



**Spelthorne
Borough Council**

Council Meeting
Thursday, 14 October 2021



6 October 2021

Please reply to:

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To the Councillors of Spelthorne Borough Council

I hereby summon you to attend a meeting of the Council to be held in the Premier Suite, South Entrance, Kempton Park Racecourse, Staines Road East, Sunbury-on-Thames, TW16 5AQ on **Thursday, 14 October 2021** commencing at **7.00 pm** for the transaction of the following business.

Daniel Mouawad
Chief Executive

Councillors are encouraged to wear their badge of past office at the Council meeting.

Councillors are reminded to notify Committee Services of any Gifts and Hospitality offered to you since the last Council meeting so that these may be entered in the Gifts and Hospitality Declaration book.

AGENDA

Description	Page nos.
1. Apologies for absence To receive any apologies for non-attendance.	
2. Minutes To confirm as a correct record the minutes of the Council meeting held on 15 July 2021.	11 - 34
3. Disclosures of Interest To receive any disclosures of interest from Councillors in accordance with the Council's Code of Conduct for Members.	
4. MoD Employer Recognition Gold Award Canon Peter Bruinvels will be invited to present the Armed Forces Covenant, Employer Recognition Scheme Gold Award to Councillor R Sider BEM.	
5. Presentation of Chaplain's badge To present the Mayor's Chaplain with the badge of office.	
6. Announcements from the Mayor To receive any announcements from the Mayor.	
7. Motion to Replace the Leader and Deputy Leader of the Council The following motion has been submitted in accordance with Standing Order 16: "This Motion proposes: 1. That this Council removes Cllr. Nichols as Leader and Cllr Sexton as Deputy Leader of the Council forthwith; and 2. That following the removal of Cllr Nichols as Leader and Cllr Sexton as Deputy Leader, Cllr Boughtflower be appointed Leader, and Cllr Mooney be appointed Deputy leader and as per the constitution they will become chair and vice-chair of the policy and resources committee respectively."	

Proposer: Councillor J Boughtflower

Seconder: Councillor S Mooney

Supported by (in accordance with Standing Order 20.1): Councillor R Sider, Councillor T Harman, Councillor N Islam, Councillor R Chandler, Councillor M Madams, Councillor V Leighton, Councillor R Barratt, Councillor C Barratt, Councillor N Gething and Councillor M Attewell.

8. Announcements from the Leader

To receive any announcements from the Leader.

9. Announcements from the Chief Executive

To receive any announcements from the Chief Executive.

10. Questions from members of the public

The Leader, or his nominee, to answer any questions raised by members of the public in accordance with Standing Order 13.

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11. Petitions

To receive any petitions from members of the public.

The following petition, which has received over 1,000 signatures in accordance with Standing Order 15, will be presented to Council:

“Prevent tower-block developments in the Staines Conservation Area or overlooking the riverfront, and spread the planning housing growth target more evenly across the borough.”

12. Adoption of revised Members' Code of Conduct

To approve the Members' Code of Conduct, as recommended by the Members' Code of Conduct Committee on 4 February 2021.

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Attached.

13. Amendment to the Members' Allowances Scheme for 2021-22

To consider the recommendation of the Independent Remuneration Panel on an amendment to the Members' Allowances Scheme in respect of awarding a Special Responsibility Allowance to members of the Development Sub-Committee.

To follow.

14. Annual Review of Complaints

To note a report from the Monitoring Officer on an annual review of complaints investigated by the Local Government and Social Care Ombudsman.

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Attached.

15. Committee appointments

To appoint Councillor S Mooney and Councillor S Buttar to the Development Sub-Committee, following their nomination at the Corporate Policy and Resources Committee on 4 October 2021.

16. Appointment of a representative Trustee

To consider a request from Margaret Pope Education Charity (MPEC) to appoint a representative trustee.

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Nomination to follow.

To consider a request from the Ashford Relief In Need Charities (ARIN) to withdraw the Council's appointed trustees.

ARIN's formal request is attached.

17. Update on joint arrangements - Spelthorne Joint Committee

To agree the constitution for the Spelthorne Joint Committee.

To follow.

18. Counter-Fraud, Bribery and Corruption Strategy

To consider the recommendation of the Audit Committee to adopt the proposed changes to the Counter Fraud, Bribery and Corruption Strategy for adoption.

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The report and draft strategy, as considered by the Audit Committee, are attached.

19. Report from the Leader of the Council

To receive a report on the work of the Corporate Policy and Resources Committee and the Development Sub-Committee.

To follow.

20. Report from the Chair of the Administrative Committee

To receive the report from the chair on the work of the committee.

To follow.

- 21. Report from the Chair of the Community Wellbeing and Housing Committee**
To receive the report from the chair on the work of the committee. 81 - 84
Attached.
- 22. Report from the Chair of the Economic Development Committee**
The Economic Development Committee noted the reports.
- 23. Report from the Chair of the Environment and Sustainability Committee**
To receive the report from the chair on the work of the committee. 85 - 86
Attached. A further report relating to the committee on 6 October 2021 will follow.
- 24. Report from the Chair of the Neighbourhood Services Committee**
To receive the report from the chair on the work of the committee. 87 - 88
Attached.
- 25. Report from the Chair of the Audit Committee**
To receive the report from the chair on the work of the committee.
To follow.
- 26. Report from the Chair of the Licensing Committee**
To receive the report from the chair on the work of the committee.
To follow.
- 27. Report from the Chair of the Planning Committee**
To receive the report from the chair on the work of the committee. 89 - 90
Attached.
- 28. Report from the Chair of the Standards Committee**
To receive the report from the chair on the work of the committee. 91 - 92
Attached.

29. Motions

To receive any motions from Councillors in accordance with Standing Order 16.

Motion 1 – Government planning reforms

In the forthcoming government planning reforms, this council believes that planning works best when developers and the local community work together to shape local areas and deliver necessary homes, and therefore calls on the government to protect the right of communities to object to individual planning applications.

Proposer: Councillor R Sider BEM

Seconded: Councillor C Barnard

Motion 2 – Decision of the Corporate Policy and Resources Committee on 5 July 2021, as detailed in minute 214/21.

This motion is in relation to the decision by Corporate Policy and Resources Committee on 5 July quoted from the Publicly available Minutes Point 214/21, title “Establishment of Task Group” with related announcement in a Spelthorne News Release on 20 August titled “Update on Waterfront Inquiry” the following Points being subject of this motion:

- “3. in consultation with the Review Group, to authorise the Chief Executive to finalise the terms of reference for the inquiry which are to be based upon the terms of reference set out in the report at Appendix B;
4. in consultation with the Review Group, to authorise the Chief Executive to amend the terms of reference as considered appropriate as the inquiry develops or as recommended by the investigator;
5. in consultation with the review group, to authorise the Chief Executive to appoint the investigator; and
6. in consultation with the Review Group, to authorise the Chief Executive to appoint any replacement investigator if the original investigator appointed can no longer act.”

This motion is in three parts, with the request that each part be subject to a recorded vote:

- a) The Terms of Reference for the independent investigation that formed part of the announcement on 20 August 2021 have been deemed unfit for the purposes of the Waterfront Enquiry and as such a request has been put to the Review Group, headed by the Leader Lawrence Nicholls, for the Terms of Reference to be revised in consultation with the Councillors for Staines, Staines South and Riverside and Laleham, and in consideration of the Attached Terms of Reference.
- b) The Chief Executive shall be required to recuse himself from any involvement in determining the new Terms of Reference or taking

any part in the independent investigation other than co-operating fully with the investigator and instructing his staff and any relevant advisors/consultants to do the same. This Motion Part b) of Motion 1 arises from concerns related to the Chief Executive having any involvement in the Inquiry, other than to give evidence to it, given his central role in the Waterfront Development Project which is the subject of this Waterfront Inquiry.

The Full Council to approve in advance whatever modifications are required to be made to the Constitution to facilitate the above, specifically, and only in relation to the independent investigation into the Waterfront Development Project.

- c) The person appointed to conduct the independent investigation shall have access to any or all documentation and/or personnel he/she feels would be relevant to his/her investigations without encumbrance.

Proposer: Councillor S Mooney

Seconded: Councillor V Siva

Supported by (in accordance with Standing Order 20.1): Councillor M Beecher, Councillor C Bateson, Councillor J Vinson, Councillor D Saliagopolous, Councillor M Gibson, Councillor I Beardsmore, Councillor J Boughtflower, Councillor N Islam, Councillor M Attewell and Councillor T Lagden.

Motion 3 – WHO guidelines for air pollutants

“Spelthorne Borough Council shall adopt the new World Health Organisation guidelines for maximum average annual levels of air pollutants, that is to say, for PM2.5 a maximum level of 5 microgrammes per cubic-metre, for PM10 a maximum level of 15 microgrammes per cubic-metre, and for Nitrogen Dioxide (NO2) a maximum level of 10 microgrammes per cubic-metre, in all council air quality measurements, reviews and assessments.”

Proposer: Councillor M Beecher

Seconded: Councillor V Siva

30. General questions

The Leader, or his nominee, to answer questions from Councillors on matters affecting the Borough, in accordance with Standing Order 15.

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