



# Minutes

Name of meeting	<b>FULL COUNCIL</b>
Date and time	<b>WEDNESDAY, 1 APRIL 2015 COMMENCING AT 6.00 PM</b>
Venue	<b>COUNCIL CHAMBER, COUNTY HALL, NEWPORT, ISLE OF WIGHT</b>
Present	Cllrs Ian Ward (Chairman), Jonathan Bacon, Julia Baker-Smith, Reg Barry, Paul Bertie, Bob Blezzard, Ray Bloomfield, Charles Chapman, Rodney Downer, David Eccles, Paul Fuller, Conrad Gauntlett, Jonathan Gilbey, Luisa Hillard, John Hobart, Alan Hollands, Richard Hollis, John Howe, Stuart Hutchinson, Phil Jordan, Gordon Kendall, Geoff Lumley, John Medland, John Nicholson, Lora Peacey-Wilcox, Graham Perks, Daryll Pitcher, Matthew Price, Richard Priest, Colin Richards, Bob Seely, Shirley Smart, Ian Stephens, Steve Stubbings, Ivor Warlow, Roger Whitby-Smith, Chris Whitehouse, Wayne Whittle
Apologies	Cllrs Julie Jones-Evans, Dave Stewart

---

34. [Minutes](#)

RESOLVED :

THAT the Minutes of the meeting held on [25 February 2015](#) be confirmed.

35. [Declarations of Interest](#)

Dave Burbage, Chris Mathews, John Metcalfe and Helen Miles declared a pecuniary interest in Minute 39, Senior Management Structure and Appointment to Statutory Posts. They were not present during the discussion and voting thereon.

Councillor Lora Peacey-Wilcox declared an interest in Minute 38, as she knew the chairman of the Independent Remuneration Panel.

Councillor Chris Whitehouse declared a potential interest in Minute 47.

Councillor John Nicholson declared an interest in minute 47(d) as he was the chairman for the Campaign for Real Ale.

Councillor Perks declared an interest as he was a local business man in Ventnor.

36. **Public Question Time**

Questions were put to the Chairman as follows :

<b>Name</b>	<b>Subject</b>	<b>Comment</b>
Mr M Martin	Which Councillor would like to meet to discuss the opportunities for a similar scheme to the James Dyson foundation in island schools?	The Executive Member for Children's Services agreed he would meet Mr Martin.
Mr D Walter	What had happened to the takings for car parking since the charges had increased?	The Executive Member advised that a written response would be provided although naturally a drop in takings was expected short term.

37. **Chairman's Report**

A [written report](#) had been circulated for information.

The Chairman and Executive Member for Public Protection and PFI extended their thanks for the work that had been undertaken over the years by the Chief Fire Officer, Mr Steve Apter, and welcomed the new Chief Fire Officer, Mr Dave Curry.

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

The Chairman of the Independent Remuneration Panel, Mr Max Morrison, presented the report. Consideration was given to the recommendations made by the Independent Remuneration Panel with regard to the Members' Allowance Scheme.

The Leader moved, and it was seconded, that the recommendation as set out in the report of the Independent Remuneration Panel, be accepted.

During the debate concerns were raised regarding the independence of the Remuneration Panel. It was felt that the panel had been compromised due to information relating to a potential budget reduction given to the panel at the start of the review process.

A further motion asking that the Independent Remuneration Panel report be referred back to them for further consideration given concerns about how the reduction in the overall allowances budget had originally been suggested was proposed and seconded.

A named vote was then taken for this proposal.

For (17)

Councillors Reg Barry, Paul Bertie, Bob Blezzard, Ray Bloomfield, Rodney Downer, David Eccles, Jonathan Gilbey, John Hobart, Alan Hollands, Richard Hollis, Geoff Lumley, John Nicholson, Graham Perks, Daryll Pitcher, Matthew Price, Richard Priest, Chris Whitehouse

Against (18)

Councillors Jonathan Bacon, Julia Baker-Smith, Paul Fuller, Conrad Gauntlett, Luisa Hillard, John Howe, Stuart Hutchinson, Phil Jordan, Gordon Kendall, John Medland, Lora Peacey-Wilcox, Bob Seely, Shirley Smart, Ian Stephens, Steve Stubbings, Ivor Warlow, Roger Whitby-Smith, Wayne Whittle

Abstention (1)

Councillor Charles Chapman

The proposal fell.

There was some discussion relating to a hardship pot where the SRA from members who did not want to claim it could be put, thereby allowing those in need, to access those funds. Whilst noted this proposal was not taken forward.

It was noted that the role of Executive Secretary was there as an option and may not be filled.

At the conclusion of the debate a named vote was taken on the original motion the result of which was as follows:

For (24)

Councillors Jonathan Bacon, Julia Baker-Smith, Paul Bertie, Rodney Downer, David Eccles, Paul Fuller, Conrad Gauntlett, Luisa Hillard, Alan Hollands, John Howe, Stuart Hutchinson, Phil Jordan, Gordon Kendall, Geoff Lumley, John Medland, John Nicholson, Lora Peacey-Wilcox, Bob Seely, Shirley Smart, Ian Stephens, Steve Stubbings, Ivor Warlow, Roger Whitby-Smith, Wayne Whittle

Against (3)

Councillors Reg Barry, Richard Hollis, Chris Whitehouse

Abstention (8)

Councillors Bob Blezzard, Ray Bloomfield, Jonathan Gilbey, John Hobart, Graham Perks, Daryll Pitcher, Matthew Price, Richard Priest

**RESOLVED :**

- (a) THAT there be a slight reduction in the basic allowance for all elected members from £7,903 to £7,700.
- (b) THAT the Special Responsibility Allowances (SRAs) for 2015/16 be as follows:

Position	Multiplier of the basic	Special Responsibility Allowance
<b>Leader</b>	<b>2</b>	£15,400
<b>Deputy Leader</b>	<b>1.25</b>	£9,625
<b>Executive Member</b>	<b>1</b>	£7,700
<b>Executive Secretary</b>	<b>0.6</b>	£4,620
<b>Scrutiny Chair</b>	<b>1</b>	£7,700
<b>Select Committee Chair</b>	<b>0.4</b>	£3,080
<b>Audit Chair</b>	<b>0.4</b>	£3,080
<b>Employment Chair</b>	<b>0.3</b>	£2,310
<b>Planning Chair</b>	<b>0.8</b>	£6,160
<b>Planning Vice Chair</b>	<b>0.2</b>	£1,540
<b>Licensing Chair</b>	<b>0.6</b>	£4,620
<b>Pension Fund Chair</b>	<b>0.2</b>	£1,540
<b>Appeals Chair</b>	<b>0.2</b>	£1,540
<b>Chairman of Council</b>	<b>0.7</b>	£5,390
<b>Vice Chairman of Council</b>	<b>0.2</b>	£1,540
<b>Leaders of Groups of 10 or more</b>	<b>0.2</b>	£1,540
<b>Health Scrutiny Sub-Committee</b>	<b>0.4</b>	£3,080
<b>Hampshire Police and Crime Panel Chair*</b>	<b>0.6</b>	£4,620

*\*Not from the Isle of Wight Council budget*

- (c) THAT the allowance payable to the select committee chairs be paid from the date of appointment.
- (d) THAT the process for the distribution of the on Island travel lump sum be left unchanged. This was currently based on the distribution of a lump sum divided between the members on the basis of a formula reflecting distance of county hall from their homes and office they held. However, the panel would continue to keep this under review in future reports.

- (e) THAT all other allowances (for example those for co-opted members and child allowance) remain unchanged.

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

(Dave Burbage, Chris Mathews, John Metcalfe and Helen Miles declared a pecuniary interest in the following item and left the room during its consideration.)

Council was advised that the Employment Committee had considered the proposed new senior management structure and appointment to statutory posts.

The Leader moved, and it was seconded, that the recommendation as set out in the report, be accepted.

An amendments, was moved and seconded to not accept the Employment Committee's recommendation on the proposed senior management structure and associated arrangements for implementation, together with the recommendations for the appointment of the council's monitoring officer, returning officer and electoral registration officer and deputy electoral registration officer be referred back to the Employment Committee for further consideration.

A named vote was taken the result of which was as follows:

For (7)

Councillors Reg Barry, Bob Blezzard, Ray Bloomfield, David Eccles, Alan Hollands, Gordon Kendall, Graham Perks.

Against (24)

Councillors Jonathan Bacon, Julia Baker-Smith, Rodney Downer, Paul Fuller, Conrad Gauntlett, Jonathan Gilbey, Luisa Hillard, John Hobart, Richard Hollis, John Howe, Stuart Hutchinson, Phil Jordan, Geoff Lumley, John Medland, Lora Peacey-Wilcox, Matthew Price, Richard Priest, Colin Richards, Shirley Smart, Ian Stephens, Steve Stubbings, Ivor Warlow, Roger Whitby-Smith, Wayne Whittle

Abstention (5)

Councillors Paul Bertie, John Nicholson, Daryll Pitcher, Bob Seely, Chris Whitehouse

The amendment fell.

There was some discussion regarding the post of the Managing Director and the need to test the market for a new appointment. Some members did not believe there was a need for a deputy Managing Director. An assurance was

given that the Employment Committee would review progress and consider the arrangements for the appointment to the substantive post in six months. The following posts were discussed :

Monitoring Officer - Helen Miles (with effect from 7 April 2015);

Returning Officer and Electoral Registration Officer - Chris Mathews (with effect from 1 April 2015);

Deputy Electoral Registration Officer - Clive Joynes (with effect from 1 April 2015).

At the conclusion of the debate a named vote was taken the result of which was as follows:

For (26)

Councillors Jonathan Bacon, Julia Baker-Smith, Paul Bertie, Ray Bloomfield, Rodney Downer, Paul Fuller, Conrad Gauntlett, Jonathan Gilbey, Luisa Hillard, John Hobart, John Howe, Stuart Hutchinson, Phil Jordan, Geoff Lumley, John Medland, John Nicholson, Lora Peacey-Wilcox, Richard Priest, Colin Richards, Bob Seely, Shirley Smart, Ian Stephens, Steve Stubbings, Ivor Warlow, Roger Whitby-Smith, Wayne Whittle

Against (2)

Councillors Bob Blezzard, Richard Hollis

Abstention (8)

Councillors Reg Barry, David Eccles, Alan Hollands, Gordon Kendall, Graham Perks, Daryll Pitcher, Matthew Price, Chris Whitehouse

RESOLVED :

- (i) That the proposed senior management structure and outline plan for implementation over the next financial year as recommended by the Employment Committee be approved.
- (ii) That the managing director is given delegated authority to undertake the implementation of the necessary employment related processes to deliver a revised senior management structure, with statutory officer posts being at the appropriate levels of seniority, notwithstanding the necessity for on-going consultation with senior staff and members with any statutory officer appointments to be referred to Full Council for their approval.
- (iii) That subject to a six month mid-way report to give members of the Employment Committee opportunity to review progress and consider the arrangements for the appointment to the substantive post, the proposal for the current managing director appointment as head of paid service to be extended until 31 March 2016, is agreed.

- (iv) That a phased reduction in working hours (and pay) to 80 per cent with effect from 1 July 2015; 60 per cent with effect from 1 October 2015 and 40 per cent with effect from 1 January 2016, with a new appointment being made to the managing director post with effect from 1 April 2016, be agreed.
- (v) THAT Helen Miles be appointed as the Monitoring Officer as from 7 April 2015;
- (vi) THAT Chris Mathews be appointed as the Returning Officer and Electoral Registration Officer as from 1 April 2015;
- (vii) THAT Clive Joynes be appointed as the Deputy Electoral Registration Officer as from 1 April 2015;
- (viii) THAT the Employment Committee review progress and consider the arrangements for the appointment to the substantive post in six months.

(Dave Burbage, Chris Mathews, John Metcalfe and Helen Miles re-entered the room.)

40. **Pay Policy**

The Leader of the Council moved, and it was seconded, that the council accept the recommendations of the Employment Committee in relation to the Pay Policy Statement for 2015/16.

Members were updated on the UNISON consultation with staff that had recently taken place and on the new pay grades. Following a ballot an agreement to accept the new pay grades had been reached.

At the conclusion of the debate a named vote was taken the result of which was as follows:

For (33)

Councillors Jonathan Bacon, Julia Baker-Smith, Reg Barry, Paul Bertie, Ray Bloomfield, Rodney Downer, David Eccles, Paul Fuller, Conrad Gauntlett, Jonathan Gilbey, Luisa Hillard, John Hobart, Alan Hollands, Richard Hollis, John Howe, Stuart Hutchinson, Phil Jordan, Gordon Kendall, Geoff Lumley, John Medland, John Nicholson, Lora Peacey-Wilcox, Graham Perks, Daryll Pitcher, Richard Priest, Colin Richards, Bob Seely, Shirley Smart, Steve Stubbings, Ivor Warlow, Roger Whitby-Smith, Chris Whitehouse, Wayne Whittle

Abstention (1)

Councillors Bob Blezzard

RESOLVED :

THAT the Employment Committee's recommendation for the adoption of the updated pay policy statement for 2015/16 be accepted.

41. **Constitutional Matters**

(a) Constitutional Amendments

The Executive Member for Adult Social Care and Community Wellbeing moved, and it was seconded, that the recommendation as set out in the report, be accepted.

During the debate there was some discussion around the requirement for automatic named voting for all decision making Committees.

At the conclusion of the debate a named vote was taken the result of which was as follows:

For (31)

Councillors Jonathan Bacon, Julia Baker-Smith, Reg Barry,  
Paul Bertie, Bob Blezzard, Rodney Downer, David Eccles, Paul Fuller,  
Conrad Gauntlett, Jonathan Gilbey, Luisa Hillard, John Hobart,  
Alan Hollands, John Howe, Stuart Hutchinson, Phil Jordan,  
Gordon Kendall, Geoff Lumley, John Medland, John Nicholson,  
Graham Perks, Daryll Pitcher, Richard Priest, Colin Richards,  
Bob Seely, Shirley Smart, Steve Stubbings, Ivor Warlow,  
Roger Whitby-Smith, Chris Whitehouse, Wayne Whittle

Against (2)

Councillors Ray Bloomfield, Richard Hollis

RESOLVED :

- (i) THAT Scrutiny be asked to amend the terms of reference of an existing task and finish group to include the responsibilities set out at appendix 1 of the report (attached to and forming part of these minutes).
- (ii) THAT the chair of the Health and Wellbeing Board be the Executive member with portfolio responsibility for Adult Social Care.
- (iii) THAT the terms of reference and standing orders of all decision making committees of the council be amended so as to require a named vote on all decisions unless the decision was taken when the public and press are lawfully excluded or purely relates to a procedural matter.

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

Members were asked to agree to the appointment of those councillors who were not members of a political group on the council to the seats available under political proportionality.

The Executive Member for Adult Social Care and Community Wellbeing moved, and it was seconded, that the recommendation as set out in the report, be accepted.

At the conclusion of the debate a named vote was taken the result of which was as follows:

For (33)

Councillors Jonathan Bacon,	Julia Baker-Smith,	Reg Barry,	
Bob Blezzard,	Ray Bloomfield,	Rodney Downer,	David Eccles,
Paul Fuller,	Conrad Gauntlett,	Jonathan Gilbey,	Luisa Hillard,
John Hobart,	Alan Hollands,	Richard Hollis,	John Howe,
Stuart Hutchinson,	Phil Jordan,	Gordon Kendall,	Geoff Lumley,
John Medland,	John Nicholson,	Lora Peacey-Wilcox,	Graham Perks,
Daryll Pitcher,	Richard Priest,	Colin Richards,	Bob Seely,
Shirley Smart,	Steve Stubbings,	Ivor Warlow,	Roger Whitby-Smith,
Chris Whitehouse,	Wayne Whittle		

Abstention (1)

Councillors Paul Bertie

RESOLVED :

THAT seats be allocated as set out in the appendix to the report to members not within a group to serve on those committees in accordance with the agreed scheme of committee places until the next occasion membership was reviewed under the provisions of the Local Government and Housing Act 1989.

42. [Corporate Plan](#)

The Corporate Plan outlined the council's priorities for the period 2015-2017. The proposed policies had been developed alongside the current budget strategy, achievements from the key targets, that had been set, would be measured.

The Leader moved, and it was seconded, that the recommendation as set out in the report, be accepted.

At the conclusion of the debate a named vote was taken the result of which was as follows:

For (26)

Councillors Jonathan Bacon, Julia Baker-Smith, Reg Barry, Rodney Downer, David Eccles, Paul Fuller, Conrad Gauntlett, Jonathan Gilbey, Luisa Hillard, John Hobart, John Howe, Stuart Hutchinson, Phil Jordan, Gordon Kendall, John Medland, Lora Peacey-Wilcox, Graham Perks, Daryll Pitcher, Richard Priest, Colin Richards, Shirley Smart, Ian Stephens, Steve Stubbings, Ivor Warlow, Roger Whitby-Smith, Wayne Whittle

Abstention (9)

Councillors Paul Bertie, Bob Blezzard, Ray Bloomfield, Alan Hollands, Richard Hollis, Geoff Lumley, John Nicholson, Bob Seely, Chris Whitehouse

RESOLVED :

THAT the corporate plan together with its priority outcomes, delivery outcomes, and proposed performance measures be approved.

43. **2013 - 2014 Fire and Rescue Annual Assurance Report**

The Executive Member for Public Protection and PFI advised that production of an annual assurance report had been introduced by the government under the National Framework 2012.

The Executive Member for Public Protection and PFI moved, and it was seconded, that the recommendation as set out in the report, be accepted.

At the conclusion of the debate a named vote was taken the result of which was as follows:

For (35)

Councillors Jonathan Bacon, Julia Baker-Smith, Reg Barry, Paul Bertie, Bob Blezzard, Ray Bloomfield, Rodney Downer, David Eccles, Paul Fuller, Conrad Gauntlett, Jonathan Gilbey, Luisa Hillard, John Hobart, Alan Hollands, Richard Hollis, John Howe, Stuart Hutchinson, Phil Jordan, Gordon Kendall, Geoff Lumley, John Medland, John Nicholson, Lora Peacey-Wilcox, Graham Perks, Daryll Pitcher, Richard Priest, Colin Richards, Bob Seely, Shirley Smart, Ian Stephens, Steve Stubbings, Ivor Warlow, Roger Whitby-Smith, Chris Whitehouse, Wayne Whittle

RESOLVED :

THAT the annual assurance statement 2013–14 be noted.

#### 44. Executive

##### Reports of the Executive Members

##### (i) [The Leader and Executive Member for Children's Services](#)

A [written report](#) had been circulated for information.

Oral questions were put to the Leader as follows :

<b>Name</b>	<b>Subject</b>	<b>Comment</b>
Cllr Lumley	Would you explain what you had been doing as leader given that there was nothing about that role in your report.	The Leader advised that he was in county hall every day and his diary was full.
Cllr Whitehouse	Could you give an update on the timeline for the decision to be made regarding school capacity consultation?	The Leader informed that the consultation was due to close on 30 April 2015 and it was anticipated a report would go to Executive on 7 July 2015.
Cllr Whitehouse	Would you welcome the new monitoring officer and returning officer to two crucial democratic functions and wish them well?	The Leader supported the statement.
Cllr Whitehouse	Would you congratulate the new youth Councillor.	The Leader did so.
Cllr Lumley	Would the results from the schools consultation be agreed by council as stated at previous meetings?	The Leader advised that a date had been set for Executive to consider the consultation results.
Cllr Priest	Would you confirm and circulate the report dated 2013 regarding the Shanklin lift to members and the Shanklin hotel association and that the decision to be made by the Property Disposal Sub Committee would still go ahead whatever the outcome?	The Leader read from a prepared statement. He also confirmed that he was happy to circulate the report although the recent issues were not contained within it.

(ii) **The Deputy Leader and Executive Member for Adult Social Care and Community Wellbeing**

A [written report](#) had been circulated for information.

Oral questions were put to the Deputy Leader as follows :

<b>Name</b>	<b>Subject</b>	<b>Comment</b>
Cllr Nicholson	Would you agree that crime could be read as a measure of community wellbeing, the significant assets in community that were generally unrealised and untapped that could create an important part in contributing to community wellbeing?	The Deputy Leader agreed. The Health and Wellbeing Board would look at changing the board to look at wellbeing alongside the health issues. He also stated that volunteers needed to be valued.
Cllr Warlow	Would you give more detail regarding the vanguard status?	The Deputy Leader advised that the vanguard had been awarded to health and social care regarding new models of care.

(iii) **Executive Member for Economy and Tourism**

A [written report](#) had been circulated for information.

Oral questions were put to the Executive Member as follows :

<b>Name</b>	<b>Subject</b>	<b>Comment</b>
Cllr Whittle	Would tourism be monitored as a council at the end of each year?	The Executive Member agreed and confirmed that the figures would be circulated annually.
Cllr Hollis	What steps had been taken regarding the breakwater at Cowes?	The Executive Member advised that a letter had been sent, although a response had not yet been received. She would chase it up.
Cllr Seely	Was the hold on funds for assisted area status a government issue?	The Executive Member was still waiting for definition from Europe.
Cllr Seely	Statistical classification, was that an update to change again?	The Executive Member advised that it would be reviewed in 2017 and it

<b>Name</b>	<b>Subject</b>	<b>Comment</b>
		was never too early to start preparing.
(iv)	<u><a href="#">Executive Member for Sustainability, Environment and Public Realm</a></u>	

A [written report](#) had been circulated for information.

Oral questions were put to the Executive Member as follows :

<b>Name</b>	<b>Subject</b>	<b>Comment</b>
Cllr Bertie	Would you advise what the difference between a car club and car hire firm was, were the vehicles to be green carbon neutral and sourced on the Island?	The Executive Member explained the differences, indicating that the grant had been agreed and the contract would be tendered.
Cllr Whittle	Do you have a car? If so you also have an interest in the parking strategy.	The Executive Member advised she did have a car.
Cllr Hollis	Was it now council policy to use public funding to compete with private car hire companies?	The Executive Member advised that it would be healthy competition.
Cllr Hollis	Was council policy to compete with hire car companies?	The Executive Member indicated no.
Cllr Hollis	Why was time and money being used it was a luxury the council could not afford?	The Executive Member informed that this would be funded from grant money.

(v) [Executive Member for Resources](#)

A [written report](#) had been circulated for information.

Oral questions were put to the Executive Member as follows :

<b>Name</b>	<b>Subject</b>	<b>Comment</b>
Cllr Lumley	Were you claiming a SRA for your role as an Executive member role as well as for your LGA role?	The Executive Member said yes
Cllr Lumley	The rule was that only one SRA was claimed.	The Executive Member advised that the SRA

<b>Name</b>	<b>Subject</b>	<b>Comment</b>
		claimed was applicable to the work undertaken in the authority.

(vi) **Executive Member for Planning and Licensing**

A [written report](#) had been circulated for information.

Oral questions were put to the Executive Member as follows :

<b>Name</b>	<b>Subject</b>	<b>Comment</b>
Cllr Kendall	Did you share concerns regarding the reduction in planning services?	The Executive Member advised that Planning Services was to undergo major re organisation.
Cllr Whitehouse	Could advise when charging for pre application planning advice would be introduced?	The Executive Member advised that the dates would be circulated soon.
Cllr Seely	Could you reassure residents that Neighbourhood plans were beneficial and Planners would take draft plans into account when making a decision?	The Executive Member informed that Neighbourhood plans needed to be compliant, work had been undertaken with Town and Parish Council's to assist in the process.
Cllr Seely	Developers seem to push through applications before the Neighbourhood plan was formally agreed	The Executive Member encouraged housing needs surveys to be undertaken which would be considered by officers and the Planning Committee.
Cllr Blezzard	Were you concerned about the unnecessary costs to the council when an appeal was lodged and upheld?	The Executive Member advised that the Planning Committee made judgements on each individual application.
Cllr Hollis	Had the policy been changed regarding members of the Planning Committee making comments to the press regarding other members on the Committee?	The Executive Member advised that there had been no change.

(vii) **Executive Member for Public Protection and PFI**

A [written report](#) had been circulated for information.

The Executive Member advised that there had been an extraordinary turnout for the funeral of a long standing fire fighter. A new Director of Public Health had been appointed.

Oral questions were put to the Executive Member as follows :

<b>Name</b>	<b>Subject</b>	<b>Comment</b>
Cllr Hollands	Could Island Roads consult with locals as to the possible traffic impact road closures would have?	The Executive Member advised that there was work to be done and he was happy to take back to Island Roads.
Cllr Barry	Why were roads around island attractions closed at peak tourist times?	The Executive Member advised that roads had to be resurfaced and unfortunately sometimes it happened.
Cllr Barry	Why did Island Roads resurface the road to a prime tourist attraction during peak season?	The Executive Member explained that Island Roads worked to timescales and there was little deviation from that.
Cllr Nicholson	Would you agree that the policy adopted in the Cowes South and Northwood ward could be used as a model between the PFI and local ward councillor	The Executive Member agreed.

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

A [written report](#) had been circulated for information.

46. **Reports of Committee Chairmen**

(a) **Audit Committee**

A [written report](#) had been circulated for information.

(b) **Employment Committee**

A [written report](#) had been circulated for information.

(c) **Health and Wellbeing Board**

A [written report](#) had been circulated for information.

(d) **Children's Services Select Committee**

A [written report](#) had been circulated for information.

(e) **Economy and Tourism Select Committee**

A [written report](#) had been circulated for information.

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

(a) [By Councillor Reg Barry](#)

It was noted that Public Houses were important to local residents and tourism, as the law stood conversion from public house to shop would not require planning permission.

Councillor Barry moved the motion, and it was seconded.

At the conclusion of the debate a named vote was taken the result of which was as follows:

For (34)

Councillors Jonathan Bacon, Julia Baker-Smith, Reg Barry, Paul Bertie, Bob Blezzard, Ray Bloomfield, Rodney Downer, David Eccles, Paul Fuller, Jonathan Gilbey, Luisa Hillard, John Hobart, Alan Hollands, Richard Hollis, John Howe, Stuart Hutchinson, Phil Jordan, Gordon Kendall, Geoff Lumley, John Medland, John Nicholson, Lora Peacey-Wilcox, Graham Perks, Daryll Pitcher, Richard Priest, Colin Richards, Bob Seely, Shirley Smart, Ian Stephens, Steve Stubbings, Ivor Warlow, Roger Whitby-Smith, Chris Whitehouse, Wayne Whittle

RESOLVED:

THAT this Council, in pursuance of the powers conferred on them by the Town and Country Planning (General Permitted Development) Order 1995 (As Amended), recommends 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.

(b) **Procedure Rule 26**

A proposal to extend the meeting by up to 30 minutes was proposed and seconded.

RESOLVED:

THAT the meeting be extended by up to 30 minutes.

(c) [By Councillor Bob Blezzard](#)

The Leader raised a point of order that the submitted motion was not lawful as current legislation would not allow this, therefore it could not be considered. The Monitoring Officer agreed that as worded the motion would not be lawful.

However in accordance with Procedure Rule 14 (12) in view of the amount of work undertaken the Chairman ruled that the item could continue to be debated.

Councillor Blezzard then informed council that he had had a telephone conversation with the Department for Communities and Local Government (DCLG) advising him that council's had an option to seek agreement and change the legislation through the Secretary of State. Councillor Blezzard moved the motion and accepted Councillor Lumley's amendment as circulated prior to the meeting. Councillor Blezzard, with his seconders support, further amended the motion by adding the words:

'subject to agreement of Secretary of State'

The Monitoring Officer confirmed that the altered motion was now lawful however due to the pre-election period it would not be considered by the Secretary of State until after the election. It was therefore unlikely to be in force (if approved) for the May 2015 Annual Council meeting.

'During the debate, following a disagreement with the Chairman, Councillor Jordan was instructed by the Chairman to leave the meeting. Councillor Jordan left the Chamber and took no further part in the meeting'.

At the conclusion of the debate a named vote was taken the result of which was as follows:

For (14)

Councillors	Bob Blezzard,	Ray Bloomfield,	David Eccles,
Jonathan Gilbey,	Alan Hollands,	Richard Hollis,	Geoff Lumley,
John Nicholson,	Graham Perks,	Daryll Pitcher,	Richard Priest,
Bob Seely,	Chris Whitehouse,	Wayne Whittle	

Against (14)

Councillors Jonathan Bacon, Julia Baker-Smith, Reg Barry, Paul Fuller, Luisa Hillard, John Howe, Gordon Kendall, John Medland, Lora Peacey-Wilcox, Colin Richards, Shirley Smart, Ian Stephens, Steve Stubbings, Ivor Warlow,

Abstentions (5)

Councillors Paul Bertie, Rodney Downer, John Hobart, Stuart Hutchinson, Roger Whitby-Smith,

In line with the Council's constitution the Chairman used his casting vote and voted for the motion.

RESOLVED:

THAT 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 and subject to agreement of the Secretary of State:

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:

- (i) they resign from office: or
- (ii) they are no longer Councillors; or
- (iii) 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.
- (iv) 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.”

Finally, definitive legal advice to be sought from the Department for Communities and Local Government on this agreed change ahead of the Annual Meeting on 20 May 2015.

**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

(d) [By Councillor Geoff Lumley](#)

Cllr Richards declared an interest as a land owner and left the room

Councillor Lumley advised that he had major concerns regarding fracking and there had been clear messages regarding climate from experts and felt it was the time to set the Isle of Wight Councils position on this.

Concerns were raised that there was a risk of pre determination on planning applications

Councillor Lumley moved the motion and was seconded

For (8)

Councillors Bob Blezzard, Paul Fuller, Jonathan Gilbey, Luisa Hillard, Alan Hollands, Geoff Lumley, Richard Priest, Ian Stephens

Against (8)

Councillors Paul Bertie, Ray Bloomfield, David Eccles, Richard Hollis, John Howe, Stuart Hutchinson, Daryll Pitcher, Ivor Warlow

Abstentions (12)

Councillors Jonathan Bacon, Julia Baker-Smith, Reg Barry,  
Rodney Downer, John Medland, John Nicholson, Graham Perks,

Bob Seely, Shirley Smart, Steve Stubbings, Roger Whitby-Smith,  
Wayne Whittle

In line with the Council's constitution the Chairman used his casting  
vote and voted against the motion.

The motion was therefore lost.

(e) By Councillor Geoff Lumley

Councillor Lumley deferred his motion to the September 2015 meeting of Full  
Council.

CHAIRMAN