S COMMUNICATIONS

Since the last Council meeting the Deputy Mayor, Immediate Past Mayor and I have carried out the following engagements:-

### Meetings

- Windsor and Maidenhead Community Forum AGM
- Society for the Protection of Ascot and its Environs

### Schools/Clubs/Community

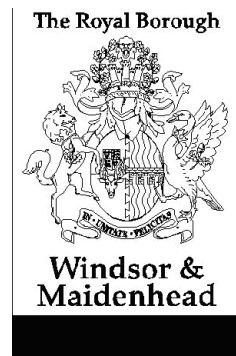
- Raceday at Ascot Racecourse in aid of the Prince Philip Trust Fund
- Alexander Devine Heaven Sent Charity Ball
- Maidenhead Lions Club Swimathon presentation evening
- Berkshire Maestros Concert at the Royal Albert Hall
- Rotary Club of Windsor St George Dinner
- Hosted viewing of civic insignia for 21<sup>st</sup> Maidenhead John Williams Cub Pack
- Civic Service of Thanksgiving for former Mayor Emrys Richards
- Reception at Sir Christopher Wren Hotel
- Opening of new Cardio Wall at Manor Green School
- Mayoral talk to members of the Sequela Foundation
- Boyn Grove and Oakbridge Centre singing event at Maidenhead Library to celebrate the Queen's 90<sup>th</sup> Birthday
- Launch of Cookham Festival Poetry Competition at Stanley Spencer Gallery
- Opened Cox Green Fayre
- Windsor Lions Swimathon
- Present Prizes at Maidenhead Thames Rotary Club Maidenhead Primary Schools Mathemagical Competition
- National Dementia Week – Singing event at Maidenhead Library
- Memorial Service for Sir Nicholas Winton
- Attend opening of Puddleduck pre-school
- Air Training Corp 75<sup>th</sup> Anniversary Parade and Service
- Maidenhead Lions Duck Derby
- Mayoral talk to pupils at Beech Tree Lodge School
- Fit 4 Life Awards ceremony at Harwood House Nursing Home
- Reception in aid of Alexander Devine Children's Hospice Service
- Mayor's Sunday Civic Service
- French Café and Children's Spring Wildlife Trail, Cookham
- Smile Celebrations for the Queen's 90<sup>th</sup> Birthday celebrations
- High Sheriff of Berkshire's Summer reception
- Opening of H&M Store, Maidenhead
- Mayoral Talk and viewing of the Civic Insignia for the Maidenhead Women's Group for European Friendship and sister group from Kortrijk, Belgium
- Attended funeral of former Mayor's Officer, Paul Singleton
- Old Windsor Carnival
- Queen's 90<sup>th</sup> Birthday celebrations, Cookham, Datchet, Sunningdale and Wraysbury

## Concerts/Shows

- Maidenhead Operatic Society production of 9 to 5
- Maidenhead Drama Festival at Norden Farm



Report for:  
ACTION



<b>Contains Confidential or Exempt Information</b>	No - Part I
<b>Title</b>	Community Governance Review Bray Parish – Approval of Proposals
<b>Responsible Officer(s)</b>	Russell O’Keefe, Strategic Director of Corporate and Community Services
<b>Contact officer, job title and phone number</b>	David Scott, Returning Officer and Head of Governance, Partnerships, Performance and Policy 01628 796748
<b>Member reporting</b>	None - Electoral Services matter by the Returning Officer
<b>For Consideration By</b>	Council
<b>Date to be Considered</b>	21 June 2016
<b>Implementation Date if Not Called In</b>	Immediately
<b>Affected Wards</b>	Bray and Oldfield Wards are considered but only at parish level.

## REPORT SUMMARY

1. This report seeks Council’s approval to the draft proposals arising from the first stage of the consultation process of the Community Governance Review (CGR) for Bray Parish and the area known as The Fisheries, following the Council’s agreement to the Terms of Reference, in December 2015 and the completion of the first phase of consultation.
2. This reports recommends that in accordance with the Community Governance Review process, the Council recommends the addition of the specific area known as The Fisheries be added to the Parish of Bray to reflect the positive feedback and the absence of any adverse feedback from the first phase consultation.
3. If after the second period of consultation on this proposal, and the proposals continue to be supported, the Council will need to approve amending the parish area and bring these changes into effect for the next Parish elections in May 2019. The whole of the Community Governance Review must be concluded within twelve months of publishing the Terms of Reference.
4. There are no direct additional financial implications arising from the recommendation, though it should be noted that some modest costs will be incurred in the administration of the review when consulting with members of the public and individuals interested in the review, these will be met from within existing resources.

## 1. DETAILS OF RECOMMENDATIONS

**RECOMMENDATION:** That Council agrees

- i. to proceed to the second phase of consultation under the Community Governance Review procedures for Bray Parish in accordance with the Local Government and Public Involvement in Health Act 2007.
- ii. the proposal to include the specific area of the Fisheries be added to the current Parish of Bray, as set out in Appendix 1.
- iii. to conduct the second phase of consultation to confirm the inclusion of the area of The Fisheries into Bray Parish, with a view to a Reorganisation Order being made to bring the changes into effect for May 2019 at the next Parish elections.

## 2. REASON FOR RECOMMENDATION(S) AND OPTIONS CONSIDERED

- 2.1 Following the report to Council in December which responded to the petition that was received, and acknowledged as valid, the Council has undertaken the first stage of consultation under the review process. Section 81 of the Local Government and Public Involvement in Health Act 2007 specifies that the principal council (in this case RBWM) implements the review in accordance with the approved Terms of Reference.
- 2.2 It is proposed that the second stage consultation process is undertaken, to consult on the proposals and reflect the positive feedback received in the phase one consultation. The draft proposals are set out in Appendix 1.

## 3. KEY IMPLICATIONS

Defined Outcomes	Unmet	Met	Exceeded	Significantly Exceeded	Date they should be delivered by
The Community Governance Review is concluded by	Beyond 1 January 2017	December 2016	Before December 2016	Before November 2016	1 January 2017
The Community Governance Review has effective local public engagement	No public responses received	Between 1 and 10 responses received	More than 10 responses received	More than 30 responses received	August 2016

## 4. FINANCIAL DETAILS

- 4.1 There are no direct financial implications arising from the recommendations, although there will be small costs incurred in order to administer the second phase of the review. These will be met from within the existing resources of the Elections operations.

## 5. LEGAL IMPLICATIONS

5.1 The legislation relevant to the conduct of Community Governance Reviews is the Local Government and Public Involvement in Health Act 2007. Also relevant to parish governance matters is the Local Government Act 1972. The Department for Communities and Local Government and the Local Government Boundary Commission for England have jointly published guidance in 2008 to be used by Officers involved in the administration of a review. Officers have taken note of the legislation and guidance when composing the Terms of Reference and defining how the review will be conducted. Officers will follow the legislative requirements when carrying out the other subsequent stages of the review until its completion during 2016.

## 6. VALUE FOR MONEY

6.1 N/A

## 7. SUSTAINABILITY IMPACT APPRAISAL

7.1 No sustainability impact appraisal is required.

## 8. RISK MANAGEMENT

Risks	Uncontrolled Risk	Controls	Controlled Risk
Failure to carry out a Community Governance Review of Bray Parish in accordance with the legislation and guidance..	Failure to carry out a review could result in a legal challenge.	Ensure that the Terms of Reference are agreed and published and that the remaining stages of the review are completed within the timescales outlined in the Terms of Reference.	Complete the Community Governance Review following the valid petition for the review of the parish area in accordance with legislative requirements.

## 9. LINKS TO STRATEGIC OBJECTIVES

9.1 The Community Governance Review will contribute to the strategic objectives of the Council including putting Residents First, delivering Value for Money, Delivering Together and Equipping ourselves for the future.

## 10. EQUALITIES, HUMAN RIGHTS AND COMMUNITY COHESION

10.1 The Council must seek to ensure that, so far as is reasonable and practicable, the conduct of the Community Governance Review is transparent throughout and that the electorate knows how to submit its comments during the two consultation stages.

## 11. STAFFING/WORKFORCE AND ACCOMMODATION IMPLICATIONS

11.1 None.

## 12. PROPERTY AND ASSETS

12.1 None.

### **13. ANY OTHER IMPLICATIONS**

13.1 None.

### **14. CONSULTATION**

14.1 The public will have a second opportunities to provide their views on whether the Fisheries should be incorporated into the parish of Bray. The first consultation period lasted for two months and invited residents and relevant organisations to submit their views after the Terms of Reference report had been published. Submissions for this first stage closed on 16 February 2016. The Council prepared Draft Proposals and is seeking approval to publish these and proceed to the second phase of consultation. Residents are invited to submit their views on the Council's Draft Proposals up until August 2016. The Council will publish its Final Proposals in September taking into consideration of any comments received.

### **15. TIMETABLE FOR IMPLEMENTATION**

15.1 The Community Governance Review of Bray Parish must be concluded within twelve months of publication of the Terms of Reference. Should the outcome of the review be that the Fisheries is incorporated into the parish of Bray, a Reorganisation Order must be made. Changes to the composition of Bray Parish will not come into effect until the next parish elections in May 2019.

### **16. APPENDICES**

16.1 Appendix 1 – Draft proposals Community Governance Review - Bray Parish.

### **17. BACKGROUND INFORMATION**

17.1 Where a petition has been received and is found to be valid, the principal council must conduct a Community Governance Review of the area identified in the petition. A principal council may also conduct a Community Governance Review in response to a request by a particular parish for a review, or conduct one of its own making, where it is perceived that the arrangements for parish governance in all or part of its administrative area should be reviewed. This may be due to changes in population or development of land in or around the review area.

17.2 The principal council has a duty to review parish governance in its area and should review its area at least every ten to fifteen years.

17.3 A Community Governance Review may cover a range of topics in relation to parish governance, from the creation of brand new parishes and the alteration of parish boundaries to the increase or decrease in the number of councillors appointed to a parish.

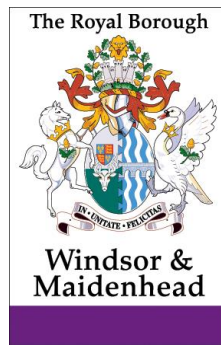
17.4 A principal council is not obliged to agree to any changes proposed in a review. It should however, be seen to make transparent and open decisions when making its draft and final proposals and to uphold the democratic processes underpinning local government. Whatever the outcome of the review, the principal council is required to publish its decisions and make these accessible to all.

**18. CONSULTATION (MANDATORY)**

<b>Name of consultee</b>	<b>Post held and Department</b>	<b>Date sent</b>	<b>Date received</b>	<b>See comments in paragraph:</b>
<b>Internal</b>				
Cllr Dudley	Leader of the Council			
Alison Alexander	Managing Director and Strategic Director			
Russell O'Keefe	Strategic Director of Corporate and Community Services			
<b>External</b>				
SLS c/o Rupert Avery	SLS Link			

**REPORT HISTORY**

<b>Decision type:</b>	<b>Urgency item?</b>	
	No	
Full name of report author	Job title	Full contact no:
David Scott	Returning Officer and Head of Governance, Partnerships, Performance and Policy	01628 796748



## **COMMUNITY GOVERNANCE REVIEW – BRAY PARISH**

### **LOCAL GOVERNMENT AND PUBLIC INVOLVEMENT IN HEALTH ACT 2007**

#### **DRAFT PROPOSALS**

**THESE DRAFT RECOMMENDATIONS HAVE BEEN PUBLISHED FOR  
CONSIDERATION BY THE COUNCIL ON:**

21 June 2016

**SUBMISSIONS AND COMMENTS ON THESE DRAFT  
RECOMMENDATIONS SHOULD BE MADE BY:**

27 September 2016

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## **1. INTRODUCTION**

### **Terms of Reference**

1.1 In December 2015, the Royal Borough of Windsor and Maidenhead approved and published its Terms of Reference to conduct a Community Governance Review of Bray Parish.

1.2 The Terms of Reference were to consult and consider whether the proposal submitted by way of a valid petition signed by 802 local government electors of Bray Parish and The Fisheries was convenient and reflective of the identities and interests of the communities in that area.

1.3 The petition called for the consideration of adding an area known as The Fisheries to the Parish of Bray. The area known as The Fisheries comprises six roads which are part of Oldfield East polling district in Oldfield Ward.

### **The legislative framework**

1.4 In undertaking the review, the Council will be guided by Part 4 of the Local Government and Public Involvement in Health Act 2007, the relevant parts of the Local Government Act 1972, and the following regulations, which guide, in particular, consequential matters arising from the Review: Local Government (Parishes and Parish Councils) (England) Regulations 2008 (SI2008/625); Local Government Finance (New Parishes) Regulations 2008 (SI2008/626).<sup>1</sup>

1.5 The Council is also required to have regard to guidance on Community Governance Reviews issued in accordance with section 100(4) of the Act by the government Department for Communities and Local Government. This

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<sup>1</sup> The 2007 Act has transferred powers to the principal councils that previously, under the Local Government Act 1997, had been shared with the Electoral Commission's Boundary Committee for England



Guidance was published in April 2008, and it has been considered when writing the Terms of Reference.<sup>2</sup>

### **The areas under Review**

1.6 The Council has resolved that the following areas shall be the subject of this Review:<sup>3</sup>

- The area known as The Fisheries. This includes the following roads; Avenue Road, Bray Road (partial), Church Road, Fishery Road, Glebe Road and The Rushes.
- The current warded parishes of Bray, which includes: Alexander, Bray Village, Dedworth, Holyport and Oakley Green & Fifield wards.

1.7 The Council has considered that this Review has the potential to create an additional warded parish for Bray, comprising solely the area known as The Fisheries. This would increase the number of wards in Bray Parish from the current five to six.

1.8 This would create implications at borough ward level as a new polling district for Oldfield ward would need to be created. It is proposed that the current Oldfield East polling district be split into two parts and a new polling district should be created, containing The Fisheries. This new polling district would then be coterminous with the new warded parish of Bray for The Fisheries, should this be the confirmed outcome of the Review.

1.9 Should the outcome of the review be that a new warded parish for Bray is created, the Council would intend to create a fourth polling district for Oldfield East ward as part of the next Polling District and Places review. It should be noted that there are no proposed changes to the boundaries between the borough wards of Bray and Oldfield, and this is not part of the proposed review.

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<sup>2</sup> This Guidance is available on the website of the Department for Communities and Local Government at [www.gov.uk/government/publications/community-governance-reviews-guidance](http://www.gov.uk/government/publications/community-governance-reviews-guidance)

<sup>3</sup> Section 81(2) requires the area under Review to be specified in this Terms of Reference

## 2. CONSULTATION

### The Consultation Process

2.1 As outlined in the Terms of Reference published in December 2015, the Council proposed that it would consult local government electors for the area under review and any other person or body who appears to have an interest in the review and to take the representations that are received into account by judging them against the criteria in the Act.<sup>4</sup>

2.2 The timetable for the review, which sets out the timeframes for public consultation, is as shown in Table 1.

**Table 1 – Revised timetable for the Review**

Action	Proposed Dates
Terms of Reference approved by Council	15 December 2015
Terms of Reference are published	16 December 2015
Stage 1 – Consultation period. Deadline for initial submissions	16 February 2016
Stage 2 – Consideration of submissions. Draft recommendations are published.	Originally 23 April 2016 Revised 21 June 2016
Stage 3 – Consultation period. Deadline for submissions on draft proposals	Originally 23 June 2016 Revised 1 September 2016
Stage 4 – Council agrees and publishes its final proposals	Originally 23 August 2016 Revised 27 September 2016
If required, Council resolves to make a Re-organisation Order	Thereafter

2.3 The first consultation took place with stakeholders in the area between 16 December 2015 and 16 February 2016. The individuals and interested parties

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<sup>4</sup> Section 93

who were contacted directly and issued copies of the Terms of Reference document were published in Appendix 3 of the Terms of Reference.

## **Representations Received**

2.4 Between 16 December 2015 and 16 February 2016, only two representations were made to the Council in respect of the current review. The first was made by Mr Rod Ball on behalf of the Oakley Green and Fifield Residents Association (OGFRA) on 25 January 2016. The second was made by Dr Barrie Mair on behalf of the Fisheries Residents Association (FRA) on 9 February 2016.

2.5 The representation made by the Oakley Green and Fifield Residents Association (OGFRA) indicated that the association had no specific comment about the Fisheries being added to the parish of Bray and was content for the Council to make its own decision as to whether the review area should be added to the parish. In addition, the association indicated that as the review did not concern altering the boundaries for the existing remaining parish ward boundaries, they had no concerns about the proposals to include the Fisheries into Bray.

2.6 The representation made by the Fisheries Residents Association (FRA) strongly expressed the view that they were in favour of the Fisheries being added into the Bray parish boundary. The key arguments set out were:

- ‘The residents of the Fisheries feel they share an historic identity with the ecclesiastical parish of St. Michael’s Bray and as a result, should not be excluded from the political parish of Bray formed for the purpose of local governance’.
- ‘The residents of the Fisheries feel that they share a cultural identity with the warded parish of Bray Village, where both communities represent “a semi-rural area of historical and cultural stability”. Furthermore, the considerable economic redevelopment scheduled for the neighbouring areas of Maidenhead over the coming years, will

further distance the interests of the rural community of the Fisheries from their neighbours of Oldfield ward’.

- ‘The Fisheries would like to influence the progression and outcome of the Bray Neighbourhood Plan which is currently underway. Their current status outside of the parish boundary restricts the outcome they want to shape for the identity they feel a part of’.
- ‘The FRA suggests that support for the inclusion of the Fisheries into Bray Parish far exceeds the number of local government electors in the review area who signed the petition. It is suggested that a far larger number of people support the proposal, which the Council should take into account when reaching its decision’.

### 3. ELECTORATE AND DEMOGRAPHIC FORECASTS

#### The electorate and electorate forecasts for the Review areas

3.1 Since the Terms of Reference were published in December 2015, electorate statistics for the review area have changed. There have been monthly alterations to the electoral register since 1 December. The statistics below reflect the electoral register as at 7 April 2016; the most recent version of the electoral register.

**Table 2 - Current electorate and property statistics for the Review area**

Parish of Bray as at end of April 2016

<b>Ward</b>	<b>Properties</b>	<b>Electors</b>	<b>Electors per property</b>
Alexander	333	405	1.2
Bray Village	1141	2021	1.7
Dedworth	326	434	1.3
Holyport	1479	2692	1.8
Oakley Green & Fifield	456	781	1.7

The Fisheries as at the end of April 2016

<b>Street</b>	<b>Properties</b>	<b>Electors</b>	<b>Electors per property</b>
Avenue Road	24	48	2.1
Bray Road	15	31	2.2
Church Road	4	15	5.5
Fishery Road	41	82	2.2
Glebe Road	16	25	1.8
The Rushes	12	22	2
<b>Total</b>	<b>112</b>	<b>223</b>	<b>1.9</b>

#### **4. PROPOSALS**

4.1 The Council has considered the representations and comments it has received to form the basis of its draft recommendations. In light of the support received in favour of incorporating the Fisheries into the parish of Bray and the absence of any comments in objection to the proposal, and the number of individuals who signed the petition, the Council recommends that the existing boundary of the Bray Parish is extended to include the area known as the Fisheries. It is proposed that these changes come into effect for the next scheduled elections to the parish in 2019.

4.2 A consequence of incorporating the Fisheries into Bray Parish is that a new polling district for Oldfield East will need to be created as outlined in point 1.8. This will be considered and steps put in motion to bring about this alteration at a subsequent Polling District and Places Review before 2019.

#### **5. NEXT STEPS**

5.1 The next stage in this Community Governance Review is to invite comments from the public on the Council's Draft Proposals set out in Section 4 and to open the second stage of consultation.

5.2 The Council will consult directly with the organisations and individuals listed in Section 6 as part of the second consultation stage in the same way as it did for the first stage of consultation.

5.3 Comments and recommendations are invited from the date of publication of the Draft Proposals up until 23 August 2016. After the close of consultation, the Council will consider any recommendations received in order to decide and publish its Final Proposals, as per the updated timetable shown in Table 1.

## **6. LIST OF CONSULTEES (ORGANISATIONS AND INDIVIDUALS FOR CONSULTATION)**

**Borough Ward Councillors for Bray.** Councillors David Burbage, David Coppinger and Leo Walters.

### **Parish Councillors for Bray.**

**Alexander:** Julie-Ann Glover

**Bray Village:** Sandra Kiely, Ken Elvin, Chris Graham, David Burbage, Margaret Pierce.

**Dedworth:** Michael Airey

**Holyport:** Derek Wilson, Simon Dudley, Peter Janikoun, Louvain Kneen, Barbara Bou-Sreih, Leo Waters

**Oakley Green & Fifield:** Chris Yates and Nicola Marsh.

**The Fisheries Residents Association.** Website: [www.fisheryresidents.info](http://www.fisheryresidents.info).  
Chairman: Mr Barrie Mair.

**Oakley Green, Fifield and District Community Association (OGAFCA).**  
Website: [www.ogafcap.co.uk](http://www.ogafcap.co.uk) Chairman: Grenville Annetts.

**Oakley Green & Fifield Residents Association (OGFRA).** Website:  
[www.ogfra.org](http://www.ogfra.org) Chairman: Rod Ball

**Down Place Residents Association (DPRA).** Website: Chairman: David Short

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By virtue of paragraph(s) 3 of Part 1 of Schedule 12A of the Local Government Act 1972.

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