



## **Community & Civic Resources Committee**

You are summonsed to attend a meeting of the Community & Civic Resources Committee at the following, place and date.

Date: Tuesday, 3 February 2009

Time: Immediately after the Planning Committee Meeting

Venue: Council Chamber, Town Hall, St John's Street, Devizes

Enquiries: Town Hall - Tel: 01380 722160

Chairman: Councillor Evans  
The Town Mayor (Councillor Mrs Burton)

Councillors:	Beinhorn	East	Gagen
	Hopkins	Leighton	Nash
	Mrs Taylor	Mrs Winchcombe	

### **AGENDA**

#### **1. MINUTES**

To approve as a correct record and authorise the Chairman to sign the minutes of the Special Community and Civic Resources Committee Meeting held 6 January 2009, which have been circulated alongside the agenda.

#### **2. APOLOGIES FOR ABSENCE**

#### **3. DISCLOSURE(S) OF INTEREST**

To receive any disclosure(s) of interest by a Councillor or an officer in matters to be considered at this meeting, in accordance with provisions of Sections 94 or 117 of the Local Government Act 1972 or the National Code of Local Government Conduct.

**4. PUBLIC PARTICIPATION**

At the Chairman's discretion, members of the public attending the meeting will be allowed to ask questions, make a statement or address the Council upon a matter of concern to that person which is relevant to the Council. A time limit of 5 minutes per person will be permitted, but this may be extended at the Chairman's discretion and a maximum period of 20 minutes has been allocated by the Council for this item of business

**5. REPORT FROM INSPECTOR ANDY NOBLE**

Inspector Noble will give a report. Plus a chance for members to ask him any questions.

**6. REPORT FOR INFORMATION – SCHEDULE OF ACCOUNTS PAID**

A Schedule of Accounts Paid is attached for information (doc 6/1 – doc 6/2).

**7. REPORT FOR INFORMATION – REPORT OF MEETING HELD 21 JANUARY 2009 OF MARKET TOWNS OF WILTSHIRE**

A forum of the Wiltshire Market Towns has been established by Wiltshire County Council to allow a flow of information between the two.

The towns identified for inclusion are those, which are not singularly defined within the Regional Spatial Strategy (i.e. Trowbridge, Chippenham and Salisbury).

The Town Mayor, Councillor Mrs Burton and the Town Clerk, Sarah Todhunter represented Devizes Town Council.

The meeting received feedback from senior officers appointed to the new authority on a number of matters including planning, parking issues, Area Boards, delegation of services and 'contacting the council'. The Town Clerk's report is circulated alongside the agenda.

**8. REPORT FOR DECISION – 2009/2010 CIVIC CALENDAR**

**Recommendation**

That this committee debate and agree any changes to the draft civic calendar (doc 8/1).

**Purpose of the Report**

To agree the Civic Calendar for the civic year 2009 to 2010 up to and including 13 May 2010.

**Background**

The draft civic calendar is issued alongside this agenda and members are asked to consider any amendments to be considered at the meeting.

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Please also note that the meetings fall out of the normal six-week cycle on two occasions to avoid half term holidays.

These are in October when the meeting that would have been held on 27 October has been moved to coincide with the Council meeting scheduled for Thursday 29 October and in February 2010 the meeting that would have normally taken place on 16 February has been moved to 23 February 2010.

You will note that year's carol concert has been booked for Wednesday 9 December.

Christmas Office Closure

It is recommended that the statutory closure dates be 24 and 31 December 2009. This will result in minimal disruption with the in between the Christmas and New Year bank holidays.

**Implications & Risks**

**Financial and Resource Implications**

Officers are not aware of any financial or resource implications arising from this report.

**Legal Implications and Legislative Powers**

Officers are not aware of any legal implications arising from this report.

**Environmental Implications**

Officers are not aware of any environmental issues arising from this report.

**Risk Assessment**

If key meetings are not held at appropriate times the council may fail to respond to consultative issues within the prescribed times.

It is imperative that Full Council takes place prior to the calendar year end (2009) to ensure that the precept is reported to the proper authority at the proper time.

**Crime and Disorder**

Officers are not aware of any issues the Council should consider under Section 17 of the Crime and Disorder act 1998.

**9. REPORT FOR DECISION – KENNET AND AVON CANAL DESTINATION PANEL**

**Recommendation**

That the committee considers if they wish to support British Waterways in celebrating 200 years of the Kennet and Avon Canal by putting itself forward as a location for a destination panel.

**Purpose of the Report**

To determine if this council wishes to support the British Waterways 200 year celebration of the canal.

**Background**

A letter has been received from British Waterways inviting Devizes Town Council to take part in a project to celebrate the bicentenary of the Kennet and Avon canal, which takes place in 2010.

British Waterways is planning to create 20 destination panels depicting local history pointers to places of interest and a circular walk to recant the panel's locations. Twenty parishes have been nominated, including Devizes and each of these parish councils are being asked to contribute £500 towards the cost of £3500.

Attached to this agenda (doc 9/1) is a document produced by British Waterway explaining in more detail the way in which they wish to celebrate the bicentenary of the canal.

**Options Considered**

The committee needs to decide if they wish to support the project.

**Implications & Risks**

**Financial and Resource Implications**

No budget provision has been made for this expenditure.

**Legal Implications and Legislative Powers**

The Council would support this project initially through section 137 of the Local Government Act 1972.

**Environmental Implications**

Officers are not aware on any specific environmental implication associated with this decision.

**Risk Assessment**

Officers are not aware of any risk associated with this decision.

**Crime and Disorder**

Officers are not aware of any issues the Council should consider under Section 17 of the Crime and Disorder act 1998.

**10. REPORT FOR DECISION – TWINNING DELEGATES 2009**

**Recommendation**

That the Town Council confirms that the Mayor, Mayoress and one officer attends as the twinning delegates for the 2009 Twinning Exchange in Waiblingen.

**Purpose of the Report**

To agree the 2009 Town Council Twinning delegates.

### **Background**

It is tradition that the Mayor attended the Twinning Weekend as the Town Council's delegate representative, supported by an officer. This year's Twinning weekend is between Friday 19 June and Monday 22 June.

The Town Council pays for the Mayor, Mayoress and one officer.

### **Options Considered**

The committee needs to decide whom the Town Council representative are going to be.

### **Implications & Risks**

#### **Financial and Resource Implications**

Budget Provision has been made for this expenditure.

#### **Legal Implications and Legislative Powers**

Twinning is undertaken section 137 of the 1972 Local Government Act.

#### **Environmental Implications**

Officers are not aware of any environmental implication specific to the Town Council associated with this decision.

#### **Risk Assessment**

Officers are not aware of any risk associated with this decision.

#### **Crime and Disorder**

Officers are not aware of any issues the Council should consider under Section 17 of the Crime and Disorder act 1998.

## **11. REPORT FOR DECISION – WILTSHIRE COUNCIL DRAFT LICENSING POLICY IN RESPECT OF THE 2003 LICENSING ACT**

### **Recommendation**

That the committee decides if it wishes to make any comment on the Draft Statement of Licensing Policy which the Council is consulting on prior to its implementation in April.

### **Purpose of the Report**

To seek the committee's views on the Draft Licensing Policy for the new Wiltshire Council.

### **Background**

The new Wiltshire Council is required to adopt a new licensing policy in April and therefore is seeking comment from interested parties.

The Licensing Act of 2003 places as duty on all licences holder to uphold the four licensing objectives, which are:

- The Prevention of Crime and Disorder
- The Promotion of Public Safety

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- The Prevention of Nuisance and;
- The prevention of Children for harm

The Wiltshire Council has the following expectation for each of the objectives.

- *Applicants should carefully consider how they intend to promote the licensing objective in their operating schedule*
- *Where applicants consider that the licensing objective could be compromised by their intended activities, they are encouraged to contact the Police Health and Safety Unit, Environmental Protection most relevant Responsible Authority for guidance. Other organisations such as Wiltshire Council's Community Safety Partnership may also be able to offer advice. Contact details for these Authorities/Groups are available from the Licensing Authority.*

When considering relevant matters at a hearing the Licensing Authority will seek to achieve by way of conditions or restrictions, that the licensing objective is not compromised, while the premises are operating and more specifically:

- *There should be no increase in the levels of crime and disorder when the premises are operating.*
- There should be no increase in the levels of crime and disorder when the premises are operating.

*Neither the Licensing Authority nor the Responsible Authorities can require any matters to be placed in the operating schedule of any application. However, responsible authorities and interested parties can make a representation if they feel that the proposal compromises one or more of the licensing objectives. Each application that results in a hearing will be determined on its merits.*

### **Options Considered**

The committee needs to decide if they wish to make comment on the draft licensing policy.

### **Implications & Risks**

#### **Financial and Resource Implications**

Officers are not aware of any Financial or Resource implications the Council should consider under Section 17 of the Crime and Disorder act 1998.

#### **Legal Implications and Legislative Powers**

The town Council has no power for licensing, however on this occasion it is acting in its democratic role looking after the interest of the local community.

**Environmental Implications**

Officers are not aware of any environmental implications associated with this decision.

**Risk Assessment**

Officers are not aware of any risk implications associated with this decision.

**Crime and Disorder**

Officers are not aware of any issues the Council should consider under Section 17 of the Crime and Disorder act 1998.

**12. REPORT FOR DECISION – DRAFT HANDBOOK FOR AREA BOARDS**

**Recommendation**

To consider and comment on the draft handbook for Area Boards being developed by the Wiltshire Council.

**Purpose of the Report**

For the Committee to consider the handbook outlining how the new Area Boards will operate and to comment.

**Background**

Area Boards are part of the new local governance arrangements proposed under the new unitary Wiltshire Council.

A draft handbook comprising guidance and rules is being developed to provide a framework for the operation of the new Area Boards, which has been circulated alongside the agenda.

The letter from the Wiltshire County Council (doc 12/1 refers) requests comments on the document, and in particular with reference to paragraphs 82 to 84 and 152.

**Options Considered**

The committee are asked to consider the document and make any responses that are required

**Implications & Risks**

**Financial and Resource Implications**

Officers are not aware of any financial or resource implications except to the extent that the future Area Boards may have influence over financial and resource decisions affecting the town in the future.

**Legal Implications and Legislative Powers**

Officers are not aware of any legal implications associated with this decision except to the extent that the future Area Boards may have influence the legal and democratic arrangements for local governance.

**Environmental Implications**

Officers are not aware of any environmental implications.

**Risk Assessment**

The risks associated with this decision surround the operation of the Area Boards will have in terms of local governance and this is the opportunity to seek to influence how the Area Boards will operate.

**Crime and Disorder**

Officers are not aware of any issues the Council should consider under Section 17 of the Crime and Disorder act 1998.

**13. QUESTION TIME**

Members will be allowed a short period in which to put questions on matters within the remit of this Committee which are not contained in the reports of matters formally considered by the Committee at this meeting. The question may be answered at the meeting or may be referred back to the Committee at a later date. The question may not be the subject of any further details.

TOWN CLERK