

Democratic Services

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To: All Members of the Council

Chief Executive and other appropriate officers
Press and Public

Dear Member

Council: Thursday, 8th November, 2012

You are invited to attend a meeting of the **Council** to be held on **Thursday, 8th November, 2012** at **6.30 pm** in the **Council Chamber - Guildhall, Bath.**

The agenda is set out overleaf.

Sandwiches and fruit and tea/coffee/cold drinks will be available for Councillors from 5pm in the Aix-en-Provence Room (next to the Banqueting Room) on Floor 1.

Yours sincerely



Jo Morrison
Democratic Services Manager
for Chief Executive

Please note the following arrangements for pre-group meetings:

Conservative	Brunswick Room, Ground Floor
Liberal Democrat	Kaposvar Room, Floor 1
Labour	Small Meeting Room, Floor 1
Independent	Performance and Improvement Team Office, Floor 1

If you need to access this agenda or any of the supporting reports in an alternative accessible format please contact Democratic Services or the relevant report author whose details are listed at the end of each report.

This Agenda and all accompanying reports are printed on recycled paper

NOTES:

1. **Inspection of Papers:** Any person wishing to inspect minutes, reports, or a list of the background papers relating to any item on this Agenda should contact Jo Morrison who is available by telephoning Bath 01225 394358.
2. **Details of decisions taken at this meeting** can be found in the minutes which will be circulated with the agenda for the next meeting. In the meantime, details can be obtained by contacting as above. Papers are available for inspection as follows:

Public Access points – Guildhall – Bath, Riverside – Keynsham, Hollies – Midsomer Norton, and Bath Central, Keynsham and Midsomer Norton Public Libraries.

For Councillors and officers, papers may be inspected via Political Group Research Assistants and Group Rooms/Members' Libraries.
3. **Spokespersons:** The Political Group Spokespersons for the Council are the Group Leaders, who are Councillors Paul Crossley (Liberal Democrat Group), Francine Haerberling (Conservative Group), John Bull (Labour Group) and Doug Deacon (Independent Group).
4. **Attendance Register:** Members should sign the Register, which will be circulated at the meeting.
5. **Public Speaking at Meetings:** The Council has a scheme to encourage the public to make their views known at meetings. They may make a statement relevant to what the meeting has power to do. They may also present a petition or a deputation on behalf of a group. They may also ask a question to which a written answer will be given. **Advance notice is required not less than two full working days before the meeting. This means that for meetings held on Thursdays notice must be received in Democratic Services by 5.00pm the previous Monday.** Further details of the scheme can be obtained by contacting Jo Morrison as above.
6. THE APPENDED SUPPORTING DOCUMENTS ARE IDENTIFIED BY AGENDA ITEM NUMBER.
7. **Emergency Evacuation Procedure**

When the continuous alarm sounds, you must evacuate the building by one of the designated exits and proceed to the named assembly point. The designated exits are sign-posted.

Arrangements are in place for the safe evacuation of disabled people.
8. **Presentation of reports:** Officers of the Council will not normally introduce their reports unless requested by the meeting to do so. Officers may need to advise the meeting of new information arising since the agenda was sent out.

AGENDA

1. EMERGENCY EVACUATION PROCEDURE

The Chairman will draw attention to the emergency evacuation procedure as set out under Note 7.

2. APOLOGIES FOR ABSENCE

3. DECLARATIONS OF INTEREST

At this point in the meeting declarations of interest are received from Members in any of the agenda items under consideration at the meeting. Members are asked to complete the green interest forms circulated to groups in their pre-meetings (which will be announced at the Council Meeting) to indicate:

(a) The agenda item number in which they have an interest to declare.

(b) The nature of their interest.

(c) Whether their interest is **a disclosable pecuniary interest** *or* **an other interest**, (as defined in Part 2, A and B of the Code of Conduct and Rules for Registration of Interests)

Any Member who needs to clarify any matters relating to the declaration of interests is recommended to seek advice from the Council's Monitoring Officer before the meeting to expedite dealing with the item during the meeting.

4. MINUTES - 13TH SEPTEMBER 2012 (Pages 7 - 14)

To be confirmed as a correct record and signed by the Chair(man)

5. ANNOUNCEMENTS FROM THE CHAIRMAN OF THE COUNCIL OR FROM THE CHIEF EXECUTIVE

These are matters of information for Members of the Council. No decisions will be required arising from the announcements.

6. TO ANNOUNCE ANY URGENT BUSINESS AGREED BY THE CHAIRMAN

If there is any urgent business arising since the formal agenda was published, the Chairman will announce this and give reasons why he has agreed to consider it at this meeting. In making his decision, the Chairman will, where practicable, have consulted with the Leaders of the Political Groups. Any documentation on urgent business will be circulated at the meeting, if not made available previously.

7. QUESTIONS, STATEMENTS, PETITIONS AND DEPUTATIONS FROM THE PUBLIC

The Democratic Services Manager will announce any submissions received under the arrangements set out in note 5 above. The Council will be invited to decide what action

it wishes to take, if any, on the matters raised in these submissions. As the questions received and the answers given will be circulated in written form there is no requirement for them to be read out at the meeting. The questions and answers will be published with the draft minutes.

8. THE LOCAL COUNCIL TAX SUPPORT SCHEME (Pages 15 - 170)

To consider the proposals for the new Local Council Tax Scheme (LCTS), that will replace the existing system of Council Tax Benefit (CTB) on 1 April 2013.

9. COUNCIL TAX TECHNICAL CHANGES FOR DISCOUNTS AND EXEMPTIONS (Pages 171 - 178)

This report describes options for adopting new discretionary powers for setting discounts and exemptions to Council Tax against a range of changes proposed by the Local Government Finance Bill/Act 2012, due to come into effect from April 2013.

10. COUNCIL TAX BASE REPORT (Pages 179 - 186)

This report describes the calculation of Council Tax Base within an environment of changes proposed by the Local Government Finance Bill/Act 2012, due to come into effect from April 2013. Council is asked to approve calculation of the tax base for the area and the amounts for each Parish, and to give delegated authority to Section 151 Officer to make technical changes and minor adjustments as may become necessary prior to final notification to precepting bodies.

11. APRIL TO SEPTEMBER TREASURY PERFORMANCE (MID-YEAR UPDATE) (Pages 187 - 202)

In February 2012 the Council adopted the 2011 edition of the CIPFA Treasury Management in the Public Services: Code of Practice, which requires the Council to approve a Treasury Management Strategy before the start of each financial year, review performance during the year, and approve an annual report after the end of each financial year. This report gives details of performance against the Council's Treasury Management Strategy and Annual Investment Plan 2012/13 for the first six months of 2012/13.

12. REVIEW OF GAMBLING POLICY (Pages 203 - 260)

This report invites the Council to adopt the draft Statement of Principles under the Gambling Act 2005 following the conclusion of a consultation exercise

13. PUBLIC HEALTH CONTRACTS (Pages 261 - 266)

A range of Public Health functions will transfer from the NHS to the Local Authority on 1 April 2013. A significant number of contracts and Service Level Agreements will expire on 31st March 2013 and this paper proposes a way of ensuring continuity of services through the transition.

14. MIDSOMER NORTON DESIGNATED PUBLIC PLACE ORDER (Pages 267 - 278)

To consider putting in place arrangements to restrict the consumption of alcohol in

designated public places in Midsomer Norton to ameliorate the incidence of alcohol related nuisance and antisocial behaviour

15. CONSTITUTIONAL ISSUES ARISING FROM NEW EXECUTIVE ARRANGEMENTS, AND OTHER MISCELLANEOUS CHANGES (Pages 279 - 284)

This report concerns new regulations regarding executive decision making which require various Constitutional amendments.

16. FUEL POVERTY (Pages 285 - 286)

The motion set out in the attached paper will be moved by Councillor Hall and seconded by Councillor Martin. It asks Council to Work towards eliminating fuel poverty; to sign the Fuel Poverty Commitment published by the End Fuel Poverty Campaign; and to investigate practical schemes which could help residents who live in Fuel Poverty, such as working with partners to enable collective purchasing schemes for energy.

17. QUESTIONS, STATEMENTS, PETITIONS AND DEPUTATIONS FROM COUNCILLORS

The Democratic Services Manager will announce any submissions received. The Council will be invited to decide what action it wishes to take, if any, on the matters raised in these submissions. As the questions received and the answers given will be circulated in written form there is no requirement for them to be read out at the meeting. The questions and answers will be published with the draft minutes.

The Committee Administrator for this meeting is Jo Morrison who can be contacted on 01225 394358.