

2674 TOWN CLERK'S ANNOUNCEMENTS

Cllr. Lehmann arrived during the following item.

Members were informed of the following items

2674.1 NEWSLETTERS/BROCHURES AVAILABLE FROM THE OFFICE

HOME OFFICE – NEIGHBOURHOOD POLICING – YOUR POLICE; YOUR COMMUNITY; OUR COMMITMENTS

BUCKS COMMUNITY ACTION – IN FOCUS ISSUE NO 30

BCC – LOCAL TRANSPORT PLAN 2006 – 2011

CPRE – COUNTRYSIDE VOICE ISSUE AUTUMN 2005

BCC – AV TRANSPORT SERVICES ISSUE OCTOBER 2005

THE STANDARDS BOARD – TOWN AND PARISH STANDARDS 05

NALC – LOCAL COUNCIL REVIEW VOLUME 57 NO 4

2674.2 INVITATIONS AND NOTICES OF DIARY DATES (COPIES OF NOTICES ALREADY DISTRIBUTED)

3RD NOVEMBER – BOURTON MEADOW SCHOOL – 1PM LUNCH

8TH NOVEMBER – PARISH CLUSTER MEETING – CLLR. D. POLHILL

13TH NOVEMBER – REMEMBRANCE DAY PARADE – (AT TOWN COUNCIL OFFICES BY 10.15 AM PLEASE)

21ST NOVEMBER – BUCKINGHAMSHIRE LOCAL AREA AGREEMENT – WORKSHOP FOR ELECTED MEMBERS

2674.3 DIS

ISSUES NUMBERS – 616,617,618

2674.4 NEW LICENCES/TRANSFER OF LICENCES

ESSO – A421 DEADLINE DATE 10TH NOVEMBER – REQUEST 24HRS 7 DAYS A WEEK.

The Clerk read the application details to the Members, drawing Members' notice to the recently agreed application for the Tesco store, on A413, for the sale of alcohol and to section 176 of the 2003 Act which deals with the restriction on premises whose use is primarily as a garage. Following a discussion it was proposed by Cllr. Isham, seconded by Cllr. Stuchbury, and **RESOLVED** by a vote of 8 to 0 that this Council recommends restriction of the hours of sale to 8 am - 11 pm, the same as off licences within the town.

An amendment was proposed by Cllr. Collins, seconded by Cllr. Lehmann, that this Council recommends acceptance of the proposed hours of 6 am to midnight; this was defeated by a vote of 8 to 2.

Proposed by Cllr. Stuchbury, seconded by Cllr. Isham, and **RESOLVED** by 6 votes to 3 that this Council writes to the AVDC Licensing Officer objecting to Tesco licence application on the basis of the impact to the town traders.

GRAND JUNCTION N - REQUEST ENTERTAINMENT 12 NOON TO MIDNIGHT MON-WED; 12 NOON TO 1AM THURS; 12 NOON TO 2AM FRI-SAT; 12 NOON TO 10PM SUNDAY. ALCOHOL 10 AM DAILY TO MIDNIGHT MON-WED, 1AM ON THUR, 2AM ON FRI-SAT AND 11AM TO 10.30PM SUN.

Members discussed at great length the differing requirements of the business, the customers, and local residents, and how the extended hours would affect them. Members felt that unlike Aylesbury Buckingham should have uniform opening hours. Proposed by Cllr. Collins, seconded by Cllr. C. Strain-Clark, and **RESOLVED** by 9 votes to 1 that this Council should recommend the same opening hours as those of the Kings Head, 10am to 11pm, Mon – Thur; 10am to 12 midnight Fri-Sat and 12 noon to 10.30pm on Sunday.

2674.5 NOTIFICATION OF CONSULTATIONS

Members were asked to note the following consultations; AVDC Statement of Community Involvement has already been responded to by the Council at stage 1 along with other nominated consultees. The Clerk will produce a draft response for the DEFRA consultation.

AVDC – STATEMENT OF COMMUNITY INVOLVEMENT – PRE-SUBMISSION DRAFT STAGE 2 – 28/11/05

DEFRA – DRAFT GUIDANCE ON THE CLEAN NEIGHBOURHOOD ACT 2005 – 2/01/06

*Proposed by Cllr. Collins, seconded by Cllr. Isham, and **AGREED** to move item 10 “To receive a presentation from Cllr. T. Mills on the new licensing system at AVDC, in particular the decision making process” to be heard next*

*Proposed by Cllr. Collins, seconded by Cllr. Isham, and **AGREED** to suspend Standing Orders to enable Cllr. Mills to address the Council*

2675 PRESENTATION FROM CLLR. T. MILLS ON THE NEW LICENSING SYSTEM AT AVDC, IN PARTICULAR THE DECISION MAKING PROCESS

Cllr. Cadd arrived during the following item.

Cllr. Mills explained the current system for licensing under the designated authority of the District Council. An applicant can apply just to transfer his hours over to the new licence, which is then awarded without comment, or he can apply to alter the hours. Variation orders can be objected to by statutory bodies - Police, Fire Service, Health and Safety Executive, Planning Authority, Environmental Health, Child Protection Unit and Weights and Measures. Other non statutory objectors include local residents, residents’ associations, parish & town councils, business in the vicinity, business representative groups and civic societies. The system is set up to automatically grant the licence unless objectors can show due cause as to why the licence should not be awarded. If any objectors come forward a hearing in front of 3 District Councillors not from the locality of the application will be held. Should the objectors appeal against the hearing decision then they become liable for any legal or court costs arising from the case should they lose. Once granted the licence can only be overturned on a review at which the objectors must produce evidence of breach of conditions since 24th November 2005. Members commented on the statutory consultees and the lack of information available to the Town Council. Cllr. Mills explained that the Government was already considering changing the law; a copy of its documentation was passed to the Clerk to copy to all Members. Members commented to Cllr. Mills on recent applications and a short discussion was held on the history of the licensing committee. The Mayor thanked Cllr. Mills for his informative presentation.

Proposed by Cllr. Mordue, seconded by Cllr. Isham, that Standing Orders be reinstated.

*Proposed by Cllr. Loftus, seconded by Cllr. Isham, and **AGREED** to move item no. 11 “To discuss and agree a policy on hours and conditions relating to licensing variations and transfers” to be heard next.*

2676 A POLICY ON HOURS AND CONDITIONS RELATING TO LICENSING VARIATIONS AND TRANSFERS

Proposed by Cllr. Lehmann, seconded by Cllr. Isham, and **RESOLVED** by 6 votes to 5 that this Council does not formulate a policy and that each application is dealt with on its own merits.

2677 RECEIPT OF COMMITTEE MINUTES

2677.1 PLANNING - 26.09.05 & 17.10.05

It was proposed, seconded and **RESOLVED** - that the above minutes, and any recommendation contained within, be confirmed.

2677.2 FINANCE & ADMINISTRATION 10.10.05

It was proposed, seconded and **RESOLVED** - that the above minutes, and any recommendation contained within, be confirmed.

*(139 An amendment was proposed by Cllr. Newell, seconded by Cllr. Lehmann, and **RECOMMENDED** that the office should be open 10 am – 3 pm, with staggered lunch hours; this was agreed by 6 votes to 3.)*

AGREED

*(143 Proposed by Cllr. Collins, seconded by Cllr. Cadd, and **RECOMMENDED** to accept the proposed dates for the Council's meetings in 2006.)*

AGREED

2677.3 ENVIRONMENT & PROPERTY 03.10.05

It was proposed, seconded and **RESOLVED** - that the above minutes, and any recommendation contained within, be confirmed.

2677.4 EVENTS 24.10.05

It was proposed, seconded and **RESOLVED** - that the above minutes, and any recommendation contained within, be confirmed.

*(172 Proposed by Cllr. Isham, seconded by Cllr. Collins, and **RECOMMENDED** that provision be made at Precept for buying the 4 remaining signs necessary.)*

Members expressed concern at the by-passing of the precept system, it was **AGREED** to amend the wording by removing provision and insert consideration.

*(177/1 Proposed by Cllr. Isham, seconded by Cllr. Stevens, and **RECOMMENDED** that the Street Market pitch rate be increased by 5p to £1.20 per linear foot from April 2006)*

AGREED

*(178 Proposed by Cllr. Stuchbury, seconded by Cllr. Collins, and **RECOMMENDED** that income from the markets should be rolled over from year to year to the economic benefit of the markets and the community and other projects.)*

Was **DEFEATED** by 6 votes to 4

Members discussed at length the precept procedure, the budgetary arrangements of the Council and the terms of reference relating to moving of budgets within the Committee. An amendment proposed by Cllr. Loftus, seconded by Cllr. Isham, that the final sentence from the words “and the committee.....” should be removed was defeated by 6 votes to 3.

*(180 Proposed by Cllr. Isham, seconded by Cllr. Collins, and **RECOMMENDED** that a further £1000 from the Youth Budget be allocated to the Youth Cinema Project to subsidise seat prices.)*

Following a discussion as to the origin of the request for finances Members **AGREED** the recommendation.

*(181 Proposed by Cllr. Isham, seconded by Cllr. Collins, and **RECOMMENDED** that £700 from the Youth Budget be allocated to the Community Plan to pay for the preparation of a lighting design specification.)*

AGREED

*Proposed by Cllr. Collins, seconded by Cllr. Isham, and **AGREED** to move item no. 14*

“presentation from Mr. C. Eynon from the Aylesbury Vale Enterprise Hub” to be heard next.

*Proposed by Cllr. Collins, seconded by Cllr. Isham, and **AGREED** to suspend Standing Orders to allow Mr Eynon to address the Council.*

2678 PRESENTATION FROM MR. C. EYNON FROM THE AYLESBURY VALE ENTERPRISE HUB

Mr Eynon explained to Members the driving force behind the Enterprise Hub and the Business School, which have been funded by SEEDA, AVDC, BCC, and is being supported by the University of Buckingham.

The Hub is designed to help potential entrepreneurs and entrepreneurial ventures by providing intensive support within the hatcheries set up in Buckingham and Aylesbury. The Hub had a target of 3 Portfolio Members and to date have 8 on the go. The Hub's director is Martin Brassell.

Members were invited to the innovation launch on 15th November 2005 at 6pm at the University of Buckingham. In response to a question Mr Eynon said that they would be making contact with the schools and other groups within the community; the future entrepreneurs coming from a mixture of backgrounds.

The Business School has a new dean, Prof. Phil Dover, formerly of America where he worked in the leading business centres. The Business School are looking for company and community placements for the students to work towards their dissertations.

The Members were invited to lectures by Prof. Dover on 16th November and 1st December between 10.30 and 1.30 (any member interested in attending please contact the University).

The Mayor thanked Mr Eynon for attending the meeting

*Proposed by Cllr. Collins, seconded by Cllr. Cadd and **AGREED** to reinstate Standing Orders.*

2679 CORRESPONDENCE

The following correspondence had been circulated prior to the meeting.

BCC Getting Closer to Communities

BCC Getting Closer to Communities (Completing the survey with the documentation)

It was **AGREED** that each Councillor complete the survey and return the forms to the Town Clerk

AVDC News for the Parishes

TV Police – Crime Figures

BCC Copy of letter sent to Stowe residents

Community Plan Group – Email to complain about Moreton Road Toilets

Waste Partnership – survey re waste disposal

It was **AGREED** that each Councillor complete the survey and return the forms to the Town Clerk

6.8 Arnold Thomson – re B Page

The letter was read to Members who were reminded that the details of the Court Case were still confidential

6.9 Postcard from Ms. Frohock in Australia

6.10 BCC – notification of road works on Tingewick bypass

2680 REPORTS FROM BUCKINGHAM TOWN COUNCIL'S REPRESENTATIVES ON OUTSIDE BODIES

2680.1 Buckingham Community Plan Steering Group

Cllr. Barnett reported that there was no new information for the Council from the Community Plan Steering Group.

2680.2 Buckingham Partnership

Members noted the minutes of the Buckingham Partnership meetings held on 14/07/05 & 29/09/05.

2680.3 Buckingham Twinning Association

Members noted the minutes of the Buckingham Twinning Association meeting held on 05/10/05.

2680.4 Riverside Walk co-ordinating group

Members noted the minutes of the Buckingham Riverside Walk Coordinating Group meetings held on 15/09/05

2680.5 Aylesbury Vale Local Committee – Cllr Isham

Cllr Isham reported on the AV Local Committee meeting which he attends on behalf of the Council: he is currently seeking information from the County Council 1) what is the condition of the area's roads; 2) what is the condition of the area's signage; 3) what is the condition of the street lights. Cllr. Isham asked all Members to let him have details of pot holes etc., missing signs and street lights out when they are travelling in the area, either directly or via the office.

2680.6 Aylesbury Vale Associations of Local Councils

Cllr. Isham reported that he had been re-elected on to the Executive Committee and was one of the appointed representatives on the BALC Executive Committee.

Cllr. Lehmann left the meeting

2681 ACCOUNTS FOR PAYMENT

Proposed, seconded and **RESOLVED** that the invoices per attached list be approved.

2682 ACCOUNTS FOR RETROSPECTIVE PAYMENT

Proposed, seconded and **RESOLVED** that the payments made per the attached list be approved.

2683 REPORT ON THE HOSPITAL MEETING

Cllr. Isham reported on the meeting at Buckingham Hospital held on 19th October 2005; he felt it was unfortunate that so few Councillors turned up. It had been an interesting discussion, but no mention had been made at that meeting of the subsequent announcement of bed losses. It was felt that the web site for members of the public to make a response to the current Mental Health Consultations had not been widely publicised. The Clerk was requested to contact the local Newspaper and ask for it to be included as part of a follow up article on the hospital's future.

ACTION THE CLERK

2684 REPORT ON VISIT TO PROJECT STREET LIFE

Cllr. Isham reported on the visit to Project Street Life held on 20th October 2005; he noted that he was the only Councillor to attend and in view of the lack of knowledge by the office of the meeting asked that all organisations are encouraged to send invitations through the office. Buckingham Town Council had been thanked at the meeting for the support they have shown over the years.

2685 RESPONSE FROM ENVIRONMENT AGENCY

The response from the Environment Agency as requested under minute no 2657 had been circulated to all Members prior to the meeting. Members expressed extreme concern that the project would not be proceeding and the stand taken by the Environment Agency over the funding. Members agreed to continue to campaign to get the project reinstated and asked the Environment Secretary be contacted plus Mr Bercow MP.

ACTION THE CLERK

2686 COMMENTS FROM DISTRICT AND COUNTY COUNCILLORS

Cllr. Isham as the District Councillor for Buckingham North spoke on the proposed scheme for Luton Airport which would see a dramatic increase in air traffic and passenger numbers. Members expressed concern over the possible noise increase and the expected increased traffic, some of which would have a knock-on effect in the parish. It was agreed to get a copy of the consultation and for the Council to make comment if appropriate; Cllr. Isham to provide the Clerk with contact details re the consultation document.

ACTION THE CLERK/CLLR ISHAM

2687 TOWN MAYOR'S ITEMS

Environment Committee – Play Equipment

Members were informed that at the next E & P Meeting Members would discuss the purchasing of a piece of play equipment for Bourton Park. The Clerk had a video presentation on her computer and all Members were asked to view this before the E & P Meeting.

Buckingham Hospital – Bed Closure

Members discussed the recent press release and newspaper article on the temporary closure of beds at Buckingham Hospital; it was agreed to place this on the next Council meeting agenda by which time there may be further information on the situation at the hospital.

BACAB

The Mayor informed Members that Anthony Shillington, Chairman of BACAB (Buckingham Area Community Advice Bureau Foundation) had asked for the Mayor to act as Vice President.

The following item will be heard under section 1(2) of the Public Bodies (Admission of Meetings) Act 1960 which excludes Members of the Public due to the confidential and financial nature of the business to be discussed

2688 THE CONFIDENTIAL MINUTES OF TOWN COUNCIL MEETING

It was proposed, seconded and **RESOLVED**: that the Confidential minutes of the meeting held on 19th September 2005, be approved as a correct record and signed by the Chairman.

2689 CONFIDENTIAL COMMITTEE MINUTES

2689.1 FINANCE & ADMINISTRATION 04.07.05

It was proposed, seconded and **RESOLVED** - that the above minutes, and any recommendation contained within, be confirmed.

Members agreed to accept and approve the above minutes even though they had been missed off the agenda; the minutes had been circulated prior to the meeting and contained no recommendations.

CHAIRMAN..... DATE.....