

# Crawley Borough Council

## Agenda for the Full Council

To: The Mayor and Members of the Council

You are summoned to attend an EXTRAORDINARY MEETING of the **Full Council** which will be held in the Council Chamber, Town Hall, Crawley, on **Thursday 26 September 2013** at **7.30 p.m.**

Nightline Telephone No. (01293) 551636



**Head of Legal and Democratic Services**

Please contact Roger Browning (Legal and Democratic Services Division) if you have any queries regarding this agenda.

Telephone number: 01293 438549

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Published 18 September 2013.

**Emergency procedure for meetings will be circulated to Members and visitors attending this meeting. Please familiarise yourself with these procedures and the location of fire exits.**

## **Business - Part A**

### **1. Ian Gordon**

The Mayor will ask all present at the meeting to observe one Minute's silence in memory of former Councillor Ian Gordon, who has recently passed away.

### **2. Apologies for Absence**

To receive any apologies for absence.

### **3. Members' Disclosures of Interest**

In accordance with the Council's Code of Conduct, members of the Council are reminded that it is a requirement to declare interests where appropriate.

### **4. Communications**

To receive and consider any announcements or communications.

### **5. Election of Leader of the Council**

To consider the report of the Head of Legal and Democratic Services, LDS/071 (**Enclosure A**).

### **6. Appointments**

#### **(a) Chair of the Overview and Scrutiny Commission**

With regard to Councillor Boxall's recent appointment to the Cabinet, the Council is asked to make an appointment to the consequent vacancy in relation to the Chair of the Overview and Scrutiny Commission.

#### **(b) Proportional Allocation of Seats on Council Committees**

The resignation of Councillor Williamson from the Conservative Group in August has resulted in a review of seats held by the two Political Groups.

Following the Elections in May 2013, the Council had two Political Groups, with the percentage allocation being as follows:-

Conservatives	81 seats	57.04%
Labour	61 seats	42.96%

Following the resignation of Councillor Williamson, the Council continues to have two Political Groups for the purpose of the allocation of seats on Committees, with the percentage allocation now as follows:-

Conservatives	80 seats	55.56%
Labour	62 seats	44.44%

To accommodate this change, the Licensing Committee and the Licensing Sub-Committee seat allocations will change from 9:6 to 8:7, and the Council is requested to approve the nomination from the Labour Group of a Member to sit on the Licensing Committee and Licensing Sub-Committee.

## **7. Report of the Cabinet meeting of 11 September 2013 – Future Growth of Gatwick Airport**

To receive the extract of the report of the Cabinet's meeting held on 11 September 2013 relating to this Gatwick Airport matter (**Enclosure B**), and to determine upon the recommendation contained therein.

The Future Growth of Gatwick Airport had also been considered by the Overview and Scrutiny Commission at its meeting on 9 September 2013. To further assist the Council's consideration of this matter, a copy of the Commission's comment sheet to the Cabinet is also attached (**Enclosure C**).

### **Note re Copies of the Report of the Chief Executive:-**

*The majority of Members have received the Part A report of the Chief Executive on the Future Growth of Gatwick Airport, as part of the circulation of the joint booklet of reports for the 9 September meeting of the Overview and Scrutiny Commission and 11 September meeting of the Cabinet.*

*To assist consideration of this Gatwick Airport matter, it is suggested that Members bring their copy of the report to this extraordinary Full Council meeting.*

*All Members have received an electronic copy of the report as part of that booklet, and Hard copies can also be obtained on request from Democratic Services (Tel: 01293 438283. E Mail: [democratic.services@crawley.gov.uk](mailto:democratic.services@crawley.gov.uk))*

**This information is available in different formats and languages. If you or someone you know would like help with understanding this document please contact the Democratic Services Team on 01293 438549 or email: [democratic.services@crawley.gov.uk](mailto:democratic.services@crawley.gov.uk)**

# Crawley Borough Council

	Report No: LDS/071	<b>A</b>
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## Report to Extraordinary Meeting of Full Council

**26 September 2013**

### **Election of Leader of the Council**

#### **1. Key Points**

- 1.1 Following the resignation of the previous Leader of the Council in August 2013, this report requests that the Council elect a new Leader. Crawley Borough Council adopted the Leader and Cabinet Executive (England) Model in December 2010, and the Leader must be a Councillor elected by the Full Council.
- 1.2 Following the election of the Leader, the Leader will be invited to present to Council, and for the Council to receive and note the details of those he/she has appointed as Deputy Leader and Cabinet Members.

#### **2. Recommendations**

##### **2.1 That the Council:**

- (a) **Elect a Leader of the Council.**
- (b) **Receive and note the details of those appointed by the Leader to serve as Deputy Leader and Members of the Cabinet.**
- (c) **Note that any consequential amendments to the following documents would be published in the Members' Information Bulletin:**
  - **Cabinet Members' portfolio responsibilities;**
  - **Elected Leader's delegation of Cabinet functions to Cabinet Members and officers; and**
  - **Terms of Reference and membership of the Town Centre Committee (being the one committee of the Cabinet).**

ANN-MARIA BROWN  
**Head of Legal and Democratic Services**

### **3. Background**

- 3.1 The election of a Leader of the Council is a matter for the Full Council. The Council at its meeting on 15 December 2010 resolved that the Strong Leader and Cabinet model of governance be adopted by the Council and this was brought into effect on 8 May 2011.
- 3.2 The Constitution states that the Leader will hold office until:
- He/she resigns from the office; or
  - He/she is no longer a Councillor; or
  - He/she is otherwise disqualified from holding the office of a Councillor; or
  - Until the next Annual Meeting after the Leader's normal day of retirement as a Councillor except that the Council may remove the Leader from office at an earlier date by resolution of the Council.
- 3.3 At its meeting held on 25 May 2012 Councillor Lanzer was elected as Leader of the Council for a four year term of office. In August 2013 Councillor Lanzer resigned as Leader.
- 3.4 The Council is invited to elect a Leader of the Council who will hold office until the first Annual Meeting after the Leader's normal day of retirement as a Councillor.

### **4. Deputy Leader, Cabinet Members and Delegation of Cabinet Functions**

- 4.1 Under the Leader and Cabinet Executive (England) Model adopted by the Council, a Leader must be appointed by the Council. The Leader will appoint a Deputy Leader and a Cabinet with a statutory number between two and ten Members of the Council, including the Leader and Deputy.
- 4.2 In accordance with the Leader and Cabinet Procedure Rules, the Leader will be invited to present to Council the details of those appointed as Deputy Leader and Cabinet Members.
- 4.3 Members will be notified of any consequential changes the elected Leader wishes to make to the Cabinet Members' portfolio responsibilities, the written record of delegations made by him/her to Cabinet Members and officers, and the Terms of Reference and membership of the Town Centre Committee through an item in the Members' Information Bulletin.

### **5. Ward Members' Views**

- 5.1. Not applicable.

### **6. Staffing, Equalities, Financial and Legal Implications/Powers**

- 6.1 The legal implications are set out in the report.

6.2 There are no staffing or equalities implications arising from this report. It has not been necessary to complete an Equality Impact Assessment. There are no direct financial implications arising from this report. However, the posts of Cabinet Member carry a special responsibility allowance under the Members' Allowances Scheme.

## **7. Risk Implications**

7.1 There are no risk implications arising from this report.

## **8. Environmental Impacts**

8.1 There are no environmental impacts arising from this report.

## **9. Other Implications**

9.1 There are no other implications arising from this report.

## **10. Reasons for the Recommendation**

10.1 To accord with Article 7 and the Leader and Cabinet Procedure Rules of the Council's Constitution.

## **11. Background Papers**

- Crawley Borough Council's Constitution.
- Local Government Act 2000 as amended by the Localism Act 2011.

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# B

## **Future Growth of Gatwick Airport (Planning and Economic Development Portfolio)**

The Cabinet considered report [CEX/040](#) of the Chief Executive which:

- 1) Outlined the work of the independent Airports Commission established to examine the scale and timing of any requirement for additional capacity and to identify and evaluate how any need for additional capacity should be met.
- 2) Explained that Gatwick Airport Limited had made a submission to the Airports Commission which outlined three options for providing a second runway at Gatwick to the south of the existing runway based on the vision that the additional runway capacity that was required to maintain the UK's aviation hub status would be best provided by a constellation of airports around London with Gatwick, Stansted and Heathrow all having two runways, rather than a single "mega hub" airport.
- 3) Emphasised that there was limited detailed information available on many of the impacts at this stage but that more detailed assessments would be undertaken if Gatwick formed part of the shortlist of options put forward by the Airports Commission for more detailed consideration at the end of 2013.
- 4) Set out three broad options for the Cabinet and the Council to consider with the recommendation of officers that given the current limited level of detailed information available, particularly on the environmental impact of a second runway, that options for a second runway should be shortlisted by the Airports Commission to enable more detailed assessments to be carried out.
- 5) Noted that the deadline for responses to the Airport Commission for Stage 1 proposals was 27 September 2013 and outlined the next steps in the process.

The matter had been considered at the meeting of the Overview and Scrutiny Commission (OSC) held on 9 September 2013. Councillor Jones (in referring to the Commission's comment sheet to the Cabinet) outlined to the Cabinet:

- 1) The range of views expressed which mainly related to concerns about:
  - a) the current absence of sufficient evidence and detail (as clearly identified in the report) upon which to develop an informed view on the likely economic, environmental and other implications for the Borough with regards to either any of the proposed runway options or of not having a 2<sup>nd</sup> runway.
  - b) supporting the officers' recommendation of Option 3 in case, in the later stage of the Airport Commission investigations, this view would be seen by default as the Council supporting a 2<sup>nd</sup> runway.
- 2) The requests of the OSC for the Cabinet to note that:
  - a) the majority of the OSC Members felt that due to the lack of detail on the impact of a further runway on the Borough, Option 3 was too

strong in support and, instead, agreed that Option 1 should be the preferred option put forward to the Full Council;

- b) it endorsed recommendations 1(i), 2 and 3;
- c) due to the significant nature of the report, the Cabinet be asked to support their view that all Members of the Council should not be whipped and should be given a free vote on this report at the Extraordinary Meeting of the Full Council on 26 September 2013.

Members of the Cabinet acknowledged:

- 1) that the conclusions reached by the Airports Commission and any subsequent decisions by the Government would have a fundamental effect on the character and economy of Crawley and the surrounding area;
- 2) that the issues were complex and with the options both for Gatwick and other airports still to be refined and the implications adequately evidenced it was difficult to achieve an essential aim to balance strategic and economic considerations with environmental concerns;
- 3) that views expressed in the various consultations and surveys undertaken so far had reflected the division of opinion in the town;
- 4) the importance of not wanting to commit the Council to a particular stance before all of the issues and implications had been fully evaluated.

Members of the Cabinet:

- 1) welcomed the OSC's support for recommendations 2 and 3 and its request for a free vote;
- 2) considered that they should not put forward a preferred option to enable individual Councillors to fully represent their Wards and not to appear to undermine the principles of a free vote;
- 3) also emphasised the need to be fully engaged in the process so as to be able to more effectively represent the public particularly when the absence of detailed information and evidence suggested it was too early to make an informed decision on what the Council would be supporting or opposing.

The Cabinet agreed to delete recommendation 1(ii) which put forward Option 3 for support at the Extraordinary Meeting of the Full Council to facilitate a more open and free debate and vote.

The Cabinet also expressed its thanks to the officers, particularly Rachel Cordery, for producing such an excellent report which clearly and concisely set out the issues that needed to be considered by the Full Council and requested that this be minuted.

## **RESOLVED**

### **RECOMMENDATION**

- 1) That the Full Council be **RECOMMENDED** at the Extraordinary Meeting of the Full Council on 26 September 2013 to consider the following range of options:

Option 1: To determine that, in line with existing policy, the Council does not support a second runway at Gatwick Airport



based on what is currently known about the likely impact of a second runway on the area.

Option 2: Not to express a view on a second runway at Gatwick Airport at this current time until more information especially on environmental impacts is available as part of the next stage of the work of the Airports Commission. As the scale of the impact of a second runway is not fully understood at present, this will enable the environmental implications to be fully considered alongside the economic benefits in light of a wider set of available information.

Option 3: To agree that the options for a second runway at Gatwick should be put forward for further consideration by the Airports Commission in the next stage of its work in 2014/15. The Council reserves its view on a second runway pending the outcome of the detailed assessments to be carried out in this next stage. The Council seeks the opportunity to actively engage with Gatwick Airport to ensure that the further assessment of the runway options by Gatwick are robustly undertaken and provide the level of information that would enable the Council and other interested parties to make an informed decision on a second runway.

- 2) That the Borough Council, without prejudice to its position with regards to a second runway, seeks to work with Gatwick and other Local Authorities on the detailed assessment of runway options at Gatwick.
- 3) That the Borough Council should highlight in any response to the Airports Commission, the need for the Airports Commission and the government to provide clarity at the earliest appropriate opportunity with regards to the need for future safeguarding of land for additional runways if in the event that particular locations for additional runways are ruled out.
- 4) That due to the significant nature of the issues, the Cabinet support the view of the Overview and Scrutiny Commission that all Members of the Council should not be whipped and should be given a free vote on this report at the Extraordinary Meeting of the Full Council on 26 September 2013.

**Reason for Decision –**

The report indicates that there is a range of recommendations that Full Council could consider in determining its view on a second runway at Gatwick. It is the view of officers that the Council should support Gatwick being included in the Airports Commission's shortlist of options for additional runway capacity being put forward for more detailed assessment. This would enable any decision with regards to the Council's position on second runway to be made in the light of a more detailed assessment of the environmental impacts can then be considered alongside the economic benefits.



## **Cabinet**

### **Wednesday 11 September 2013**

### **Comments from the Overview and Scrutiny Commission at its meeting on Monday 9 September 2013**

#### **1. Agenda Item 8 – Future Growth of Gatwick Airport**

##### **Comments and Recommendation**

The Commission held a discussion on report CEx/040 with the Chief Executive, Forward Planning Manager, Principal Planning Officer and the Senior Environmental Health Officer regarding the Future Growth of Gatwick Airport.

During the discussion the following points were expressed:

- All Members felt that it was an excellent report as it clearly outlines the issues that needed to be considered by the Full Council.
- Concerns were expressed over the general lack of detail required for this stage of the process by the Airport Commission. Members felt that residents needed to understand as soon as possible what implications there would be for the Borough with regards to any of the proposed runway options and the related changes to infrastructure surrounding the airport, including housing demands.
- It was confirmed that within Gatwick Airport's dossier, they had submitted to the Airport Commission their preference for the location of a proposed second runway which was either option D, E and F, which were much closer to the Town Centre compared to a number of the other options.
- Questions were raised as to what evidence was available that proves that by not having a second runway it would significantly impact economically on the Borough as implied in Paragraph 5.4, especially as paragraph 7.8 of the report seems to counter that claim.
- Views were expressed as to why a second runway was required, when currently Gatwick Airport was not running at its maximum capacity, which was agreed by the Council in 2003.
- The majority of the Commission had reservations that if the Council put forward the officers' recommendation of Option 3 as its view, to the Airport Commission, that in the later stage of the Airport Commission investigations, this view would be seen by default as the Council supporting a second runway.

The majority of the Commission believed it was desirable to express a preference between the options set out in the report to the Cabinet.

This was on the basis that the Commission consists of a broad cross-section of "backbench" Councillors from across the Borough, and an indication of

their views based on the detailed discussions which had taken place there, would assist both the Cabinet and other members of the Full Council when deciding which option to support.

The Commission then examined the recommendations including the 3 options. The majority of the Members felt that due to the lack of detail over the impact of a further runway on the Borough, Option 3 was too strong in support. Instead it was felt that Option 1 should be the preferred option put forward to the Full Council.

The Commission agreed unanimously that all votes on the Future Growth of Gatwick Airport should be taken without any form of Group whipping.

The Cabinet is requested to:

1. Note that the Commission endorsed recommendations 2 and 3.
2. Note that the majority of the Commission did not support the recommendation 1 ii) and instead requested that the Cabinet replace the words 'Option 3' with 'Option 1' within the proposal for Full Council, so that it would read:
  1. *Recommend to the Special Meeting of the Full Council on 26 September 2013 that:*
    - ii) *The Full Council adopts **Option 1**, subject to the determination by the Special Meeting of the Full Council as to which option it supports to be put forward to the Airports Commission.*
3. The Commission asked that, due to significant nature of the report, the Cabinet supports their view the all Members of the Council should not be whipped and given a free vote on this report at the Full Council on 26 September 2013.

**Councillor Michael Jones**  
**Vice-Chair/Acting Chair**  
**Overview and Scrutiny Commission**  
**10 September 2013**