

MINUTES OF THE CABINET

17 SEPTEMBER 2009

PRESENT:

Councillor J.D. Packman (Leader of the Council, Chairman of the Cabinet, and Cabinet Member - Leader of the Council);
Councillor R.A. Smith-Ainsley (Deputy Leader of the Council, Vice-Chairman of the Cabinet, and Cabinet Member for Planning and Housing);
Councillor F. Ayers (Cabinet Member for Community Safety);
Councillor S. Bhadye (Cabinet Member for Health and Independent Living);
Councillor C.A. Davis (Cabinet Member for Regeneration);
Councillor G.E. Forsbrey (Cabinet Member for Environment);
Councillor Mrs. D.L. Grant (Cabinet Member for Young People and Cultural Services);
Councillor A.P. Hirst (Cabinet Member for Communications and Engagement); and
Councillor Mrs. V.J. Leighton (Cabinet Member for Corporate Services).

In Attendance: Councillors Miss M.M. Bain, K. Chouhan, K.E. Flurry, D.L. McShane, Mrs. J.M. Pinkerton, Jack D. Pinkerton, Mrs. M.W. Rough, S.J. Rough and H.A. Thomson.

1508. DISCLOSURES OF INTEREST

Under the Members Code of Conduct, Councillor C.A. Davis disclosed a personal interest in Minute 1509 - Airtrack Transport and Works Act Submission, as his home was in close proximity to the proposed route to be used by Airtrack.

1509. *AIRTRACK TRANSPORT AND WORKS ACT SUBMISSION – KEY DECISION

The Cabinet considered a report on the Airtrack Transport and Works Act Submission.

The Cabinet was advised that the Airtrack scheme has been promoted by Heathrow Airport Limited (HAL) to provide improved car access to Heathrow from south and west of London. However, it has a substantial adverse impact on Spelthorne where most of the new infrastructure is to be built. These adverse impacts are explained in detail in Appendix A to the report by the Deputy Chief Executive. The issues involved are not only matters the Council would normally assess in its role as ‘the local planning authority’, but also the Council’s land ownership interests.

The options considered were in the main body of the report.

RESOLVED TO RECOMMEND to the Council the objections set out in Appendix A.

RESOLVED that the Chief Executive be authorised to respond, in liaison with the Leader, to any proposals by Heathrow Airport Limited (HAL) to overcome the Council’s objections and other matters that may arise before and during the Public Inquiry.

RESOLVED that the Chief Executive be authorised to forward the Cabinet’s decision to the Secretary of State on 18 September 2009 as the Council’s response, which is subject to formal agreement by the Council at its meeting on 29 October 2009.

SPECIAL CABINET – 17 SEPTEMBER 2009

NOTES:-

- (1) **Members of the Improvement and Development and Performance Management and Review Committees are reminded that under Overview and Scrutiny Procedure Rule 16.2 in the Council's Constitution, the "call-in" procedure shall not apply to recommendations the Cabinet makes to the Council. The matters on which recommendations have been made to the Council, if any, are identified with an asterisk [*] in the above Minutes.**
- (2) **Members of the Improvement and Development and Performance Management and Review Committees are entitled to call in decisions taken by the Cabinet for scrutiny before they are implemented, other than any recommendations covered under (1) above.**
- (3) **Within three working days of the date on which a decision of the Cabinet or a Cabinet Member is published, not less than three members [one of whom must be the Chairman] of either the Improvement and Development or the Performance Management and Review Committee are able to "call in" a decision which falls within the functions of their own particular Committee;**
- (4) **To avoid delay in considering an item "called in", an extraordinary meeting of the relevant Committee will be convened within seven days of a "call in" being received if an ordinary meeting is not scheduled in that period;**
- (5) **When calling in an Cabinet decision for review the members doing so should in their notice of "call in":-**
 - **Outline their reasons for requiring a review;**
 - **Indicate any further information they consider their committee needs to have before it in order to conduct a review in addition to the written report made by officers to the Cabinet;**
 - **Indicate whether, where the decision was taken collectively by the Cabinet, they wish the Leader or his nominee (who should normally be the Cabinet Member) or where the decision was taken by a Cabinet Member, the member of the Cabinet making the decision, to attend the committee meeting; and**
 - **Indicate whether the officer making the report to the Cabinet or the Cabinet Member taking the decision or his/her representative should attend the meeting.**
- (6) **The deadline of three working days "for call in" by Members of the Improvement and Development and Performance Management and Review Committees in relation to the above decisions by the Cabinet is the close of business on THURSDAY – 24 SEPTEMBER 2009.**