

Council Meeting

**Moot Hall, Town Hall, High Street,
Colchester, CO1 1PJ**

Wednesday, 20 October 2021 at 18:00

Information for Members of the Public

Access to information and meetings

You have the right to attend all meetings of the Council, its Committees and Cabinet. You also have the right to see the agenda (the list of items to be discussed at a meeting), which is usually published five working days before the meeting, and minutes once they are published.

Dates of the meetings are available here:

<https://colchester.cmis.uk.com/colchester/MeetingCalendar.aspx>.

Most meetings take place in public. This only changes when certain issues, for instance, commercially sensitive information or details concerning an individual are considered. At this point you will be told whether there are any issues to be discussed in private, if so, you will be asked to leave the meeting.

Have Your Say!

The Council welcomes contributions and representations from members of the public at most public meetings. If you would like to speak at a meeting and need to find out more, please refer to the Have Your Say! arrangements here:

<https://colchester.cmis.uk.com/colchester/HaveYourSay.aspx>.

Audio Recording, Mobile phones and other devices

The Council streams public meetings for live broadcast over the internet and the recordings are available to listen to afterwards on the Council's YouTube channel. Audio recording, photography and filming of meetings by members of the public is also welcomed. Phones, tablets, laptops, cameras and other devices can be used at all meetings of the Council so long as this doesn't cause a disturbance. It is not permitted to use voice or camera flash functions and devices must be set to silent. Councillors can use devices to receive messages, to access meeting papers and information via the internet. Looking at or posting on social media by Committee members is at the discretion of the Chairman / Mayor who may choose to require all devices to be switched off at any time.

Access

There is wheelchair access to the Town Hall from St Runwald Street. There is an induction loop in all the meeting rooms.

Facilities

Toilets with lift access, if required, are on each floor of the Town Hall. A water dispenser is available on the first floor.

Evacuation Procedures

Evacuate the building using the nearest available exit. Make your way to the assembly area in the car park in St Runwald Street behind the Town Hall. Do not re-enter the building until Town Hall staff advise that it is safe for you to do so.

Colchester Borough Council

telephone (01206) 282222 or textphone 18001 followed by the full number you wish to call

e-mail: democratic.services@colchester.gov.uk

www.colchester.gov.uk

COLCHESTER BOROUGH COUNCIL
Council
Wednesday, 20 October 2021 at 18:00

TO ALL MEMBERS OF THE COUNCIL

Published 18/10/2021

You are hereby summoned to attend the meeting of the Council to be held on Wednesday, 20 October 2021 at 18:00 for the transaction of the business stated below.



Chief Executive

AGENDA
THE LIST OF ITEMS TO BE DISCUSSED AT THE MEETING
(Part A - open to the public)

Please note that the business will be subject to short breaks at approximately 90 minute intervals.

Please note that Agenda items 1 to 6 are normally dealt with briefly.

Live Broadcast

Please follow this link to watch the meeting live on YouTube:

[\(107\) ColchesterCBC - YouTube](#)

1 Welcome and Announcements (Council)

The Mayor will welcome members of the public and Councillors and will ask the Chaplain to say a prayer. The Mayor will explain the procedures to be followed at the meeting including a reminder everyone to use microphones at all times when they are speaking, but otherwise keep microphones muted.

2 Have Your Say! (Hybrid meetings)

Members of the public may make representations to the meeting. This can be made either in person at the meeting or by joining the meeting remotely and addressing the Council via Zoom. Each representation may be no longer than three minutes. Members of the public wishing to address the Council remotely may register their wish to address the meeting by e-mailing democratic.services@colchester.gov.uk by 12.00 noon on the working day before the meeting date. In addition a written copy of the representation will need to be supplied for use in the event of

unforeseen technical difficulties preventing participation at the meeting itself.

There is no requirement to pre register for those attending the meeting in person.

3 Declarations of Interest

Councillors will be asked to say if there are any items on the agenda about which they have a disclosable pecuniary interest which would prevent them from participating in any discussion of the item or participating in any vote upon the item, or any other pecuniary interest or non-pecuniary interest.

4 Minutes of the Previous Meeting (Council)

A... Motion that the minutes of the meeting held on 14 July 2021 be confirmed as a correct record.

Council minutes 140721

9 - 26

5 Mayor's Announcements

The Mayor to make announcements.

6 Items (if any) referred under the Call-in Procedure (Council)

The Council consider any items referred by the Scrutiny Panel under the Call-in Procedure because they are considered to be contrary to the policy framework of the Council or contrary to, or not wholly in accordance with, the budget.

7 Recommendations of the Cabinet, Panels and Committees

Council will consider the following recommendations:-

7(i) Colchester's Bid for City Status

27 - 28

B... Motion that the recommendation contained in the draft minute from the Cabinet meeting of 13 October 2021 be approved and adopted (to follow).

7(ii) Budget 2022/23 and Medium Term Financial Forecast

29 - 32

C... Motion that the recommendation contained in the draft minute from the Cabinet meeting of 13 October 2021 be approved and adopted (to follow).

7(iii) 2020/21 Year End Review of Risk Management

33 - 34

D... Motion that the recommendation contained in the draft minute from the Cabinet meeting of 13 October 2021 be approved and adopted (to follow).

7(iv) Review of the Council's Processing of Special Category and Criminal Convictions Personal Data Policy

35 - 36

E... Motion that the recommendation contained in draft minute 276 of the Governance and Audit Committee meeting of 7 September 2021 be approved and adopted.

7(v) **Taxi and Private Hire Licensing Policy - Statutory Standards** 37 - 40

F... Motion that the recommendation contained in minute 134 of the minutes of the Licensing Committee meeting of 21 July 2021 be approved and adopted.

7(vi) **Annual Scrutiny Report 2020-21** 41 - 42

G... Motion that the recommendation contained in minute 308 of the Scrutiny Panel meeting of 20 July 2021 be approved and adopted.

8 **Notices of Motion pursuant to the provisions of Council Procedure Rule 11**

Council will consider the following Motions:-

(Note: The maximum length of time for the consideration of all such motions shall be 80 minutes. In the event that a motion is still being debated when the 80 minutes have elapsed the Mayor shall invite the proposer of the motion to respond to the debate and then move straight to the vote.)

8(i) **Military Service in Afghanistan**

Motion H

Proposer: Councillors Dundas, Fox, Goacher, Goss and B. Oxford

This Council, all current Councillors and those who have served as Councillors over the last 20 years, wish to express their thanks to all Colchester based military personnel past and present who have served with distinction in Afghanistan over the last 20 years.

Colchester is very proud of its military connections and of our armed forces community who make Colchester their home. Through the Armed Forces Covenant we will continue to support our military and uphold the commitments we have made to them.

We thank you for your service and welcome you home.

As the motion relates to a non-executive matter, it will be debated and determined at the meeting.

8(ii) **Local and Neighbourhood Plans**

Motion I

Proposer: Councillor Barber

Council welcomes the announcement by the Secretary of State for Levelling-up, Housing and Communities that he favours allowing communities to take back control of their futures and create greener and more beautiful places to live.

Council also recognises that there can be a gulf between Ministerial aspirations and real world decisions, as evidenced by the recent appeal decision in West Bergholt, where despite the community planning positively for growth via their adopted and up to date

Neighbourhood Plan, an inspector saw fit to allow additional development on an unallocated site.

Council resolves to write to the Secretary of State emphasising the importance of protecting the right of communities to shape their localities and their right to object to individual planning applications. Council also asks that he direct the Planning Inspectorate to attach significantly greater weight to the ability of up to date Local and Neighbourhood Plan allocated sites meeting development requirements, when interpreting the presumption in favour of sustainable development.

As the motion relates to a non-executive matter it will be debated and determined at the meeting.

8(iii) Supporting Colchester Residents Hit by the Cost of Living Crisis

Motion J

Proposer: Councillor Fox

This Council notes:

- *Colchester residents are being hit by a cost of living crisis caused by a reduction in support and rising costs including energy prices.*
- *At the beginning of the pandemic, the government recognised that Universal Credit did not cover the essentials.*
- *The £20 uplift has been a lifeline for households across our Borough including those with children, carers and people with disabilities. 40% of claimants are in work.*
- *Colchester has 24.6% of children living in poverty according to figures published in March 2021 by DWP/HMRC.*
- *The award-winning work of our council staff who have supported residents throughout the Covid-19 pandemic including through grants, Local Council Tax Support Scheme and Discretionary Housing Payments.*

This Council believes that:

- *The UK government should retain the £20 increase to Universal Credit and Working Tax Credit.*
- *Any reduction in benefit will see a huge increase on services such as, food banks. Latest figures from Colchester Foodbank show they issued nearly 14,000 parcels to residents including more than 6,000 to children in the last year.*

This Council requests that:

- *Group Leaders write jointly to Colchester's three MPs to lobby government to retain the £20 increase*
- *Cabinet ensure that Colchester Borough Council's Welfare Benefits Team and Colchester Borough Homes' Financial Inclusion*

Team are funded to meet the demands of people in need

- *Cabinet continues to support organisations helping the most vulnerable including Colchester Foodbank, Citizens Advice, Community360, Munch Club and other holiday hunger projects*

As the motion relates to a non-executive matter, it will be debated and determined at the meeting.

9 Questions to Cabinet Members and Chairmen pursuant to Council Procedure Rule 10

Cabinet members and Chairmen will receive and answer pre-notified questions in accordance with Council Procedure Rule 10(1) followed by any oral questions (not submitted in advance) in accordance with Council Procedure Rule 10(3).

(Note: a period of up to 60 minutes is available for pre-notified questions and oral questions by Members of the Council to Cabinet Members and Chairmen (or in their absence Deputy Chairmen)).
At the time of the publication of the Summons no pre-notified questions had been submitted.

10 Schedule of Portfolio Holder Decisions 43 - 46

Council is invited to note the Schedule of Portfolio Holder decisions covering the period 4 July 2021 - 6 October 2021.

11 Urgent Items (Council)

Council will consider any business not specified in the Summons which by reason of special circumstances the Mayor determines should be considered at the meeting as a matter of urgency.

12 Reports Referred to in Recommendations

The reports specified below are submitted for information and referred to in the recommendations specified in item 7 of the agenda:

Colchester's Bid for City Status, Report to Cabinet, 131021 47 - 50

Budget and MTFF, report to Cabinet, 131021 51 - 68

Year End Risk Management, report to Cabinet, 131021 69 - 88

Processing of Special Category Personal Data Policy, report to Governance and Audit, 070921 89 - 90

Processing of Special Category Personal Data Policy, Appendix A 91 - 96

13 Exclusion of the Public (not Scrutiny or Executive)

In accordance with Section 100A(4) of the Local Government Act 1972 to exclude the public, including the press, from the meeting so that any items containing exempt information (for example confidential personal, financial or legal advice), in Part B of this agenda (printed on yellow paper) can be decided. (Exempt information is defined in Section 100I and Schedule 12A of the Local Government Act 1972).

Part B
(not open to the public including the press)