



Head of Corporate Governance and Monitoring Officer
Davina Fiore

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Agenda

Name of meeting	FULL COUNCIL
Date	WEDNESDAY, 1 APRIL 2015
Time	6.00 PM
Venue	COUNCIL CHAMBER, COUNTY HALL, NEWPORT, ISLE OF WIGHT
Members of the Committee	All Members of the Council

Senior Democratic Services Officer: Julie Martin, telephone 821000,
email julie.martin@iow.gov.uk

Members of the public are advised that photography or recording of any part of the meeting is only permissible with the prior consent of the Chairman.

PRAYERS led by Revd Chris Feak

1. **Minutes**

To approve as a correct record and to sign the Minutes of the meeting of the Council held on 25 February 2015 ([Paper A](#)).

2. **[Declarations of Interest](#)**

To invite Members to declare any interest they might have in the matters on the agenda.



Details of this and other Council committee meetings can be viewed on the Isle of Wight Council's website at <http://www.iwight.com/Meetings/current/>. This information may be available in alternative formats on request. Please contact Julie Martin, telephone 821000 for details. Please note the meeting will be audio recorded and the recording will be placed on the website (except any part of the meeting from which the press and public are excluded).

3. **To deal with any questions from members of the public - a maximum of up to 15 minutes for written questions, with up to a further 15 minutes for oral questions.**

Questions may be asked without notice but to guarantee a full reply at the meeting, the question must be delivered in writing or by electronic mail to Democratic Services no later than 6.00 pm on Monday, 30 March 2015. The [Procedure for asking oral questions](#) is set out below.

4. **[Chairman's report, official announcements, communications and correspondence for the Council.](#)**

5. **Report of the Independent Remuneration Panel on the members' allowances scheme 2015/16**

To be presented by Max Morrison, Chairman of the Independent Remuneration Panel ([Paper B](#))

6. **Senior Management Structure and Appointment to Statutory Posts**

To consider the proposed senior management structure and appointments to statutory posts ([Paper C](#))

7. **Pay Policy**

To consider adopting the updated pay policy statement for 2015/16 ([Paper D](#))

8. **Constitutional Matters**

(a) [Constitutional Amendments](#) ([Paper E](#))

(b) [Allocation of Seats on Committees](#) ([Paper F](#))

9. **Corporate Plan 2015 - 2017**

To consider the Corporate Plan together with its priority outcomes, delivery outcomes, and proposed performance measures ([Paper G](#))

10. **Fire and Rescue Annual Assurance Statement 2013/14**

To consider the annual assurance statement 2013/14 ([Paper H](#))

11. **Executive:**

Executive Members to present a written report, and answer written and oral questions on budget or policy:

- (i) [The Leader and Executive Member for Children's Services](#) (Cllr Jonathan Bacon)
- (ii) [Deputy Leader and Executive Member for Adult Social Care and Community Wellbeing](#) (Cllr Steve Stubbings)
- (iii) [Executive Member for Economy and Tourism](#) (Cllr Shirley Smart)
- (iv) [Executive Member for Sustainability, Environment and Public Realm](#) (Cllr Luisa Hillard)
- (v) [Executive Member for Resources](#) (Cllr Ian Stephens)
- (vi) [Executive Member for Planning and Licensing](#) (Cllr Paul Fuller)
- (vii) [Executive Member for Public Protection and PFI](#) (Cllr Phil Jordan)

To guarantee a full reply Members must submit a question in writing or by electronic mail to Democratic Services no later than 6.00 pm on Tuesday, 31 March 2015. A further period of 10 Minutes will be allowed for oral questions to each Executive Member.

12. **Report of the Scrutiny Committee Chairman**

The Chairman of Scrutiny, Cllr Dave Stewart, to present his written report, and answer written and oral questions on budget or policy.

13. **Reports of Committee Chairmen**

Committee Chairmen to present a written report:

- (i) [Audit Committee](#) (Cllr Reg Barry)
- (ii) [Employment Committee](#) (Cllr Julia Baker-Smith)
- (iii) [Health and Wellbeing Board](#) (Cllr Jonathan Bacon)
- (iv) [Children's Services Select Committee](#) (Cllr John Howe)
- (v) [Economy and Tourism Select Committee](#) (Cllr Roger Whitby-Smith)

14. **Motions submitted under Procedure Rule 10 of the Council's Constitution**

- (i) [By Councillor Geoff Lumley](#)

Council agrees to declare the whole of the Isle of Wight to be a Fracking Free area and to make planning decisions appropriately.

- (ii) [By Councillor Reg Barry](#)

I propose that this Council, in pursuance of the powers conferred on them by the Town and Country Planning (General Permitted Development) Order 1995 (As Amended), instructs the Isle of Wight Council's Executive to impose an Article 4 direction in respect of withdrawing permitted development rights that currently allow the conversion of public houses (Class A4) into shops (Class A1), offices (A2) and restaurants/cafes ((A3) without the need for express planning permission. This direction to apply to public houses located within Rural Service Centres and the Wider Rural Area as defined within the Island Plan Core Strategy.

(iii) By Councillor Geoff Lumley

Council notes:

- It has been estimated that the UK Treasury loses as much as £12 billion to tax dodging by multinational companies every year. Developing countries also lose three times more to tax dodging than they receive in aid each year - enough to give a basic education to the 57 million children currently missing out.
- The UK has a particular responsibility to end tax dodging, as it is responsible for 1 in 5 of the world's tax havens in the British Overseas Territories and Crown Dependencies.
- The use of tax havens by UK companies is rife, with 98 of the FTSE 100 companies routinely using tax havens.
- Large multinational companies pay as little as 5% in corporate taxes globally, while smaller businesses pay up to 30%.

Council believes:

- As a local authority we have a duty to provide the best possible public services.
- Our ability to provide quality local services would be significantly enhanced by the increased revenues from the government tackling tax dodging.
- All who benefit from public spending should contribute their fair share.
- The UK must take a lead role in creating a fairer tax system and combatting tax dodging.

Council resolves:

- To support the campaign for tax justice, supporting the statement:

"While many ordinary people face falling household income and rising costs of living, some multinational companies are avoiding billions of pounds of tax from a tax system that fails to make them pay their fair share. Local governments in the UK and developing countries alike would benefit from a fairer tax system where multinational companies pay their fair share, enabling authorities around the world to provide quality public services. The UK government must listen to the strength of public feeling and act to end the injustice of tax dodging by large multinational companies, in developing countries and the UK."

(iv) By Councillor Bob Blezzard

In view of the fact that currently the Isle of Wight Council is a hung council with no one group having a mandate to exercise near total power over all major decisions Council is of the view that the Executive members in addition to the Leader should be elected by the full Council annually at the Annual Council meeting if current legislation will allow, with effect from the 2015 Annual Council meeting. Accordingly the following changes are to be made to the Isle of Wight Council Constitution:

PAGE 34: 4. Other Executive Members

Reword as follows:

4. Other Executive members

Other Executive members shall be elected to a specific portfolio at the Annual Meeting of the Council. They shall hold office until the next Annual Meeting of the Council, unless in the meantime:

- (a) they resign from office: or
- (b) they are no longer Councillors; or
- (c) they are removed from office, either individually or collectively by resolution of the Council. Such a resolution to be a motion of "No Confidence in the Executive" or "No Confidence in the (*named*) Executive Member" submitted in accordance with Procedure Rule 10 of Procedure Rules for the Regulation of Procedures – Full Council.
- (d) That where, in accordance with paragraph 4(c) above, the Executive or a member or members of the Executive have been removed by resolution then a new Executive or new member(s) shall be elected either at the meeting at which the removal(s) takes place or at a subsequent meeting.

Whilst Executive members will be elected to specific portfolios by full Council the Leader upon election under 3 above will be entitled to select his own individual portfolio."

Explanatory Note: Whilst the Local Government Act 2000 requires where a council operates a leader and cabinet executive model of governance that the Executive members are appointed by the leader, the Localism Act 2011 relaxed the requirements of the 2000 Act and provided local authorities with more local discretion. Local variations can be introduced which do not conform to any current models of governance, in some but not all cases requiring the approval of the Secretary of State. It appears inconceivable that the relatively minor change proposed here could not be legally implemented.

DAVINA FIORE
Head of Corporate Governance and Monitoring Officer
24 March 2015