

Contact Officer: Andrea Woodside

## **EXTRAORDINARY COUNCIL**

### **KIRKLEES COUNCIL**

**At the Meeting of the Council of the Borough of Kirklees held at  
Council Chamber - Town Hall, Huddersfield on Wednesday 12 October 2016**

#### **PRESENT**

**The Mayor (Councillor Jim Dodds) in the Chair**

#### **COUNCILLORS**

Councillor Masood Ahmed	Councillor Mahmood Akhtar
Councillor Karen Allison	Councillor Bill Armer
Councillor Donna Bellamy	Councillor Martyn Bolt
Councillor Cahal Burke	Councillor Jean Calvert
Councillor Andrew Cooper	Councillor Nosheen Dad
Councillor Eric Firth	Councillor Charles Greaves
Councillor David Hall	Councillor Steve Hall
Councillor Lisa Holmes	Councillor Erin Hill
Councillor Judith Hughes	Councillor Mumtaz Hussain
Councillor Christine Iredale	Councillor Paul Kane
Councillor Viv Kendrick	Councillor Musarrat Khan
Councillor John Lawson	Councillor Vivien Lees-Hamilton
Councillor Robert Light	Councillor Gwen Lowe
Councillor Andrew Marchington	Councillor Naheed Mather
Councillor Peter McBride	Councillor Darren O'Donovan
Councillor Marielle O'Neill	Councillor Andrew Palfreeman
Councillor Shabir Pandor	Councillor Nigel Patrick
Councillor Carole Pattison	Councillor Amanda Pinnock
Councillor Andrew Pinnock	Councillor Kath Pinnock
Councillor Hilary Richards	Councillor Cathy Scott
Councillor David Sheard	Councillor Ken Sims
Councillor Elizabeth Smaje	Councillor Mohan Sokhal
Councillor Julie Stewart-Turner	Councillor Amanda Stublely
Councillor John Taylor	Councillor Kath Taylor
Councillor Graham Turner	Councillor Sheikh Ullah
Councillor Michael Watson	Councillor Gemma Wilson
Councillor Linda Wilkinson	Councillor Fazila Fadia
Councillor Manisha Roma Kaushik	Councillor Bernard McGuin
Councillor Richard Smith	Councillor Mussarat Pervaiz
Councillor Rob Walker	Councillor James Homewood
Councillor Gulfam Asif	Councillor Richard Eastwood

#### **55      Announcement by the Mayor and Chief Executive**

No announcements were made.

#### **56      Apologies for absence**

Apologies for absence were received on behalf of Councillors D Firth, Grainger-Mead, Lyons, N Turner and Sarwar.

**57 Declaration of Interests**

The following declarations were made in respect of Agenda Item 4;

Councillor E Firth declared an 'other' interest on the grounds that he is a Director of Kirklees Community Association, and is Chair of Dewsbury Endowed Schools Foundation Trust Working Party.

Councillor Bellamy declared an 'other' interest on the grounds that she is a Trustee of Holme Valley Land Charity.

Councillor Greaves declared an 'other' interest on the grounds that he is a Member of Holme Valley Parish Council and Trustee of Holme Valley Land Charity.

Councillor Scott declared an 'other' interest on the grounds that she lives near to a site identified within the plan.

Councillor Smaje declared a Disclosable Pecuniary Interest on the grounds that she is a Board member of Kirklees Neighbourhood Housing.

Councillors Dodds declared an 'other' interest on the grounds that he is a Trustee of Kirklees Active Leisure.

Councillors Sokhal declared an 'other' interest on the grounds that he is a Trustee of Kirklees Active Leisure.

**58 Kirklees Local Plan**

It was moved by the Mayor, seconded by Councillor Iredale and;

**RESOLVED –**

(1) That in accordance with Council Procedure Rule 47, Council Procedure Rules relating to deputations and rules of debate be suspended in order to allow public representations to be made to Council, and for such contributions to be limited to a maximum of five minutes.

(2) That all Council Procedure Rules be reinstated at the conclusion of public representations and any subsequent responses by Councillors with the exception of Council Procedure Rule 16(2), to allow the continuation of the meeting beyond 9pm if necessary to ensure all business included on the agenda is considered and determined.

Council received an overview of the Local Plan process from Richard Hollinson, Policy Group Leader, prior to the receipt of public representations and public debate.

Verbal representations were then made to Council by the following members of the public; Keith Waddington, Sandra Shillito, Gary Ward, Richard Kaye, Nicholas Howe, Martin Linthwaite, Christopher Marsden, Gary Wood, Christopher Shaw, John Goodyear, Sarah Bell, Julie MacDonald, Neil Gemmell, Cheryl Tyler, Marcus Jessop, Robert Gawthorpe, Lauren Howe, Shane Barlow, Lesley Heslop, Jim Broughton and Nicola Sutcliffe.

Following the receipt of the representations, the Mayor advised that the meeting would adjourn for a short period.

**ADJOURNMENT**

Upon reconvening, the Mayor invited Councillor McBride to move the Motion. It was moved by Councillor McBride and seconded by Councillor Sheard that the submitted Draft Local Plan, be approved for publications, and that the recommendations as set out within the considered report, be approved.

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Whereupon it was moved by Councillor Cooper, and seconded by Councillor Allison, by way of AMENDMENT,

‘That Policy PLP 42 (Proposal for production of hydrocarbons) in the Draft Local Plan papers which is proposed for publication for consultation by the Council be amended to add a new criterion that where a proposal demonstrated that it will have a net zero impact on climate change.’

The AMENDMENT, on being out to the vote was CARRIED.

Whereupon, it was moved by Councillor J Taylor, and seconded by Councillor Patrick, by way of further AMENDMENT, that

‘The following policies in the Draft Local Plan which is proposed for publication for consultation by the Council be amended as follows; (a) That Policy 4 (Infrastructure Planning) be amended by inferring and additional sentence that where new infrastructure is required, the Council will expect phasing plans to be submitted as part of planning applications and where appropriate, will link the construction and occupation of that development to infrastructure provision (b) that the first criterion of Policy DLP22 (Parking) is amended to widen the text to include ‘town, district and local centres’ and to amend the supporting text to reflect the same and (c) That the Council develops a Supplementary Policy Document to cover the issue of a setback distance from dwellings in respect of wind turbines for safety purposes.’

The AMENDMENT, on being put to the vote was CARRIED.

The amended SUBSTANTIVE MOTION, on being put to the vote was CARRIED, and it was

### **RESOLVED -**

(1) That approval be given to the publication of the Local Plan, subject to the amendments as set out above, and that formal representations relating to the legal and soundness tests be invited; and thereafter the Local Plan be submitted to the Secretary of State for independent examination in public, in accordance with the Local Development Scheme.

(2) That authority be delegated to the Director of Place to submit the Local Plan to the Secretary of State once the period for representations has expired.

(3) That (1) and (2) above be subject to (i) the completion of a Habitat Regulation Assessment and Sustainability Appraisal, and (ii) authorisation of the Director of Place, in consultation with the Leader and Deputy Leader, to make minor amendments as necessary, prior to the formal publication for representation and/or prior to submission of the Local Plan to the Secretary of State.

59

### **Consultation on the Community Infrastructure Levy - Draft Charging Schedule**

It was moved by Councillor McBride, seconded by Councillor Sheard, and

### **RESOLVED –**

(1) That approval be given to the Draft Charging Schedule being published for consultation, and that formal representations be invited, and thereafter that the Draft Charging Schedule be submitted for independent examination in public in accordance with the approved Local Development Scheme.

(2) That authority be delegated to the Director of Place to submit the Draft Charging Schedule for independent examination in public, once the period for representations has been completed.

(3) That (1) and (2) above be subject to authorisation of the Director of Place, in consultation with the Leader and Deputy Leader, to make minor amendments as may be necessary, prior to consultation for representations and/or prior to the submission of the Draft Charging Schedule for independent examination in public.

**60 Council Budget Update Report 2017-2021, incorporating the Efficiency Plan (Reference from Cabinet)**

It was moved by Councillor G Turner, seconded by Councillor Pandor, and

**RESOLVED -**

- (1) That approval be given to the early high level re-fresh of baseline funding and cost projections as detailed at paragraph 2.2.1, table 2.
- (2) That approval be given to the early savings proposals within the Medium Term Financial Plan update 2017-2021, as set out in paragraphs 2.3.5, table 3.
- (3) That approval be given to the budget planning framework as set out at paragraph 2.6.1.
- (4) That approval be given to the Council's Efficiency Plan, as attached at Appendix D, and submission to the DCLG, on or prior to 14 October 2016.
- (5) That approval be given to the proposed budget consultation approach and timetable, as set out in paragraphs 4.9 to 4.12.
- (6) That it be noted that an update will be provided later in the year on any material changes to high level cost and income assumptions as set out in this Medium Term Financial Plan update, in particular informed by the Autumn Statement announcement expected late November 2016, and further by the 2016 Local Government Financial; Settlement, as detailed in paragraphs 4.1 to 4.3.
- (7) That approval be given to the Budget Planning Framework as set out in paragraph 2.6.2.