

Mike Owen CPFA
Chief Executive

Our Ref LW
Your Ref OSC/LW
Date 5 July 2016
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Legal & Democratic Services
Division

Jayne Hammond LLB (Hons) Solicitor
Assistant Director of Legal &
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TO: All Members of Council

Councillors : P Adams, N Bayley, I Bevan, J Black, S Briggs, R Caserta, M C Connolly, M D'Albert, J Daly, E Fitzgerald, I Gartside, J Grimshaw, D Gunther, M Hankey, S Haroon, J Harris, R Hodgkinson, T Holt, K Hussain, M James, D Jones, G Keeley, J Kelly, Kerrison, J Lewis, J Mallon, A Matthews, S Nuttall, E O'Brien, N Parnell, T Pickstone, C Preston, A Quinn, R Shori, R Skillen, S Smith, Sarah Southworth, Susan Southworth, T Tariq, J Walker, R Walker, S Walmsley, Whitby and Y Wright

Dear Member/Colleague

Council

You are invited to attend a meeting of the Council which will be held as follows:-

Date:	Wednesday, 13 July 2016
Place:	Bury Town Hall
Time:	7.00 pm
Briefing Facilities:	If Opposition Members and Co-opted Members require briefing on any particular item on the Agenda, the appropriate Director/Senior Officer originating the related report should be contacted.
Notes:	

AGENDA

The Agenda for the meeting is attached.

Reports are enclosed only for those attending the meeting and for those without access to the Council's Intranet or Website.



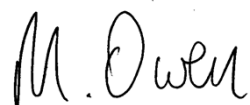
Electronic service of legal documents accepted only at:
E-mail: legal.services@bury.gov.uk
Fax: 0161 253 5119

Town Hall
Knowsley Street
Bury BL9 0SW
www.bury.gov.uk

The Agenda and Reports are available on the Council's Intranet for Councillors and Officers and also on the Council's Website at www.bury.gov.uk – click on **Agendas, Minutes and Forward Plan**.

Copies of printed reports can also be obtained on request by contacting the Democratic Services Officer named above.

Yours sincerely

A handwritten signature in black ink that reads "M. Owen". The letters are cursive and fluid.

Chief Executive

AGENDA

1 DECLARATIONS OF INTEREST

Members of the Council are requested to declare any interests which they have in any items or issues before the Council for determination.

2 MINUTES OF THE COUNCIL (Pages 1 - 6)

To approve as a correct record the Minutes of the last meeting of the Council held on 18 May 2016.

3 MAYORAL COMMUNICATIONS AND ANNOUNCEMENTS

To receive communications from the Mayor and any announcements by the Leader of the Council or the Chief Executive on matters of interest to the Council.

4 PUBLIC QUESTION TIME

To answer questions from members of the public, notice of which has been given, on any matter relevant to the Council or its services to the community. Up to 30 minutes will be set aside for this purpose. If time permits, further questions will be invited from members of the public present.

5 RECOMMENDATIONS OF CABINET AND COUNCIL COMMITTEES

6 LEADER' STATEMENT AND CABINET QUESTION TIME (Pages 7 - 62)

To receive a Statement from the Leader of the Council on the work of the Cabinet and to answer written questions from Members of the Council to the Leader and Cabinet Members on any matter in relation to which the Council has powers or duties which affect the Borough, provided the necessary written notice has been given.

Verbal questions on the work of the Cabinet since the last Council meeting will be allowed subject to a limit of one question per Councillor.

7 JOINT AUTHORITIES - REPORT BY THE COUNCIL'S REPRESENTATIVE AND QUESTIONS (Pages 63 - 68)

(A) A report from the Council's representative on the work of Greater Manchester Police and Crime Panel, Councillor Shori

(B) Questions (if any) on the work of the Joint Authorities to be asked by Members of the Council for which the necessary notice has been given in accordance with Council Procedure Rule 11.2

8 NOTICES OF MOTION

The following Notices of Motion have been received:-

(i) EU Referendum

This Council notes the views of the people in our Borough, who by a clear and decisive majority expressed their wish to leave the European Union institution at the national referendum held on the 23rd June 2016.

This Council will therefore respect the views of all of the Bury electorate who participated in the referendum and gave their views. However, this Council will resolve to work together on a cross party basis with the Government to make the transition to life outside the EU institution as smooth as possible.

We also need to ensure that we keep a strong and positive relationship with our European neighbours and in particular with the towns of Angouleme, Schorndorf and Tulle who are our European twinning partners.

In the names of Councillors I Bevan, R Caserta, J Daly, I Gartside, D Gunther, M Hankey, J Harris, R Hodgkinson, K Hussain, G Keeley, O Kersh, S Nuttall, I Schofield, D Silbiger, R Walker, and Y Wright

(ii) Fracking

This Council acknowledges the growing public concern that unconventional gas extraction entails significant risks to the environment and to the health and wellbeing of neighbouring communities. These include, but are not limited to, earth tremors, potential air pollution, pollution of water resources and increased industrialisation of the countryside. There appears to be insufficient regulation and scrutiny of current unconventional gas extraction operations in the UK and as a consequence these operations risk irreversibly polluting fragile water courses, established nature and tourism activities.

Council further recognises that fracking may have a detrimental effect on house prices, as well as building insurance within the vicinity of fracking wells. Additionally, an investigation by Greenpeace found that many fracking licenses have been issued to companies linked to offshore tax havens, raising questions about the purported economic benefits of shale gas extraction and any potential tax benefits to the Treasury.

There is also concern that exploration and extraction of fossil fuels by unconventional means can undermine investment in a safe and secure renewable energy future. The Conservative Government have been diverting incentives and investment away from renewable energy sources, while at the same time encouraging and supporting non-renewables such as fracking.

It is the duty of the Council to protect the health and wellbeing of residents and the integrity of our natural environment and to play its part in supporting sustainable energy for future generations. Bury Council has already demonstrated a commitment to providing clean, green energy and in accordance with this commitment:

- i) Council will not allow any exploratory drilling, fracking or coal-bed extraction on land it owns or controls.
- (ii) Whilst this Council is unable to introduce planning policies seeking a presumption against fracking because of national planning policy introduced by Central Government, the Council will nevertheless ensure in accordance with the law that there is a rigorous criteria for assessing planning applications for the exploration or extraction of gas, including the practice commonly known as fracking. Planning applications will be assessed against appropriate planning policies and relevant material planning considerations to ensure that any such application is considered in appropriate detail. Council will oppose strongly any attempt to weaken or override its powers as a planning authority when considering any applications for fracking.
- (iii) Council agrees to consult with local communities on any planning applications related to fracking received for their area.
- (iv) Council aims to take steps within its statutory powers to work to harness the abundant sustainable and renewable energy resources available locally such as wind and river weirs, and aims to work towards becoming fossil-free by 2025.

Furthermore, in line with the Paris Agreement 2015, we call on the Secretary of State for Energy & Climate Change to reconsider the Government's reversal of the scrapping of clean energy subsidies, to reintroduce rules on zero-carbon housing and tax incentives on 'green' cars and to reinstate the energy efficiency budget, increasing investment in renewables in a bid to reduce our carbon emissions.

In the names of Councillors P Adams, N Bayley, J Black, S Briggs, R Cathcart, M Connolly, A Cummings, E FitzGerald, J Grimshaw, S Haroon T Holt, M James, D Jones, J Kelly, S Kerrison, J Lewis, A Mckay, J Mallon, A Matthews, E O'Brien, N Parnell, C Preston, A Quinn, R Shori, R Skillen, S Smith, Sarah Southworth, Susan Southworth, T Tariq, J Walker, S Walmsley and M Whitby.

(iii) Hate Crime and Tolerance

This Council notes with concern the increase in hate crime (57% increase by 27 June 2016) following the outcome of the EU Referendum.

Council restates that we are proud to live in a diverse and tolerant society. Racism, xenophobia and hate crimes have no place in our country.

Council condemns racism, xenophobia and hate crimes unequivocally. We will not allow hate to become acceptable.

Council reassures all people living in Bury that they are valued members

of our community.

Council resolves to work to ensure local bodies and programmes as needed to fight and prevent racism and xenophobia.

In the names of Councillors M D'Albert, T Pickstone and S Wright.

9 **QUARTERLY REPORT ON SPECIAL URGENCY DECISIONS** (Pages 69 - 72)

A report from the Assistant Director of Legal and Democratic Services is attached.

10 **SCRUTINY REVIEW REPORTS AND SPECIFIC ITEMS "CALLED IN" BY SCRUTINY COMMITTEES**

11 **QUESTIONS ON THE WORK OF OUTSIDE BODIES OR PARTNERSHIPS**

Questions on the work of Outside Bodies or partnerships on which the Council is represented to be asked by Members of the Council (if any).

12 **DELEGATED DECISIONS OF THE COUNCIL COMMITTEES**

Questions on the delegated decisions made by the Regulatory Committees and Scrutiny Committees contained in the Digest of Decision ** published since the last ordinary meeting of the Council, providing four clear working days' notices has been given of the question.

Members are asked to bring to the meeting their copy of Digest **