

Minutes of: COUNCIL

Date of Meeting: 1 February 2017

Present: The Worshipful the Mayor (Councillor , in the Chair)
Councillors P Adams, N Bayley, I Bevan, J Black, S Briggs,
R Caserta, R.Cathcart, M C Connolly, T Cummings,
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, O Kersh, J Lewis, J Mallon, A Matthews, A McKay,
S Nuttall, E O'Brien, N Parnell, T Pickstone, C Preston,
A Quinn, Schofield, R Shori, D Silbiger, R Skillen, S Smith,
Sarah Southworth, Susan Southworth, T Tariq, J Walker,
R Walker, S Walmsley, Whitby, S Wright and Y Wright

**Apologies for
Absence**

Public Attendance: 62 members of the public attended the meeting.

C. 524 DECLARATIONS OF INTEREST

1. Councillor Jones declared a personal interest in any item which related to staffing as his wife is an employee of Bury Council.
2. Councillor Bevan declared a personal interest in any item which related to staffing as his wife is an employee within a Bury School.
3. Councillor Mallon declared a personal interest in any item which related to staffing as his wife is an employee within a Bury High School.
4. Councillor S Wright declared a personal interest in any item which related to staffing as his wife is an employee within a Bury School.
5. Councillors Pickstone and Parnell declared personal interests in respect of the Notice of Motion relating to the NHS Crisis as their respective partners are employed in the NHS.
6. Councillor Quinn declared a personal interest in respect of the Notice of Motion relating to the NHS Crisis as his son is employed in the NHS.
7. Councillor Shori declared a personal interest in any item which related to staffing as his partner is an employee of Bury Council.

C. 525 MINUTES

RESOLVED:

That the Minutes of the Meeting of Council held on 30 November 2016 be signed by the Mayor as a true and correct record.

C. 526 MAYORAL COMMUNICATIONS AND ANNOUNCEMENTS

The Mayor congratulated Bury residents Sharon Bannister, Steve Grant and Betty Kenyon who had been recognised in the Queen's New Years Honours List.

The Mayor reported that over five thousand pounds had been raised for Charity through December's Mayoral Ball.

The Mayor paid tribute to all those who had showed their support at this year's Holocaust Memorial Service.

C. 527 PUBLIC QUESTION TIME

The Mayor reported the receipt of eight written questions as set out below:

No.	Issue	Questioner	Answered By
1.	Closure of Walk in Centres	Mr A Loynes	Councillor Shori
2.	Bury Clinical Commissioning Group (CCG) Funding	Mr R Coates	Councillor Shori
3.	Effect on A&E and GP Services from closure of Walk in Centres	Mrs A Simpson	Councillor Shori
4.	Public Consultation on Walk in Centres	Mr N Boroda	Councillor Shori
5.	Bury CCG Funding	Ms A Boroda	Councillor Shori
6.	Bury's Local Plan	Mr C Russell	Councillor Shori
7.	Greater Manchester Spatial Framework	Mr J Mason	Councillor Shori
8.	Six Town Housing Waiting Lists	Mr K Fenton	Councillor Shori

C. 528 RECOMMENDATIONS OF CABINET AND COUNCIL COMMITTEES

Meeting of the Cabinet held on 14 December 2016 – Mid Year Review Treasury Management Strategy

It was moved by Councillor Lewis and seconded by Councillor Shori and it was:-

RESOLVED:

That approval be given to the addition of the Greater Manchester bodies to the Counterpart Investment List.

Meeting of the Cabinet held on 25 January 2017 – Mayoralty 2017/18

It was moved by Councillor Shori and seconded by Councillor Gartside and it was:-

RESOLVED:

That Councillor Dorothy Gunther be proposed as Mayor of Bury for 2017/2018.

C. 529

NOTICES OF MOTION

Three Notices of Motion had been received and set out in the Summons.

(i) Elections Pilot Scheme

A motion had been received and set out in the summons 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

It was moved by Councillor Caserta and seconded by Councillor Gartside that:-

Council welcomes the publication in August 2016 of the review into electoral fraud carried out by Sir Eric Pickles in his role as the Government's Anti-Corruption Champion.

Council further welcomes the 50 recommendations contained in the review. In particular council wishes to see:

- a) Photo I.D being requested by voters and proxy voters at polling stations, along the lines of the system already in use in Northern Ireland
- b) Robust checks on nationality to make sure only those entitled to vote do vote
- c) Tightening of the law/rules regarding postal and proxy voting.

The review also advises that systems for voter photo ID at polling stations should be piloted and suggests doing this in areas that are considered at higher risk of electoral fraud.

Council resolves to either write to Government to volunteer as another pilot area for this scheme or run its own pilot scheme at the next Local Government elections in 2018.

It was moved by Councillor Walmsley and seconded by Councillor Parnell as an amendment to:-

Amend Para 1 to read:

Council **notes** the publication in August 2016 of the review into electoral fraud carried out by Sir Eric Pickles **and the government response to it published on 27th December 2016.**

Amend Para 2 to read:

Council further **notes** the 50 recommendations contained in the review. In particular Council wishes to see:

Delete points a) b). Replace with:

- a) Greater powers to the returning officer and police to address unwanted behaviour in and around polling stations;***
- b) Guidance and training for staff operating polling stations to ensure satisfactory behaviour within polling stations;***

Retain:

- c) Tightening of the law/rules regarding postal and proxy voting

Add:

- d) The banning of cameras/camera phones or recording equipment being used within polling stations;***

Retain:

The review also advises that systems for voter photo ID at polling stations should be piloted and suggests doing this in areas that are considered at higher risk of electoral fraud.

Replace final Para with:

Council resolves to await the outcome of the pilot schemes in the high risk areas following the Local Government elections in 2018.

On being put, with 34 voting for, 16 against and the Mayor abstaining the Mayor declared the amendment carried.

On being put, with 34 voting for, 16 voting against, and with the Mayor abstaining, the Mayor declared the substantive motion carried.

(ii) NHS Crisis

A motion had been received and set out in the summons in the names of:

Councillors P Adams, N Bayley, J Black, S Briggs, R Cathcart, A Cummings, M Connolly, 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.

It was moved by Councillor Parnell and seconded by Councillor Holt that:-

The NHS is facing the most serious crisis since its inception in 1948. The British Red Cross has described it as "humanitarian crisis"; something we normally hear about in Third World countries, not from the world's fifth largest economy.

The Conservative government have claimed that the NHS is safe in their hands, far from this being the case, they have:

- Created a funding crisis through the worst financial settlement in NHS history.
- Created chaos through top down reorganization and increased bureaucracy.
- Sold off huge chunks of the NHS to private providers.

This has led to:

- Increased waiting times.
- Ward closures.
- Rationing of services.
- Cuts to staffing.

This winter we have witnessed the distressing scenes of our residents waiting on trolleys outside A & E departments, not seen by a doctor for hours; in some cases dying in ambulances or in corridors. The complacency of the Prime Minister and the Health Secretary is staggering; they refuse to accept any responsibility for this situation and attempt to blame hard-working GPs for not being flexible enough with their opening times.

This Council resolves to write to the Prime Minister and the Health Secretary demanding that they:

- Restore the NHS as an accountable public service.
- Reverse the market place culture within the NHS.
- Abolish the purchaser/provider split; end contracting and re-establish public bodies and public services accountable to local communities.
- Support real integration of Health and Social Care.
- Restore the duty of government to provide health services fairly across England.
- Cancel its £22 billion cuts to the NHS.

On being put, with 34 voting for, 16 voting against, and with the Mayor abstaining, the Mayor declared the motion carried.

(iii) Withdrawal from Greater Manchester Spatial Framework

A motion had been received and set out in the summons in the names of:

Councillors M D'Albert, T Pickstone and S Wright

It was moved by Councillor Pickstone and seconded by Councillor S Wright that:-

This council meeting notes:

- 1 That all councils are required by government to have a Local Plan which identifies land for housing, offices and industry.
- 2 That the proposed Greater Manchester Spatial Framework (GMSF) is one approach to fulfilling this requirement.
- 3 That the GMSF is a 20-year plan, requiring a third more housing land

to be identified than would be required by a 15 year plan, as produced by many other Local Authorities, and is based upon growth assumptions over such a long period which cannot be verified.

- 4 That the GMSF proposals include significant releases of Green Belt in Bury (20%) which residents and politicians alike have reacted strongly against
- 5 The commitment made unanimously by this Council at its meeting on 14 September 2016 to the principals of Green Belt land.
- 6 The significant pressures Bury faces on its transport network, highways, motorways and public transport and the need to address these pressures to meet current and future demand.

This council expresses its commitment to local communities being at the heart of planning for the future of their local areas.

This council meeting therefore resolves to ask the Leader to:

- 1 Make arrangements to ensure that the Greater Manchester Spatial Framework does not apply to Bury.
- 2 Make alternative arrangements to ensure that Bury fulfills its duty to cooperate with other planning authorities
- 3 Pursue Bury's own Local Plan.

It was moved by Councillor Shori and seconded by Councillor Walmsley as an amendment that:-

This council meeting notes:

1. That all councils are required by government to have a Local Plan which identifies land for housing, offices and industry.
2. That the proposed Greater Manchester Spatial Framework (GMSF) is one approach to fulfilling this requirement.
3. That the GMSF is a 20-year plan

Amend 4 to read:

4. That the GMSF proposals include significant releases of Green Belt in Bury equating to 20% of greenbelt land but the Council notes that 15% of this is related to one site being the Northern Gateway. The 20% of greenbelt is also a gross figure meaning that not all the 20% will be developed or is indeed developable and includes land on which infrastructure is situated such as motorways. That a broad range of stakeholders including the Campaign for the Protection of Rural England, Bury North MP David Nuttall, Bury South MP Ivan Lewis, Conservative Mayoral Candidate Sean Anstee and Labour Mayoral

Candidate Andy Burnham agree that some form of strategic plan is required to prevent unmitigated Urban Sprawl.

Amend 5 to read:

5. The commitment made unanimously by this Council at its meeting on 14 September 2016 to the principles of Green Belt land but notes that the recent decision by the Housing Minister to allow more than 6000 homes to be built in Sutton Coldfield on Greenbelt Land calls into question protection offered by the National Planning Policy Framework as 'Housing Need' was deemed to be an 'exceptional circumstance' for development on Greenbelt

Retain 6

6. The significant pressures Bury faces on its transport network, highways, motorways and public transport and the need to address these pressures to meet current and future demand.

This council expresses its commitment to local communities being at the heart of planning for the future of their local areas.

This council meeting therefore resolves to ask the Leader to:

Replace 1, 2, 3 with:

- A.) To remain part of the GMSF process *pending*:
 - (i) An analysis being undertaken of the Housing White Paper due for release on 16 February 2017 and the potential impacts on housing requirements for Bury
 - (ii) The outcome of the Mayoral Election, with the newly elected Mayor having powers relating to strategic planning.
 - (iii) A full and detailed analysis of the first consultation on the GMSF.
- B.) To ask the Leader to immediately to instruct officers to begin work on a new Local Plan for Bury supervised by an All Party Working Group to ensure that Bury's Local Plan reflects national planning guidance and seeks to minimise the impact on Bury's Green Belt.
- C.) To ask to Leader to request a meeting with the relevant Minister to challenge the housing projections (objectively assessed need) in the context of the Prime Minister's recent statement around Brexit that the UK will leave the single market and curb immigration and recent data provided by the CPRE around population projections.

Prior to the vote on the amendment, in excess of eight Councillors requested that voting be recorded to show how each Member cast their vote, in accordance with Council Procedure Rule 17.5.

The result of the vote was as follows:-

For the amendment:

Councillors P Adams, N Bayley, J Black, S Briggs, R Cathcart, 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.

Against the amendment:

Councillors I Bevan, R Caserta, M D'Albert, J Daly, I Gartside, D Gunther, M Hankey, J Harris, R Hodgkinson, K Hussain, G Keeley, O Kersh, S Nuttall, T Pickstone, I Schofield, D Silbiger, R Walker, S Wright and Y Wright

Abstaining from the amendment:

The Worshipful the Mayor.

Prior to the vote on the substantive motion, in excess of eight Councillors requested that voting be recorded to show how each Member cast their vote, in accordance with Council Procedure Rule 17.5.

The result of the vote was as follows:-

For the substantive motion:

Councillors P Adams, N Bayley, J Black, S Briggs, R Cathcart, 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.

Against the substantive motion:

Councillors I Bevan, R Caserta, M D'Albert, J Daly, I Gartside, D Gunther, M Hankey, J Harris, R Hodgkinson, K Hussain, G Keeley, O Kersh, S Nuttall, T Pickstone, I Schofield, D Silbiger, R Walker, S Wright and Y Wright

Abstaining from the substantive motion:

The Worshipful the Mayor.

The Mayor declared the substantive motion carried

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C. 530 CONSTITUTIONAL CHANGES - CONTRACT PROCEDURE RULES

Resolved:

The Contract Procedure Rules (Amendment to the Constitution) were duly approved.

C. 531 JOINT AUTHORITIES - REPORT BY THE COUNCIL'S REPRESENTATIVE AND QUESTIONS

Resolved:

The Joint Authority report was duly noted.

C. 532 SCRUTINY REVIEW REPORTS AND SPECIFIC ITEMS "CALLED IN" BY SCRUTINY COMMITTEES

There were no scrutiny review reports or specific items called in by the Overview and Scrutiny Committee.

C. 533 QUESTIONS ON THE WORK OF OUTSIDE BODIES OR PARTNERSHIPS

There were no questions on the work of Outside Bodies..

C. 534 DELEGATED DECISIONS OF THE COUNCIL COMMITTEES

There were no questions on the Delegated Decisions of the Council Committees

C. 535 LEADER' STATEMENT AND CABINET QUESTION TIME

(a) Written question (Notice given)

The Leader of the Council, Councillor Shori, made a statement on the work undertaken by him since the date of the last Council meeting.

The Leader and the relevant Cabinet Members answered questions raised by Councillors on the following issues:

No.	Issue	Questioner	Answered by
1.	Library Proposals	Councillor Mallon	Councillor Walmsley
2.	Potholes	Councillor J Walker	Councillor Quinn
3.	A56 Cycle Journeys	Councillor Caserta	Councillor Quinn
4.	Flood Defences	Councillor Parnell	Councillor Shori
5.	Haworth Close Extra Care Scheme	Councillor Kelly	Councillor Holt
6.	Demolition of Former Police Station	Councillor R Walker	Councillor Shori
7.	Parklife Event	Councillor O'Brien	Councillor Quinn
8.	Hate Crime	Councillor Haroon	Councillor Tariq
9.	School Exclusions	Councillor S Wright	Councillor Briggs

Due to the lack of time to answer questions 10 to 29 inclusive, the Leader gave an undertaking that copies of those questions and responses will be circulated to all Councillors. The Leader also gave an undertaking to make these available on the Council Web Site.

The Mayor called upon the Leader to move the Closure Motion in accordance with Council Procedure Rule 9, and with 50 voting for, 0 against and 1 abstention it was:-

RESOLVED:

That the whole of the remaining business before Council be approved.

THE WORSHIPFUL THE MAYOR

NOTE: The meeting started at 7.00 pm and ended at 10.35 pm

THE WORSHIPFUL THE MAYOR

(Notes: Part 1 of the meeting started at Time Not Specified and ended at 3.00 pm
Part 2 of the meeting started at xxxxx pm and ended at Time Not Specified)