

## FOLKESTONE AND HYTHE DISTRICT COUNCIL

### **Minutes for the meeting of the Council held at the Council Chamber - Civic Centre Folkestone on Wednesday, 4 May 2022**

**Present:** Councillors Mrs Ann Berry, Danny Brook, Miss Susan Carey, John Collier, Laura Davison, Ray Field, Gary Fuller, Peter Gane, Clive Goddard, David Godfrey, Anthony Hills (Vice-Chair), Mrs Jennifer Hollingsbee, Nicola Keen, Michelle Keutenius, Jim Martin, Philip Martin (Chairman), Connor McConville, Jackie Meade, Ian Meyers, David Monk, Terence Mullard, Stuart Peall, Tim Prater, Patricia Rolfe, Rebecca Shoob, Georgina Treloar, Douglas Wade, Lesley Whybrow, David Wimble and John Wing

Apologies for Absence: None.

#### **1. Election of Chairman of the Council**

Proposed by Councillor Mrs Hollingsbee,  
Seconded by Councillor Hills; and

#### **RESOLVED:**

**That Councillor P Martin be elected as Chairman of the District Council of Folkestone and Hythe until the next annual meeting of the Council, and until the acceptance of office by his successor.**

(As there was no dissent the nomination was approved by affirmation of the meeting).

Councillor P Martin made and signed the declaration of acceptance of office, as required by Section 83 of the Local Government Act 1972.

The Chairman of the council then formally thanked the council for electing him to office, and thanked his proposer and seconder.

#### **2. Election of Vice-Chairman of the Council**

Proposed by Councillor P Martin,  
Seconded by Councillor Mrs Hollingsbee; and

#### **RESOLVED:**

**That Councillor Hills be elected as Vice-Chairman of the District Council of Folkestone and Hythe until the next annual meeting of the Council, and until the acceptance of office by his successor.**

(As there was no dissent the nomination was approved by affirmation of the meeting).

Councillor Hills made and signed the declaration of acceptance of office, as required by Section 83 of the Local Government Act 1972, and also thanked his proposer and seconder.

3. **Declarations of Interest**

There were no declarations of interest at the meeting.

4. **Minutes**

The minutes of the Annual meeting of the Council held on 5 May 2021 were submitted, approved as a correct record, and signed by the Chairman of the Council.

5. **Appointments to Committee's and Sub-Committee's of the Council (including the appointment of Chairmen and Vice-Chairmen)**

The report listed the committees of the Council. The description of the role and function of each committee contained in the report is a summary only and the full definition and description of each is set out in the constitution.

Proposed by Councillor Monk,  
Seconded by Councillor Mrs Hollingsbee; and

**RESOLVED:**

1. **That report A/22/06 be received and noted.**
2. **That the necessary appointments to the committees of the Council, as set out in the report, for 2022/2023.**
3. **That the following be appointed as Chairmen and Vice-Chairmen of the committees for 2022/2023:**

Audit and Governance	Chair	Councillor Mrs Berry (Cons)
	Vice	Councillor P Martin (Cons)
Planning and Licensing	Chair	Councillor Goddard (Cons)
	Vice	Councillor P Martin (Cons)
Personnel	Chair	Councillor Monk (Cons)
	Vice	Councillor Brook (Cons)

(Voting figures: 18 for, 5 against, 7 abstentions).

6. **Scheme of Delegation of non-executive functions**

The Council's constitution requires that the scheme of delegations be agreed by the Council at its annual meeting. The report set out the scheme.

Proposed by Councillor Monk,  
Seconded by Councillor Mrs Hollingsbee; and

**RESOLVED:**

1. **That report A/22/02 be received and noted.**

2. **That the scheme of delegation set out in the appendix to the report be agreed in so far as it relates to the non-executive functions of the Council.**

(Voting figures: 17 for, 3 against, 10 abstentions).

7. **Schedule of meeting dates 2022/23**

The Council is required to approve the annual schedule of meetings for the municipal year 2022/2023. The proposed annual schedule of meetings for 2022/23 was appended to the report, including dates for the whole of May for the following municipal year, as per the Council Procedure rules set out in part 4.2, paragraph 1.1.2(i) of the constitution.

Proposed by Councillor Monk,  
Seconded by Councillor Mrs Hollingsbee; and

**RESOLVED:**

1. **That report A/22/01 be received and noted.**
2. **That the schedule of meetings for 2022/23 appended to the report as appendix 1 be approved and adopted.**

(Voting figures: 17 for, 13 against, 0 abstentions).

8. **Annual report on policies and strategies adopted by Cabinet and update on urgent decisions 21/22**

The report is the annual report of policies and strategies that have been adopted, by Cabinet, during the 2021/22 municipal year.

Proposed by Councillor Monk,  
Seconded by Councillor Whybrow; and

**RESOLVED:**

1. That report A/22/08 be received and noted.
2. That both the Budget Strategy and the Treasury Management Strategy be removed from the Policy Framework for the reasons set out in paragraph 3.1 of the report.
3. That all policies and strategies considered by the Cabinet in the municipal year 22/23, as set out in paragraph 2.1 of the report, be added to the Policy Framework.

(Voting figures: 30 for, 0 against, 0 abstentions).

9. **Annual report of the Audit and Governance Committee 21/22**

The report summarised the achievements of the Audit and Governance Committee against the terms of reference for the period 1 April 2021 to 31

March 2022 and details the impact that it has made on the overall system of internal control in operation.

Proposed by Councillor P Martin,  
Seconded by Councillor Peall; and

**RESOLVED:**

That report A/22/04 be received and noted.

(The recommendations were approved by affirmation of the meeting).

10. **Annual report of the Overview and Scrutiny Committee 21/22**

The report set out the work that the Overview and Scrutiny Committee and the Finance and Performance Sub-Committee have completed during 2021/2022.

Proposed by Councillor Keutenius,  
Seconded by Councillor McConville; and

**RESOLVED:**

1. **That report A/22/09 be received and noted.**

(The recommendations were approved by affirmation of the meeting).

11. **Annual Scrutiny work programme 2022/23**

The report presented recommendations for the work programme for the Overview and Scrutiny Committee for 2022/23.

Proposed by Councillor Keutenius,  
Seconded by Councillor Shoob; and

**RESOLVED:**

1. **That report A/22/10 be received and noted.**

2. **That the annual scrutiny programme for 2022-23 attached to the report be approved.**

(The recommendations were approved by affirmation of the meeting).

12. **Governance arrangements**

Following the report presented at the extraordinary meeting of Full Council on 10 February 2022, which summarised the work of the Governance Working Group and set out the various governance models available, Members are now asked to consider if they wish to make any changes to its governance arrangements to take effect from May 2023.

Proposed by Councillor Prater,  
Seconded by Councillor Whybrow,

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That the council adopts a committee system with a streamlined approach and a separate Scrutiny Committee with effect from May 2023.

In accordance with the council procedure rule 17.5, five members present demanded a recorded vote.

FOR: Councillors Davison, Fuller, Gane, Keen, Keutenius, J Martin, McConville, Meade, Prater, Shoob, Treloar, Wade, Whybrow, Wing (14).

AGAINST: Councillors Mrs Berry, Brook, Miss Carey, Collier, Field, Goddard, Godfrey, Hills, Mrs Hollingsbee, P Martin, Meyers, Monk, Mullard, Peall, Rolfe, Wimble (16).

ABSTENTIONS: None (0).

(Voting figures: 14 for, 16 against, 0 abstentions).

The motion was therefore **LOST**.

Proposed by Councillor Monk,  
Seconded by Councillor Mrs Hollingsbee; and

**RESOLVED:**

- 1. That report A/22/07 be received and noted with no change made to the system of governance.**

(Voting figures: 16 for, 13 against, 1 abstentions).

**13. Gambling Act 2005 - Update to the Statement of Principles**

The Gambling Act 2005 requires the council, in its role as the local licensing authority, to prepare a Statement of Principles related to the exercise of its local licensing of gambling. The Statement of Principles must be reviewed every three years and the current statement runs until April 2022. The Statement of Principles has been reviewed and updated to cover the next three year period from 2022 to 2025. The report sought approval from Full Council to adopt and publish the updated statement.

A Member asked for clarity on the number of betting shops in the district, set out in paragraph 1.2 of the report. The Chief Executive advised that a response would be provided in writing to all members after the meeting.

Proposed by Councillor Monk,  
Seconded by Councillor Mrs Hollingsbee; and

**RESOLVED:**

- 1. That report A/22/05 be received and noted.**
- 2. That the updated Gambling Statement of Principles for the period 2022-2025 be approved.**

(The recommendations were approved by affirmation of the meeting).

14. **Pay Policy Statement 2022/23**

The report considered the recommendation from the Personnel Committee and presented a refreshed pay policy statement for 2022/23 for approval.

A Member sought confirmation in respect of the fourth recommendation, that the definition of Chief Officer set out in part 2/27, paragraph 11.1.2(a) of the constitution would also be updated to reflect the current structure of the organisation. The Chief Executive confirmed that this paragraph would be updated accordingly.

Proposed by Councillor Monk,  
Seconded by Councillor Mrs Hollingsbee; and

**RESOLVED:**

1. That report A/22/11 be received and noted.
2. That the recommendations of the Personnel Committee be agreed.
3. That the updated Pay Policy Statement appended to the report be approved under S38(1) Localism Act 2011 for 2021/22.
4. That Part 5/5 of the Constitution (Personnel Committee Terms of Reference) is updated at section 3.1(c) to state 'to make recommendations to Council on the appointment of Chief Officers as defined in Part 2/27 para 11.1.2(a)'.

(The recommendations were approved by affirmation of the meeting).