



COUNCIL MEETING

TUESDAY, 23 JULY 2019

ORDER PAPER

ORDER PAPER (Pages 1 - 20)

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WEBCASTING NOTICE

This meeting will be recorded for live and/or subsequent broadcast on the Council's website in accordance with the Council's capacity in performing a task in the public interest and in line with the Openness of Local Government Bodies Regulations 2014.

The whole of the meeting will be recorded, except where there are confidential or exempt items, and the footage will be on the website for six months.

If you have any queries regarding webcasting of meetings, please contact Committee Services.

On behalf of all councillors, I would like to welcome you to this evening's meeting. I should be grateful if you would ensure that your mobile phones and other hand-held devices are switched to silent during the meeting. If the fire alarm sounds during the course of the meeting - we are not expecting it to go off - please leave the Council Chamber immediately and proceed calmly to the assembly point in Millmead on the paved area adjacent to the river as you exit the site.

This Order Paper sets out details of those members of the public who have given advance notice of their wish to ask a question or address the Council in respect of any matter on the agenda or any matter relating to the Council's functions, powers or duties. It also sets out details of any questions submitted by councillors on any matter relating to the Council's functions, powers or duties or any matter which affects the Borough, or any motions and amendments to be proposed by councillors in respect of the business on the agenda.

Unless a member of the public has given notice of their wish to ask a question or address the Council under Item 6 (Public Participation), they will not be permitted to speak. Those who have given notice may address the Council for a maximum of three minutes. Speakers may not engage in any further debate once they have finished their speech.

Councillor Richard Billington
The Mayor of Guildford

Time limits on speeches at full Council meetings:	
Public speaker:	3 minutes
Response to public speaker:	3 minutes
Questions from councillors:	3 minutes
Response to questions from councillors:	3 minutes
Proposer of a motion:	10 minutes
Seconder of a motion:	5 minutes
Other councillors speaking during the debate on a motion:	5 minutes
Proposer of a motion's right of reply at the end of the debate on the motion:	10 minutes
Proposer of an amendment:	5 minutes
Seconder of an amendment:	5 minutes
Other councillors speaking during the debate on an amendment:	5 minutes
Proposer of a motion's right of reply at the end of the debate on an amendment:	5 minutes
Proposer of an amendment's right of reply at the end of the debate on an amendment:	5 minutes

1 APOLOGIES FOR ABSENCE

To receive any apologies for absence.

2 DISCLOSURES OF INTEREST

To receive and note any disclosable pecuniary interests from councillors. In accordance with the local Code of Conduct, a councillor is required to disclose at the meeting any disclosable pecuniary interest (DPI) that they may have in respect of any matter for consideration on this agenda. Any councillor with a DPI must not participate in any discussion or vote regarding that matter and they must also withdraw from the meeting immediately before consideration of the matter.

If that DPI has not been registered, the councillor must notify the Monitoring Officer of the details of the DPI within 28 days of the date of the meeting.

Councillors are further invited to disclose any non-pecuniary interest which may be relevant to any matter on this agenda, in the interests of transparency, and to confirm that it will not affect their objectivity in relation to that matter.

3 MINUTES (Pages 1 – 16 of the Council agenda)

To confirm the minutes of the Meetings held on 25 April and 15 May 2019.

4 MAYOR'S COMMUNICATIONS

To receive any communications or announcements from the Mayor.

Order of Business for tonight's meeting

In accordance with Council Procedure Rule 3.2, the Mayor has determined that the Order of Business on the agenda this evening be varied as follows:

Items 19-22 (the notices of motion) to be brought forward for consideration by the Council immediately following consideration of item 7 – Questions from Councillors. Once the motions have been dealt with, the Council will proceed with items 8-18, and then items 23-26.

Should it be necessary, the Mayor has agreed that if it is not possible to consider all items of business on the agenda, the meeting would be adjourned to Wednesday 31 July 2019 at 7pm in the Council Chamber.

5 LEADER'S COMMUNICATIONS

The Leader to make a short statement to update councillors on the progress of the statutory challenge against the decision to adopt the Local Plan.

Councillors may ask questions of the Leader in respect of this statement.

6 PUBLIC PARTICIPATION

The following persons have registered to speak this evening:

- (1) Ben McCallan in respect of Agenda Item 19
- (2) Rowan Todd in respect of Agenda Item 19
- (3) Victoria Thompson in respect of Agenda Item 19
- (4) David Christopherson in respect of Agenda Item 19
- (5) Tim Page in respect of Agenda Item 19
- (6) Josiah White in respect of Agenda Item 19
- (7) Katherine Clowser in respect of Agenda Item 20

- (8) Bill Stokoe on behalf of Guildford Vision Group in respect of Agenda Item 22
- (9) Julian Lyon in respect of Agenda Item 22
- (10) Ben Gamble in respect of the proposed development of Garlicks Arch

The relevant lead councillors will respond to each statement.

7 QUESTIONS FROM COUNCILLORS

- (a) **Councillor Chris Blow** to ask the Lead Councillor for Planning, Planning Policy, and Housing Delivery through Planning, Councillor Jan Harwood, the following question:

“Following the last election, when the community clearly showed their disquiet at the Local Plan, may I please ask the Lead Councillor for Planning, Planning Policy, and Housing Delivery through Planning to explain the decision making process that has taken place so far in determining the response to the Court with regard to the three judicial reviews, given that there has apparently been no formal decision in Full Council or the Executive?”

The Lead Councillor’s response is as follows:

The current status of the applications for statutory challenge is that the court has granted permission for the claims to be considered at a full hearing.

Following the receipt of the claims the Council sought advice from leading Counsel, and a response was prepared in order to assist the court in its decision as to whether to give leave for the claims to proceed to appeal.

The advice was, and remains, that the plan was lawfully adopted and that there are no grounds that would justify the Council in not defending the claims. Members of the Executive were consulted, and the Council submitted a response to the court.

The advice to the Council is endorsed by the fact that the Secretary of State has confirmed that he considers that the judicial review claims are effectively without merit and, as such, that he will be taking an active role in contesting the proceedings.

The Executive will be provided with further and updated advice (noting the submissions of various parties to proceedings), and will be consulted on the detailed submission prior to it being issued.

Councillor Jan Harwood
Lead Councillor for Planning, Planning Policy, and Housing Delivery through Planning

- (b) **Councillor Ramsey Nagaty** to ask the Lead Councillor for Planning, Planning Policy, and Housing Delivery through Planning, Councillor Jan Harwood, the following question:

“Could the Lead Councillor for Planning, Planning Policy, and Housing Delivery through Planning, please supply the number of homes already built since the start of the [backdated] local plan period, and the number of planning applications already granted, together with the number of consented student units and the consequential impact on the housing number?”

The Lead Councillor’s response is as follows:

“The number of homes built since 1 April 2015 (the start of the plan period) and 31 March 2018 (the most recently published data) is 980 dwellings.

The number of outstanding permissions as at 1 April 2018 is 2,695 dwellings.

The number of student accommodation permissions as at 1 April 2018 is 1,153 bedspaces. These are all located on the University of Surrey campus. A change in planning guidance published after this date now clarifies how student accommodation can be counted towards the housing requirement based on the amount of accommodation it releases in the housing market. This is calculated using the ratio of average number of students living in student only households. For Guildford, this will be calculated as one dwelling being released for every three student accommodation bedspaces. It should be noted that the on-campus student accommodation will not be counted as releasing market housing. Instead this accommodation is and will be catering for the growth in student numbers projected to occur at the University of Surrey. When 2018-19 planning data is published later this year, any newly permitted off campus student accommodation will be counted using this ratio.

It is important to note that there is currently a significant deficit since the start of the plan period (the Council has only completed approximately 60% of the annualised Local Plan housing target of 562 dwellings between 2015 and 2018). Any additional supply that is delivered therefore within the next few years is necessary to addressing this deficit. The Housing Trajectory included within the Local Plan (Appendix 1) indicates that development rates will need to increase significantly if a rolling five-year housing land supply is to be maintained (over 900 dwellings need to be completed in 2021/22, rising to over 1,000 dwellings per annum in 2022/23 – 2023/24)."

Councillor Jan Harwood

Lead Councillor for Planning, Planning Policy, and Housing Delivery through Planning

- (c) **Councillor Angela Gunning** to ask the Lead Councillor for Planning, Planning Policy, and Housing Delivery through Planning, Councillor Jan Harwood, the following question:

"My question relates to the Guildford Town Centre Master Plan. Our current Corporate Plan [2018-2023] has vague mention under Place-Making of such an aspiration; on page 7 of the Corporate Plan, it talks of 'implementing a vision'. On page 16 under the Action Plan, there are various dates up to 2023.

All Councillors - newly elected ones in particular - are keen to know when this Master Plan will cease to be work-in-progress and become an adopted reality. At the most recent Place-making and Innovation EAB meeting on 1 July 2019 – the message from councillors at that meeting was that a Town Centre Masterplan is urgently needed.

There have been many versions of this plan over the past 10 years; in fact, there was a fifth draft of a version on the Agenda for the former Customer and Community Scrutiny Committee on 8 September 2015.

My questions are:

- 1 What progress and activity is being made to bring this plan forward for adoption?*
- 2 Are there any problems causing delay?*
- 3 What is the timetable?"*

The Lead Councillor's response is as follows:

1. What progress and activity is being made to bring this plan forward for adoption?

Introduction

There has been a great deal of confusion in relation to the type of document a town centre master plan actually is. A number of 'master plans' have been produced in the past but they have not sought to carry any planning weight. The document referred to in this response is assumed to be a development plan document relating to the Guildford town centre. Such a document would need to go through the statutory process required of such documents. This includes the preparation of an evidence base, an issues and options consultation (regulation 18), a regulation 19 consultation on the draft plan and following submission an Examination in Public held by an independent government Inspector.

The Evidence base

Work has commenced on producing an evidence base that would be used to help shape any future documents. Early engagement is underway in relation to seeking a wide variety of views to establish if the vision for the town centre is the correct one. This will involve engaging with a wide range of stakeholders, local amenity groups, town centre businesses and the general public. This initial work is being undertaken on the Council's behalf by 'People & Places' who have extensive experience of conducting research and a proven track-record in evidence based, collaborative working for the revitalisation of town and city centres. Their work is also to include a review of existing material and culminate in a vision for the town centre that is both influenced through, and shared, by our community.

The above work will feed in to and guide the development of an updated Town Centre Regeneration Strategy by the Major Projects Team, which will replace the adopted 2017 strategy. The document will seek to unlock sites for potential sustainable development within the town centre and is anticipated to be consulted on prior to adoption in 2020.

Other evidence base documents/studies likely to be required will include transport and parking assessments, retail needs assessment update, Employment Land needs assessment update, supporting infrastructure requirements (e.g. school, health provision) and its impact on viability. In terms of the Town Centre Views SPD, this work needs to be finalised and adopted.

In addition to this work, Guildford is playing a lead role on work in relation to flood alleviation on the River Wey with other boroughs and the Environment Agency. The impacts of this work are highly significant as many potential redevelopment sites are presently covered by flood zone 3b and considered to be unsuitable for any residential development. If the flood alleviation study is able to significantly reduce this risk then further development opportunities may become available.

Plan making is an iterative process but it is evidence based. Only once the evidence base is significantly progressed could consideration be given to the quantum of development the town centre could sustainably accommodate. This, in turn, will require other parts of the evidence base to be produced.

Towards a DPD

The results of the work referred to above will help inform and determine the need for and the scope of a town centre DPD. The DPD would need to meet the test of

soundness required by the plan making system and any allocated sites and proposals will need to be deliverable over the plan period.

2. Are there any problems causing delay?

There is no delay. A plan needs to be evidence based. It is simply not possible to embark upon a DPD without an understanding of the scale of development needed to meet identified needs, an understanding of the constraints within which the plan is being produced and a clear vision for the 'place' one is setting out to create.

Work is underway on aspects of the town centre evidence base but the formal process of producing a regulation 18 consultation document is some way off.

The planning policy team are producing part 2 of the Local Plan – the Development Management Policies DPD and numerous Supplementary Planning Documents. Resources would need to be put to the production of a further DPD if and when the evidence base was sufficiently advanced to justify the document.

3. What is the timetable?

Inception meeting end of July 2019
 Stakeholder engagement - TBC
 Review of Regeneration Strategy 2020
 Consideration of the scope and need for a town centre DPD in light of the emerging evidence base – post 2020.”

Councillor Jan Harwood
 Lead Councillor for Planning, Planning Policy, and Housing Delivery through Planning

- (d) **Councillor Christopher Barrass** to ask the Lead Councillor for Planning, Planning Policy, and Housing Delivery through Planning, Councillor Jan Harwood, the following question:

“The new settlement boundaries for villages, and the new inseting arrangements for villages within the Guildford Local Plan, have led to a surge in planning applications outside the policy sites and areas designated in the Local Plan.

These do not seem to have been anticipated or allowed for by the Council or the Inspector in the Local Plan.

Could the Lead Councillor please let us know:

- (a) *the total number of dwellings in non-policy areas of the Local Plan currently with planning permission already granted and in the pipeline,*
- (b) *what impact this additional housing has on the Local Plan housing numbers and sites, given that we already have a substantial 'buffer' of some 37% of additional housing above need in the Local Plan, and*
- (c) *the total number of consented planning permissions and completions for the Local Plan period, to date?”*

The Lead Councillor's response is as follows:

“It is important to note that the housing supply identified within the Local Plan is comprised of a number of different components, not all of which are shown as allocations in the plan. This includes 3,675 already committed sites (980

completions from 2015/16 – 2017/18 and 2,695 outstanding permissions at 1 April 2018). It also includes a further 620 dwellings from sites identified in the Land Availability Assessment (LAA) but not allocated in the plan.

For information, the plan only allocates those larger LAA sites that are considered key to the delivery of our strategy. Many of these smaller LAA sites are identified as early delivery sites that were dependent upon the Local Plan being adopted before they could come forward.

In addition to this, the supply includes a windfall element of 750 dwellings. A windfall site is a site that has not been specifically identified through the plan-making process. The total supply identified in the plan is considered necessary to ensure that the total housing requirement of 10,678 is capable of being delivered across the plan period and in order to demonstrate a robust, rolling five-year land supply from the date of adoption.

In being able to demonstrate a five-year land supply, it is necessary to address the backlog that has accrued since the start of the plan period (the Council has only completed approximately 60% of the annualised Local Plan housing target of 562 dwellings between 2015 and 2018). It should also be understood that circumstances can change and not all sites will come forward in the time frame anticipated. Without a five-year supply of housing, the plan risks becoming out of date which diminishes the Council's ability to refuse inappropriate non-planned development. So, in conclusion the plan anticipates and requires additional sites that are not specifically allocated in the plan to come forward."

Councillor Jan Harwood

Lead Councillor for Planning, Planning Policy, and Housing Delivery through Planning

8 ELECTION OF VICE-CHAIRMEN OF COMMITTEES 2019-20

In accordance with Council Procedure Rule 29 (a), the Council will elect the vice-chairmen of the committees listed below for the remainder of the 2019-20 municipal year. Details of nominations received by the Democratic Services Manager are set out below:

Committee	Nominee(s) for Vice-Chairman
Community EAB	Cllr Steven Lee
Corporate Governance & Standards Ctte	Cllr Nigel Manning
Employment Ctte	Cllr Joss Bigmore

The Leader of the Council, Councillor Caroline Reeves to propose, and the Deputy Leader of the Council, Councillor Fiona White to second the following motion:

"That the following nominations received in respect of the election of vice-chairmen of the committees listed below for the remainder of the 2019-20 municipal year, be approved:

Community EAB:	Cllr Steven Lee
Corporate Governance & Standards Ctte:	Cllr Nigel Manning
Employment Ctte:	Cllr Joss Bigmore"

Comments:

None

9 ELECTION OF CHAIRMAN OF GUILDFORD JOINT COMMITTEE (Pages 17 – 20 of the Council agenda)

The Leader of the Council, Councillor Caroline Reeves, to propose, and the Deputy Leader of the Council, Councillor Fiona White to second, the adoption of the following motion:

“That the Council adopts, on a trial basis, an alternative arrangement with Surrey County Councillor Keith Taylor continuing to chair the Guildford Joint Committee until the end of the 2019-20 municipal year; and, thereafter, the Borough Council electing a chairman for the ensuing two municipal years 2020-21 and 2021-22, with the trial arrangement being reviewed at the end of 2021-22.”

If the Council adopts the above motion, it will be necessary to elect a vice-chairman of the Guildford Joint Committee for the remainder of the 2019-20 municipal year.

Nominations received:

Councillor Julia McShane
Councillor Susan Parker

The Council will take a separate vote in respect of each nomination.

Comments:

None

10 COUNCILLORS' ALLOWANCES: ALLOCATION OF SHADOW LEADER'S SPECIAL RESPONSIBILITY ALLOWANCE 2019-20 (Pages 21 – 26 of the Council agenda)

Independent Remuneration Panel

In October 2018, the Council appointed Michael Burke, Vivienne Cameron, and Susan Tresman to the Independent Remuneration Panel for a period of four years commencing with the 2019-20 municipal year. The review of allowances was scheduled to commence in the next few weeks. However, the Democratic Services Manager was informed on 19 July that Susan Tresman has had to resign from the Panel due to her appointment as independent chairman of the Integrated Care Partnership in order to avoid any possible conflict of interest.

As the Council, by law, must have an Independent Remuneration Panel comprising of at least three members, the Democratic Services Manager has approached South East Employers for assistance. South East Employers have indicated that they are willing to assist and have staff with a great deal of experience in supporting, and in many cases chairing, Independent Remuneration Panels in a number of councils in the South-East. To enable a replacement to be appointed to the Panel as expeditiously as possible, the Council is asked to authorise the Democratic Services Manager to make the appointment in time for the start of the major review of Councillors' allowances.

The Lead Councillor for Finance, Asset Management, and Customer Service, Councillor Joss Bigmore, to propose, and the Lead Councillor for Planning, Planning Policy, Housing Delivery through Planning, Councillor Jan Harwood to second, the adoption of the following motion:

- “(1) That the Shadow Leader's Special Responsibility Allowance be not allocated in 2019-20.
- (2) That the Independent Remuneration Panel be requested, as part of its forthcoming review of the Scheme of Councillors' Allowances, to examine the suitability of the Shadow Leader's Special Responsibility Allowance in the context of the prevailing circumstances at the Council and to consider and report on possible alternatives.

- (3) That the Democratic Services Manager be authorised to appoint a third member to the Council's Independent Remuneration Panel to conduct the forthcoming review of councillors' allowances"

Comments:

None

11 CAPITAL AND INVESTMENT OUTFURN REPORT 2018-19 (Pages 27 – 100 of the Council agenda)

The Lead Councillor for Finance, Asset Management, and Customer Service, Councillor Joss Bigmore, to propose, and the Leader of the Council, Councillor Caroline Reeves to second, the adoption of the following motion:

“(1) That the treasury management annual report for 2018-19 be noted.

(2) That the actual prudential indicators reported for 2018-19, as detailed in Appendix 1 to the report submitted to the Council, be approved.”

Comments:

None

12 FOOD POVERTY (Pages 101 – 204 of the Council agenda)

The Chairman of the Overview and Scrutiny Committee, Councillor Paul Spooner, to propose, and Vice-Chairman of the Overview and Scrutiny Committee, Councillor James Walsh to second, the adoption of the following motion:

“That the report and recommendations in respect of Food Poverty in the Borough be noted.”

Comments:

Councillor Angela Goodwin

13 OVERVIEW AND SCRUTINY ANNUAL REPORT (Pages 205 – 252 of the Council agenda)

The Vice-Chairman of the Overview and Scrutiny Committee, Councillor James Walsh to propose, and the Chairman of the Overview and Scrutiny Committee, Councillor Paul Spooner to second, the adoption of the following motion:

“(1) That the report be commended as the annual report of the Overview and Scrutiny Committee for 2018-19.

(2) That the current rules relating to call in or urgency provisions remain unchanged.

(3) That the policies, practice, and approaches identified within the statutory guidance on O&S, attached as Appendix 2 to the report submitted to the Council, be noted.”

Comments:

None

14 COMMUNITY GOVERNANCE REVIEW – PARISHES OF EAST HORSLEY AND EFFINGHAM (Pages 253 – 288 of the Council agenda)

The Leader of the Council, Councillor Caroline Reeves to propose, and the Deputy Leader of the Council, Councillor Fiona White to second the adoption of the following motion:

- “(1) That the terms of reference in respect of the proposed community governance review of the parishes of East Horsley and Effingham, including the proposed timetable, as set out in Appendix 2 to the report submitted to the Council, be approved and published.
- (2) That the Democratic Services Manager be authorised to conduct the community governance review on the Council’s behalf and to take all necessary action to comply with the Council’s statutory obligations in that regard”.

Comments:

Councillor Liz Hogger

15 REVIEW OF THE CODE OF CONDUCT FOR STAFF (Pages 289 – 304 of the Council agenda)

The Leader of the Council, Councillor Caroline Reeves to propose, and the Chairman of the Corporate Governance & Standards Committee, Councillor Tim Anderson to second the adoption of the following motion:

“That the revised Staff Code of Conduct attached as Appendix 2 to the report submitted to the Council be adopted.”

Comments:

None

16 APPOINTMENT OF COUNCILLORS TO EXTERNAL ORGANISATIONS 2019-2023 (Pages 305 – 338 of the Council agenda)

Update on uncontested appointments

- Councillor Ramsey Nagaty has been appointed to the Surrey Hills Partnership
- Councillor Tony Rooth has been appointed to Guildford Poyle Charities

In relation to those appointments to external organisations where no nominations have been received (see page 319), the Democratic Services Manager will write to group leaders in the next few weeks to see whether there are any councillors wishing to be considered for appointment to those organisations.

Update on nominations in respect of contested appointments:

In respect of the appointment to Access Group Guildford, Councillor Ann McShee has withdrawn her nomination and, therefore, Councillor Angela Goodwin has been appointed for the period 2019-23.

In respect of the appointment to Surrey Hills AONB Board, Councillor Gordon Jackson has withdrawn his nomination and, therefore, Councillor Susan Parker has been appointed for the period 2019-23.

Details of the remaining contested ‘Council appointments’ and the respective nominees are set out in detail in Appendix 3 to the report and summarised below:

Royal Surrey County Hospital NHS Foundation Trust – Council of Governors

- Councillor Paul Spooner (oral statement)
- Councillor Fiona White (oral statement)

Watts Gallery (Limnerslease)

- Councillor Gordon Jackson (written statement as follows:
“I have been on the Limnerslease Committee since its inception. I have considerable experience of museum administration as a former Lead Member for Tourism and the Arts and as a former trustee of the Windermere Steamboat Museum. I am on the Guildford Museum Working Group and able to develop links between Watts Gallery and the Guildford Museum. I am also a Trustee of Guildford Arts and this gives me the background that can be useful in representing the Council in relation to this important long-term project. As Chairman of the Surrey Hills Society, I have been developing links with the Arts and Crafts Movement of Surrey, which is another useful connection”).
- Councillor Ramsey Nagaty (oral statement)

Each nominee in respect of the contested appointments has been given the opportunity to make either a written or an oral personal statement to the meeting in support of their nomination before the vote is taken, with any oral statement taking no longer than three minutes.

Each nominee’s preference in that regard is indicated above.

In respect of each appointment, a vote by way of show of hands will be taken for each nominee. Each appointee’s term of office will run until May 2023.

Where permissible under the relevant external organisation’s constitution/standing orders, the unsuccessful nominee will be the deputy to the appointee.

17 APPOINTMENT OF PARISH MEMBERS TO THE CORPORATE GOVERNANCE AND STANDARDS COMMITTEE (Pages 339 – 344 of the Council agenda)

The Chairman of the Corporate Governance & Standards Committee, Councillor Tim Anderson to propose, and Councillor Nigel Manning to second the adoption of the following motion:

“That the Council appoints the following three parish members to the Corporate Governance and Standards Committee for a term of office expiring in May 2023:

- Julia Osborn (Send Parish Council)
- Ian Symes (Effingham Parish Council)
- Tim Wolfenden (Shalford Parish Council)”

Comments:

None

18 CORPORATE MANAGEMENT TEAM PAY AWARD 2019-20 (Pages 345 – 348 of the Council agenda)

The Leader of the Council, Councillor Caroline Reeves to propose and the Lead Councillor for Finance, Asset Management, and Customer Service, Councillor Joss Bigmore to second, the adoption of the following motion:

“That a pay award of 2% be approved for the Managing Director and the Director posts with effect from 1 July 2019 in accordance with the Council’s adopted Pay Policy Statement.”

Comments:

None

19 NOTICE OF MOTION – DECLARING A CLIMATE EMERGENCY

Councillor George Potter to propose, and Councillor Steven Lee to second, the adoption of the following motion:

“Guildford Borough Council notes:

- a) That global temperatures have already risen over 1°Celsius from pre-industrial levels and that the recent 2018 Intergovernmental Panel on Climate Change (IPCC) report states that we have just 12 years to act on climate change if global temperature rises are to be kept within the recommended 1.5° Celsius in order to avoid serious, damaging and likely irreversible environmental, economic and social impacts.
- b) That all governments (national, regional and local) have a duty to act, and that, recognising this, a growing number of UK local authorities have already passed 'Climate Emergency' motions.
- c) That Guildford Borough Council passed a motion on 4 December 2018 acknowledging that “human activity has resulted in global climate change that threatens our future” and that “in our position as a local authority, we have a crucial role to play in both leading by example and influencing the way that the residents and businesses of Guildford Borough live and work”.
- d) That the Council has already been proactive in identifying and delivering projects that save energy and carbon and is currently on track to meet its stated target of 43% CO₂ emissions reductions by 2020, based on 2008/09 levels. However, it recognises that a greater level of ambition and urgency is required, in the light of the above.

Guildford Borough Council therefore:

1. Formally declares a Climate Emergency that requires urgent action.
2. Calls on the UK government to provide the powers, resources and funding support to make local, as well as national, action against climate change possible.
3. Commits to working with partners across the Borough to evaluate and determine how and when Guildford Borough could become carbon neutral.
4. Commits to working towards making the Council’s activities net-zero carbon by 2030.
5. Commits to establishing the necessary governance structures, investment plans and officer resources in order for the Council to build a strong foundation to deliver progressively ambitious carbon reductions across our operations.
6. Commits to establishing a borough-wide Climate Change Partnership consisting of representatives from all stakeholders across all sectors.
7. Commits to developing, within 12 months, a clear action plan and timescale for being net-zero carbon across our Council operations, starting with a review of what has already been achieved and plans already instigated.

8. Commits to delivering a joint Member-Officer training programme to enable a shared understanding of how to deliver the above, starting in September 2019.”

Alteration of Motion

Under Council Procedure Rule 15 (o), Councillor George Potter as the mover of the original motion, has indicated that, with the consent of his seconder and of the meeting, he wishes to alter his motion in accordance with the Amendment below, in which case the Mayor will put the proposed alteration to a vote without debate. If approved, Councillor Potter’s motion, as amended by the Amendment below, will become the substantive motion for debate to which further amendments may subsequently be moved.

Amendment

At the end of paragraph 3 add the words: “, *with a target goal of 2030 for reaching net zero emissions.*”

Paragraph 3, as amended, would read as follows:

”3. Commits to working with partners across the Borough to evaluate and determine how and when Guildford Borough could become carbon neutral, with a target goal of 2030 for reaching net zero emissions.”

Comments:

Councillor Caroline Reeves

20 NOTICE OF MOTION – PLASTIC FREE GUILDFORD

Councillor George Potter to propose, and Councillor Diana Jones to second, the adoption of the following motion:

“This Council recognises the damage plastics can cause to the environment and commits to work with our local communities to reduce the impact we have through our use of non-recyclable, single-use plastics so far as it is reasonable to do so.

This Council also agrees with the general principles of the national ‘Plastic Free Communities’ scheme and commits to supporting, promoting and encouraging plastic free initiatives and events within the borough.

By continuing to play our part in delivering the Surrey Environment Partnership’s Single-use Plastics Strategy (2018) and 5 year action plan, we also commit to:

- (a) Avoiding the use of single-use plastics ourselves where there are suitable alternatives
- (b) Encouraging local businesses to do the same
- (c) Engaging with and supporting the Plastic Free Guildford campaign
- (d) Working with our suppliers to discourage the use of avoidable single-use plastics
- (e) Supporting our communities in their efforts to reduce the use of single-use plastics
- (f) Supporting the national water refill campaign which promotes the provision of facilities to enable people to refill reusable drinking water bottles
- (g) Working with our partners to investigate how we can provide effective and sustainable incentives for the return of single-use plastics for recycling.”

Comments:

Councillor Maddy Redpath

Amendment:

Councillor Angela Gunning to propose, and Councillor James Walsh to second, the following amendment:

Delete all text after “...and 5 year action plan”, and insert the following:

“we ask the Place-Making and Innovation EAB:

(1) to examine the means by which this Council can:

- (a) Avoid the use of single-use plastics ourselves where there are suitable alternatives
- (b) Encourage local businesses to do the same
- (c) Engage with and support the Plastic Free Guildford campaign
- (d) Work with our suppliers to discourage the use of avoidable single-use plastics
- (e) Support our communities in their efforts to reduce the use of single-use plastics
- (f) Support the national water refill campaign which promotes the provision of facilities to enable people to refill reusable drinking water bottles
- (g) Work with our partners to investigate how we can provide effective and sustainable incentives for the return of single-use plastics for recycling.

(2) to make recommendations, as appropriate, to the Executive on each of the seven points (a) to (g) above, following detailed discussion.”

The motion, as amended, would read as follows:

“This Council recognises the damage plastics can cause to the environment and commits to work with our local communities to reduce the impact we have through our use of non-recyclable, single-use plastics so far as it is reasonable to do so.

This Council also agrees with the general principles of the national ‘Plastic Free Communities’ scheme and commits to supporting, promoting and encouraging plastic free initiatives and events within the borough.

By continuing to play our part in delivering the Surrey Environment Partnership’s Single-use Plastics Strategy (2018) and 5 year action plan, we ask the Place-Making and Innovation EAB:

(1) to examine the means by which this Council can:

- (a) Avoid the use of single-use plastics ourselves where there are suitable alternatives
- (b) Encourage local businesses to do the same
- (c) Engage with and support the Plastic Free Guildford campaign
- (d) Work with our suppliers to discourage the use of avoidable single-use plastics
- (e) Support our communities in their efforts to reduce the use of single-use plastics
- (f) Support the national water refill campaign which promotes the provision of facilities to enable people to refill reusable drinking water bottles
- (g) Work with our partners to investigate how we can provide effective and sustainable incentives for the return of single-use plastics for recycling.

(2) to make recommendations, as appropriate, to the Executive on each of the seven points (a) to (g) above, following detailed discussion.”

21 NOTICE OF MOTION – LOCAL PLAN AND 2ND QC OPINION

Councillor Susan Parker to propose, and Councillor Joss Bigmore to second, the adoption of the following motion:

“At the ballot box the community expressed considerable disquiet at the Local Plan outcomes secured by the previous Council.

The High Court has determined that there is a case to be argued for all three applications for Judicial Review of the decision to adopt the Local Plan.

The Council’s own QC has advised that the Full Council is the appropriate decision-making body to determine major decisions in respect of the Local Plan. The decision as to how to respond to the Judicial Reviews is a major decision to be taken in respect of the Local Plan and, to date, no decision has been asked or provided in respect of the Judicial Reviews.

The Council’s Local Plan strategy was developed in tandem with the same QC who is advising the Council on its defence.

A second QC’s opinion will cost between £10,000 and £20,000, and the Council’s likely spend defending against the Judicial Reviews will run to hundreds of thousands of pounds. The Council may be committing hundreds of thousands of pounds to defending the JRs without the Council having had the ability to agree the strategy.

Furthermore, NPPF requires that a Local Plan Review takes place when there is a major change or event. There are now legally-binding commitments to move to Zero-Carbon emissions by 2050 (just 16 years after the end of the Local Plan period). A consequential London Green Belt Council paper urges councils to protect the Green Belt and greenfield sites to protect the environment and minimize carbon emissions and/or to mitigate local carbon emissions.

Given that the brownfield survey (relied upon by the Local Plan) is not comprehensive, there are both reasons and opportunity for the Council to review its options in terms of maximizing sustainability (possibly including a new Strategic Land Availability Assessment).

The Judicial Review hiatus offers a useful opportunity to reconsider both the site allocations and the Council’s JR strategy.

Any strategic decision regarding the Council’s Judicial Review Strategy is a major decision requiring agreement by the Full Council.

As a result, the Council agrees that, prior to such reconsideration including a second QC’s opinion, it will limit any defence of the approved Local Plan to matters of factual accuracy or clarification and will then come back to Full Council for a further decision, including the ability to communicate to the Court the new Council’s concerns about the perceived excesses in the Local Plan”.

Alteration of Motion

Under Council Procedure Rule 15 (o), Councillor Susan Parker as the mover of the original motion, has indicated that, with the consent of her seconder and of the meeting, she wishes to alter her motion in accordance with the Amendment below, in which case the Mayor will put the proposed alteration to a vote without debate. If approved, Councillor Parker’s motion, as amended by the Amendment below, will become the substantive motion for debate to which further amendments may subsequently be moved.

Amendment

- (1) Substitute the following in place of the penultimate paragraph of the motion:

“Any strategic decision regarding a change to the Council’s Judicial Review Strategy is a major decision which should be reported to Full Council.”

- (2) Substitute the following for the final paragraph of the motion:

“The Council resolves to:

- (1) *Ask the Council’s Executive to request the Council Solicitor to commission a fresh opinion of the Council’s defence and position in the statutory challenges by a different QC to be completed forthwith and prior to the submission of detailed grounds (the next submission to the court), to be shared with the Council’s Executive and to include answers to questions prepared by members of the cross-party Executive.*
- (2) *Where that review discloses errors or weaknesses in the Council’s position, to request that the second QC advise the Executive who will then determine what steps the Council will, if any, take in relation to the statutory challenge – including whether to seek before the court to:*
 - (a) *not take an active part in proceedings,*
 - (b) *concede particular points, and/or*
 - (c) *agree a form of order with other parties to proceedings to present to the court.*
- (3) *Undertake a reconsideration of the brownfield capacity of the urban area, together with an appropriate consultation*
- (4) *Following such reconsideration, to bring this matter back to Full Council, together with advice as to whether and how the Council may communicate its concerns about the perceived excesses in the Local Plan to the court.”*

Comments:

None

22 NOTICE OF MOTION – TOWN CENTRE MASTER PLANNING

Councillor John Rigg to propose, and Councillor Tom Hunt to second, the adoption of the following motion:

“The Council has acknowledged that town centre master planning was not part of the process of preparing the Local Plan - including putting in place a full, detailed land availability assessment of brownfield sites in the town centre - because that could have compromised the Local Plan itself and its objectives.

The majority of Councillors were elected based on an explicit pledge to master plan the town. At the informal Placemaking EAB on Monday 1st July, there was a common call for a master plan for the town centre.

The Council therefore

RESOLVES: That the process for bringing forward, within the term of this Council, a sustainable Town Centre Master Plan Development Plan Document be commenced immediately, and the Director of Planning and Regeneration be authorised to engage external master-planning consultancy advice to assist in this process”.

Comments:

Councillor Maddy Redpath

23 MINUTES OF THE EXECUTIVE (Pages 349 - 356 of the Council agenda)

To receive and note the minutes of the meetings of the Executive held on 21 May and 18 June 2019, which are attached to the Council agenda.

Comments:

None

24 EXCLUSION OF THE PUBLIC

The Mayor, Councillor Richard Billington to propose, and the Deputy Mayor, Councillor Marsha Moseley to second, the following motion:

“That under Section 100A(4) of the Local Government Act 1972 (as amended), the public be excluded from the meeting for consideration of the business contained in agenda item 25 on the grounds that it involves the likely disclosure of exempt information, as defined in paragraphs 1 and 4 of Part 1 of Schedule 12A to the Act”.

25 FUTURE GUILDFORD – PROPOSED RESTRUCTURE OF CORPORATE MANAGEMENT TEAM AND RELATED PAYMENTS (Pages 357 – 378 of the Council agenda)

The Leader of the Council, Councillor Caroline Reeves to propose and the Lead Councillor for Finance, Asset Management, and Customer Service, Councillor Joss Bigmore to second, the adoption of the following motion:

- “(1) That the costs associated with the redundancy of each of the named Directors set out in the table in paragraph 3.1 of the report submitted to the Council, be noted, and that approval be given for a financial settlement with a Director to the appropriate level where the decision of the Employment Committee has the effect of terminating the employment of that Director.
- (2) That it be noted that this approval is sought notwithstanding that the proposals are the subject of consultation, and that those proposals are not yet adopted.”

Comments:

None

26 COMMON SEAL

To order the Common Seal.

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