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Southend-on-Sea Borough Council

Legal & Democratic Services

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18 March 2021

Dear Councillor

THE COUNCIL - THURSDAY, 18TH MARCH, 2021

I refer to the Agenda for this evening's meeting of the Council and attach the following sets of Minutes that were unavailable when the agenda was printed:

Agenda No	Item
12.	Minutes of the meeting of Standards Committee held on Tuesday, 9 March 2021 (Pages 1 - 4)
13.	Minutes of the meeting of Licensing Sub Committee B held on Monday, 15 March 2021 (Pages 5 - 8)
14.	Minutes of the meeting of Place Scrutiny Committee held on Monday, 15 March 2021 (Pages 9 - 14)
15.	Minutes of the meeting of People Scrutiny Committee held on Tuesday, 16 March 2021 (Pages 15 - 18)
16.	Minutes of the meeting of Policy and Resources Scrutiny Committee held on Wednesday, 17 March 2021 (Pages 19 - 22)

Yours faithfully

Tim Row
Principal Democratic Services Officer

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SOUTHEND-ON-SEA BOROUGH COUNCIL

Meeting of Standards Committee

Date: Tuesday, 9th March, 2021
Place: Virtual Meeting - MS Teams

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Present: Councillor I Shead (Chair)
Councillors D Cowan, B Hooper, C Nevin and *M Terry
J Morgan (Independent Member)

*Substitute in accordance with Council Procedure Rule 31.

In Attendance: Councillor M Dent (in an observational capacity only in respect of Minute 896)
R Harris, S Brown, G Gilbert and J Williams (in part) and D Kitson.
R Kohli (Investigator - in respect of Minute 896)

Start/End Time: 6.00 - 8.44 pm

890 Apologies for Absence

Apologies for absence were received from Councillors Ayling (substitute: Cllr Terry), Burzotta, Dear, Flewitt, Garne (no substitutes) and J Tetley (independent member).

891 Declarations of Interest

The following Councillors declared interests as indicated:

(a) Cllr Shead – Minute 896 (Complaint Against a Councillor – Reference 20/16) – Non-pecuniary interest: Knows the complainant and the Councillor subject to the complaint, both are fellow Councillors;

(b) Cllr Cowan - Minute 896 (Complaint Against a Councillor – Reference 20/16) – Non-pecuniary interest: Knows the complainant and the Councillor subject to the complaint, both are fellow Councillors. Has also been involved with complaints against the Councillor subject to the complaint;

(c) Cllr Hooper - Minute 896 (Complaint Against a Councillor – Reference 20/16) – Non-pecuniary interest: Knows the complainant and the Councillor subject to the complaint, both are fellow Councillors;

(d) Cllr Nevin - Minute 896 (Complaint Against a Councillor – Reference 20/16) – Non-pecuniary interest: Knows the complainant and the Councillor subject to the complaint, both are fellow Councillors and has had other dealings with them;

(e) Cllr Terry - Minute 896 (Complaint Against a Councillor – Reference 20/16) – Non-pecuniary interest: Knows the complainant and the Councillor subject to the complaint, both are fellow Councillors and has had other dealings with them;

(f) Cllr Dent - Minute 896 (Complaint against a Councillor – Reference 20/16) – Non-pecuniary interest: He is the complainant in this matter and knows the Councillor subject to the complaint as a fellow Councillor.

892 Minutes of the Meeting held on Wednesday 11th November 2020

Resolved:-

That the Minutes of the Meeting held on Wednesday 11th November 2020 be confirmed as a correct record and signed.

893 Minutes of the Standards Sub-Committee held on Monday 25 January 2021

Resolved:

That the minutes of the Standards Sub-Committee held on 25th January 2021, be noted.

894 Refresh of Protocol on Councillor / Officer Relations

The Committee considered a report of the Chief Executive presenting progress on the work to improve Councillor and Officer working relations. In particular the Committee considered the Action Plan developed in conjunction with the new Protocol on Councillor/Officer relations.

The Committee discussed the report and extended their thanks and appreciation to the officers, in particular Sarah Brown, for their work.

Resolved:

1. That the Action Plan update attached at Appendix 1 to the submitted report, be noted.
2. That no additional amendments be required to the Protocol at this stage.
3. That a workshop session be arranged for members of the Standards Committee to discuss how to progress actions relating to their roles.
4. That the Standards Committee uses its role to champion a positive message and remind Councillors how their behaviour, although sometimes unintended, has wider implications.

895 Exclusion of the Public

Resolved:-

That, under Section 100(A)(4) of the Local Government Act 1972, the public be excluded from the meeting for the item of business set out below, on the grounds that it would involve the likely disclosure of exempt information as defined in Paragraphs 1 and 2 of Part 1 of Schedule 12A to the Act and that the public interest in maintaining the exemption outweighs the public interest in disclosing the information.

896 Complaint Against a Councillor - Reference 20/16

The Committee considered a report of the Deputy Monitoring Officer in respect of a complaint made against Councillor Flewitt by Councillor Dent on 5 July 2020 (reference 20-016).

The complaint alleged that Councillor Flewitt had breached the Members' Code of Conduct ("the Code") by "liking" the following Facebook comment which had been made in response to a newspaper article he had shared entitled "Huawei faces 5G ban within months": *"Great news. I wouldn't trust them with sweet and sour dog, let alone our security infrastructure"*.

The Committee conducted a Hearing in accordance with the Complaints against Members Rules.

Councillor Flewitt was invited to attend the Hearing but sent his apologies.

A barrister who had been engaged to investigate the complaint ("the Investigator") presented his report which concluded that the act of "liking" the comment was disrespectful to people of Chinese ethnicities and in clear breach of Paragraph 3.1 of the Code.

The Committee carefully considered the matter and the information before them, and sought and took into consideration the views of the Independent Person.

Decision:

1. The Committee agreed with the conclusions of the Investigator and was satisfied that Councillor Flewitt had breached section 3.1 of the Code: *"You must treat others with respect."*
2. The Committee considered that Councillor Flewitt had multiple opportunities to engage and that if he had done so, this may have seen the matter resolved through an apology or other means without the need to expend resources for a full investigation and Hearing.
3. That the appropriate sanction to be applied was that Councillor Flewitt be publicly censured for his breach of the Code.
4. The Committee apologises on behalf of the Council to people of Chinese ethnicity and heritage and the community generally, and places on record that it in no way endorses or supports the comment liked by Councillor Flewitt. The Committee would welcome a similar statement from Councillor Flewitt (together with the removal of the offending post on Facebook).
5. The Committee endorsed the following statement of the Chair:

"The Council is elected by the residents of Southend. As such the Standards Committee will be steadfast in protecting residents' interests. To which end the Council should adhere to proper ethics. This was highlighted when the Standards Committee recently looked to the drafting of a new Protocol, which was passed by

Council in December 2020. This was voted for by the Conservative Group as well.

The Protocol recognises a commitment to the upholding of standards of conduct in public life (the Nolan Principles), to demonstrate that local government is serious about protecting and enhancing its integrity and reputation.

It is unfortunate Councillor Flewitt has not turned up tonight and has not fully engaged with the investigation process.

I also feel it is regrettable that the Conservative Councillors of the Standards Committee have not engaged with the standards procedures. This I view was a missed opportunity to show residents of our commitment to these areas. I feel this is a disappointing outcome.”

6. On the basis of there being a finding that Councillor Flewitt has breached the Code of Conduct, and that the sanction to be applied is public censure, this decision of the Standards Committee will be published in full once the Chair has been consulted on the wording.

Chair: _____

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SOUTHEND-ON-SEA BOROUGH COUNCIL

Meeting of Licensing Sub-Committee A

Date: Monday, 15th March, 2021
Place: Virtual Meeting via MS Team

13

Present: Councillor B Ayling (Chair)
Councillors M Borton and A Dear

In Attendance: A Brown, T Row, M Newton, T Bahannack and E Cook

Start/End Time: 10.00 am - 11.00 am

897 Apologies for Absence

There were no apologies for absence.

898 Declarations of Interest

Councillor Borton declared a non-pecuniary interest in respect of this application on the grounds that one of the objectors was known to her as a member of the Labour Party.

899 148-150 Hamlet Court Road, Westcliff-on-Sea, Essex, SS0 7LN - Application for the Grant of a Premises Licence

The sub-committee received a report of the Executive Director (Neighbourhoods and Environment) concerning an application by Jason Richard Rogers for the grant of a Premises Licence at 148-150 Hamlet Court Road, Westcliff-on-Sea, Essex, SS0 7LN.

The application was presented by Mr Graham Hopkins (the Applicants' Licensing Consultant). One of the Applicant's, Mr Saam Balasingam was in attendance and gave evidence. Prior to the commencement of the hearing the Applicants' Licensing Consultant submitted some additional conditions should the application be granted.

The sub-committee noted that no letters of objection to this application had been received from any of the Responsible Authorities, however, measures had been agreed between the Police and the Applicant, should the application be granted. These were included in Appendix 2 to the report of the Executive Director (Neighbourhoods and Environment). The application was also amended by the Applicant after consultation with Essex Police, so as to reduce the licensable hours originally sought from 06.00 to 00.00 daily to 07.00 to 23.00 daily.

Eleven (11) representations were received from local residents objecting to the application. Three (3) of those subsequently withdrew their representation following communication with the Applicants' licensing consultant. One of the objectors, Ms Rebecca Barnett attended the meeting and gave evidence.

Their objections/representations related to all four of the licensing objectives. The concerns were primarily the potential of anti-social behaviour from intoxicated persons; the number of beggars and thefts particularly at the supermarkets in the vicinity; the naming of the premises as "Booze Corner" and the location of the premises is in close proximity to a residential area with young children. Other concerns related to the need of another premises selling alcohol in an area already well served by such premises, the potential designation of the section of road as a Conservation Area, parking congestion and traffic and highways safety issues.

The need for licensed premises and the rationale for making the application are not matters for the sub-committee to consider and the issues of highways and parking are essentially matters for planning. The sub-committee heard that there had been no record of incidents of crime and disorder at the premises nor at any of the other premises managed by the Applicant and that the police had not objected to the application.

At the hearing, the Applicant agreed to further amend the application to reduce the hours the premises were open to the public to 07.00 to 23.00 daily so that it would now be commensurate with the permitted licensing hours. The name "Booze Corner" would not be used for the premises.

The sub-committee noted that the plan was slightly inaccurate as the area of the premises to be licensed was not clearly illustrated on the plan attached to application. The plan also did not clearly illustrate the location of the CCTV cameras.

On the basis of the evidence presented to it, the sub-committee did not consider that the promotion of the licensing objectives would be undermined by the granting of the application, subject to the imposition of conditions. The sub-committee therefore:

Resolved:-

1. That the application be granted subject to:

(i) The Mandatory Conditions set out in Appendix 1 to the report of the Executive Director (Neighbourhoods and Environment).

(ii) The conditions drawn from the Operating Schedule, together with the conditions agreed between the Essex Police and the Applicant as set out in Appendix 2 to the report of the Executive Director (Neighbourhoods and Environment), subject to the amendment of Condition 1 to now read as follows:

"1. A personal licence holder shall be on duty at the premises at all time the premises is open to the public for the sale of alcohol."

(iii) The following additional conditions:

- "Notwithstanding Conditions 9 and 10 in Appendix 2, appropriate signage shall be displayed by the entry/exit door and counter areas as appropriate relating to:

(a) CCTV and Challenge 25 being in operation;

(b) The provisions of the Licensing Act relating to underage and proxy sales; and

(c) Asking customers to respect residents and keep noise to a minimum, not to drink in the street, not to loiter outside the shop and to leave the shop and vicinity quietly and to dispose of litter legally”.

- “No deliveries to be made to the premises between 20.00 to 08.00 hrs the following morning. All deliveries to the premises shall be made from Hamlet Court Road only.”

- “A phone number for the shop shall be clearly displayed in the front window to enable residents to report any concerns.”

- “A revised plan clearly illustrating the licensed area in red and the location of the thirteen internal and three external cameras shall be provided to the Licensing Authority within 3 working days of the receipt of this decision.”

Chair: _____

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SOUTHEND-ON-SEA BOROUGH COUNCIL

Meeting of Place Scrutiny Committee

Date: Monday, 15th March, 2021
Place: Virtual Meeting via MS Teams

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- Present:** Councillor A Moring (Chair)
Councillors K Buck (Vice-Chair), B Ayling, J Beck, A Bright, L Burton,
A Chalk, D Cowan, T Cox, M Dent, S George, D Jarvis, L Salter*,
S Wakefield, C Walker, N Ward and P Wexham
(*Substitute in accordance with Council Procedure Rule 31.)
- In Attendance:** Councillors C Mulroney, M Terry and R Woodley (Cabinet Members)
and K Evans
A Lewis, S Moore, J Williams, C Robinson, T Saunders, P Jenkinson,
M Sheppard, T Row and E Cook and A Wate
- Start/End Time:** 6.30 pm - 8.10 pm

900 Apologies for Absence

Apologies for absence were received from Councillor Dear (Substitute: Councillor Salter).

901 Declarations of Interest

The following interests were declared at the meeting:

(a) Councillors C Mulroney, M Terry and R Woodley (Cabinet Members) - Interest in the called-in items; attended pursuant to the dispensation agreed at Council on 19th July 2012, under S.33 of the Localism Act 2011.

902 Questions from Members of the Public

There were no questions from members of the public.

903 Minutes of the Meeting held on Monday, 1st February 2021

Councillor Buck took the opportunity to apologise to the Committee and Councillor Woodley for any unacceptable behaviour by him at the last meeting.

Resolved:-

That the Minutes of the Meeting held on Monday, 1st February 2021 be received, confirmed as a correct record and signed.

904 Southend New Local Plan

The Committee considered Minute 855 of Cabinet held on 25th February 2021, which had been called-in to Scrutiny, together with the report of the Deputy Chief Executive and Executive Director (Growth & Housing) presenting a revised and updated Local Development Scheme (LDS), which set out the future programme for the preparation of the Southend New Local Plan.

Resolved:-

That the following recommendations of Cabinet be noted:

“1. That, in order to take forward the Southend New Local Plan in a timely, coordinated and efficient manner, the updated and revised Local Development Scheme (set out at Appendix 1 to the submitted report), be approved.

2. That authority be delegated to the Deputy Chief Executive and Executive Director Growth and Housing, in consultation with the Cabinet Member for Environment and Planning, to agree any future updates to the Local Development Scheme (Appendix 1 to the report) as required.”

Note: This is a Council Function
Cabinet Member: Cllr Mulroney

905 Minutes of Environment and Planning Working Party held on Wednesday 20th January 2021

The Committee considered Minute 862 of Cabinet held on 25th February 2021, which had been called-in to Scrutiny. This set out the Cabinet’s decision in respect of the recommendations of the Environment & Planning Working Party from its meeting held on Wednesday, 20th January 2021. These related to the various notices of motion that had been referred to the Working Party for consideration by Cabinet at its meeting on 30th November 2020.

Resolved:-

That the following decisions of Cabinet be noted:

“1. Ban barbeques on beaches and public open spaces

(a) That the Notice of Motion Note relating to the use of barbeques on beaches, parks and open spaces, be noted.

(b) That officers review the potential use of existing byelaws to address barbeques in inappropriate locations.

(c) That officers develop a robust policy for the management of barbeques to support use at suitable locations.

(d) That consultation be undertaken via YourVoice Southend on the use of barbeques on the beaches and public spaces in the Borough.

2. Make our Gardens and Open Spaces to RHS Britain in Bloom Standard

- (a) That the Notice of Motion to make our Gardens and Open Spaces to RHS Britain in Bloom Standard, be noted.
- (b) That the parks that meet the criteria continue to be entered for the Green Flag awards.
- (c). That it be noted that the Parks Team continue to work with friends' groups and volunteers.
- (d). That, if a community group wishes to set up as an In Bloom Committee to enter the Borough in Britain in Bloom, the relevant sections in the Council will liaise with the group.
- (e). That it be noted that the planting and management of the Borough's parks and green spaces will continue to adapt to the changing climate and environment, to support biodiversity, and help meet the varied needs of citizens.
- (f). That consultation be undertaken on Your Voice Southend to provide up-to-date information about how people use the town's parks and green spaces and how they would like to use them in the future.

3. Water Fountains and Water Bottle Refill Points

- (a) That the Notice of Motion on water fountains and water refill points, be noted.
- (b) That no new public water fountains be installed at this stage.
- (c). That the water bottle refill schemes that are available continue to be promoted, with a view to increasing access points for these schemes.”

Note: This is an Executive Function
Cabinet Member: Cllr Mulronev

906 Minutes of Transport, Capital and Inward Investment Working Party held on Thursday 7th January 2021

The Committee considered Minute 863 of Cabinet held on 25th February 2021, which had been called-in to Scrutiny. This set out the Cabinet's decisions in respect of the recommendations of the Transport, Capital & Inward Investment Working Party from its meeting held on Thursday, 7th January 2021. These related to the various notices of motion that had been referred to the Working Party for consideration by Cabinet at its meeting on 30th November 2020.

In response to questions in respect of the Ekco Park Estate (see resolution 2 below), the Cabinet Member for Transport, Capital & Inward Investment gave his assurance that a report would be submitted to the next ordinary meeting of Cabinet specifically addressing point 1 in the notice of motion “to investigate the un-adopted highway and land at the Ekco Park Estate with a view to bringing all land on that estate to adoptable standards”.

Resolved:-

That the following decisions of Cabinet be noted:

“1. Cycling Strategy

(a) That an update on the LTP4, including the development of a cycling strategy, be presented to the Working Party at a meeting later in the year.

(b) That a report / briefing be added to the Agenda for the next/future meeting of the Working Party providing an update on the progress of the Transport Strategy to date and what the next steps are.

2. Ekco Park Estate

That a Development Control training session be arranged on the planning rules regarding adoption of highways.

3. Tyre Pump Stations

That Portsmouth City Council be contacted to ascertain their experiences on the installation of communal bike pumps in the City as part of the feasibility study to provide similar facilities in the Borough.”

Note: This is an Executive Function
Executive Councillor: Cllr Woodley

907 SO46 Report

The Committee considered Minute 867 of Cabinet held on 25th February 2021, which had been called-in to Scrutiny, together with the report setting out the actions taken under Council Procedure Rule 46.

Resolved:-

That the following decision of Cabinet be noted:

“That the submitted report be noted.”

Note: This is an Executive Function
Cabinet Member: As appropriate to the item

908 Update on Scrutiny Project

The Committee noted an oral update on the progress that had been made in respect of the in-depth Scrutiny study, entitled “To review the level of domestic waste recycling in the Borough, in order to examine what influences residents in terms of their recycling habits and the barriers to achieving a higher rate of recycling and to consider ways of working with residents to improve domestic waste recycling”.

Resolved:-

That the report be noted.

Note: This is a Scrutiny function

Chair: _____

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SOUTHEND-ON-SEA BOROUGH COUNCIL

Meeting of People Scrutiny Committee

Date: Tuesday, 16th March, 2021

Place: Virtual Meeting via Microsoft Teams

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Present: Councillor L Salter (Chair)
Councillors N Folkard (Vice-Chair), M Borton, H Boyd, A Chalk, D Cowan, M Dent, F Evans, D Garne, B Hooper, M Kelly, K Mitchell, C Nevin, I Shead, M Stafford and A Thompson

In Attendance: Councillors T Harp and A Jones (Cabinet Members), Councillor K Evans, S Baker, E Cook, T Forster, K Ramkhelawon, D Simon and S Tautz
O Richards (Healthwatch Southend), T Watts (Southend Carers Forum) (Co-Opted Members)
M Faulkner-Hatt, N Biju (Southend Youth Council) (Observers)
T Abell, S Salthouse (Mid and South Essex NHS Foundation Trust)

Start/End Time: 6.30 pm - 7.20 pm

909 Apologies for Absence

There were no apologies for absence from the meeting.

910 Declarations of Interest

The following interests were declared at the meeting:

- (a) Councillors M Borton, D Cowan, M Dent, A Jones, K Mitchell and C Nevin - Minute 911 (Questions from Members of the Public) - Both questioners known to each councillor - Non-pecuniary interest.
- (b) Councillor T Harp - Minute 911 (Questions from Members of the Public) – One of the questioners known to the councillor - Non-pecuniary interest.
- (c) Councillor A Jones - Minute 911 (Questions from Members of the Public) - Governor of Southend Community College - Non-pecuniary interest.
- (d) Councillor L Salter - Minute 913 (COVID-19 Response - Changes to Phlebotomy Provision) - Husband is a consultant surgeon at Southend University Hospital; daughter is a consultant at Basildon Hospital; son-in-law is a general practitioner in the Borough - Non-pecuniary interests.
- (e) Councillor N Folkard - Minute 913 (COVID-19 Response - Changes to Phlebotomy Provision) - Ambassador for Fund Raising Team at Southend University Hospital; member of the Readers' Panel for Southend University Hospital; relative employed at Broomfield Hospital - Non-pecuniary interests.
- (f) Councillor C Nevin - Minute 913 (COVID-19 Response - Changes to Phlebotomy Provision) - Employed at external NHS Trust; previous employment at Broomfield and Southend Hospitals; family members employed at Mid and South-Essex Trust hospitals and in the Trust's Estates Department; Group Director for Pathology at Mid and South Essex NHS Foundation Trust known to the councillor through previous employment - Non-pecuniary interests.

- (g) Councillor M Borton - Minute 913 (COVID-19 Response - Changes to Phlebotomy Provision) - Daughter is a ward manager at the Mental Health Unit at Basildon Hospital - Non-pecuniary interest.
- (h) Councillor T Harp - Minute 913 (COVID-19 Response - Changes to Phlebotomy Provision) - Council's appointed Governor to Mid and South Essex NHS Foundation Trust - Non-pecuniary interest.
- (i) Councillor M Kelly - Minute 913 (COVID-19 Response - Changes to Phlebotomy Provision) - Employed by Essex Partnership University NHS Foundation Trust - Non-pecuniary interest.

911 Questions from Members of the Public

The Cabinet Member for Health and Adult Social Care and the Cabinet Member for Children and Learning responded to questions presented by Ms T Cowdrey and Ms L Hyde.

912 Minutes of the Meeting held on 2 February 2021

Resolved:

That the minutes of the meeting of the Committee held on 2 February 2021 be confirmed as a correct record and signed.

913 COVID-19 Response - Changes to Phlebotomy Provision

The Committee received a report of Mid and South Essex NHS Foundation Trust, with regard to the proposed relocation of phlebotomy services currently based around the main outpatients services at Basildon, Southend and Broomfield Hospitals to local town centre settings, as part of the response of the Trust to the COVID-19 pandemic.

The Deputy Chief Executive of Mid and South Essex NHS Foundation Trust reported that prior to the pandemic, phlebotomy services at each of the hospital sites had offered walk-in services and pre-booked appointments. The Committee was advised that following the outbreak of COVID-19, the Trust had taken a proactive approach to reduce footfall in the hospital sites by around 80% of all non-acute activity and that phlebotomy services at Southend Hospital had been relocated to a temporary location at Havens Hospice to safeguard patients.

The Committee was advised that the ongoing impact of the pandemic had necessitated a review of the way in which diagnostic services were delivered by the Trust in support of social distancing requirements. The Deputy Chief Executive of the Trust reported that the relocation of phlebotomy services would also free-up space to keep patients and staff safe and give the Trust flexibility in the event of it needing to respond to any future increases in infection within hospital settings, whilst continuing to safeguard patient health and wellbeing. The Committee noted that limited phlebotomy services would remain in each of the hospitals to support urgent clinical consultations and specialist blood tests, but that all other referrals would be subject to the proposed change of service location and that the new phlebotomy units would have fully COVID-compliant arrangements in place to minimise risk.

The Deputy Chief Executive of the Trust reported that the future provision of phlebotomy services previously provided at Southend Hospital, was intended to be located in a ground floor unit at Victoria Plaza from early Summer 2021 for all urgent and routine adult blood

tests, which would bring additional footfall to the area. The Committee was advised that the new phlebotomy service would be available over an increased number of days and longer opening hours, to improve access and reduce waiting times, and that appointments would be able to be booked on-line and over the telephone. The Deputy Chief Executive of the Trust reported that the new facility would have four phlebotomy chairs, although capacity would be able to be increased if required and that the new unit would also offer appropriate cubical facilities with a specialist bariatric chair and an appointment-only paediatric service. The Committee was advised that the operation of the new facility would be supported by feedback champions and surveys to inform future service planning.

Resolved:

- (1) That the report be noted.
- (2) That the proposed transfer of phlebotomy services from Southend Hospital to Victoria Plaza by Mid and South Essex NHS Foundation Trust, be supported.

Chair: _____

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SOUTHEND-ON-SEA BOROUGH COUNCIL

Meeting of Policy and Resources Scrutiny Committee

Date: Wednesday, 17th March, 2021

Place: Virtual Meeting via Microsoft Teams

16

Present: Councillor D Garston (Chair)
Councillors D Nelson (Vice-Chair), B Ayling, D Burzotta, D Cowan, T Cox,
P Collins, M Davidson, M Dent, S George, S Habermel, H McDonald,
D McGlone, I Shead, M Stafford, S Wakefield and P Wexham

In Attendance: Councillors I Gilbert, T Harp, C Mulroney, M Terry, R Woodley (Cabinet Members), Councillor K Evans, E Cook, G Halksworth, A Lewis, S Moore, J Ruffle, A Smyth, S Tautz and J Williams

Start/End Time: 6.30 pm - 9.40 pm

914 Apologies for Absence

There were no apologies for absence from the meeting.

915 Declarations of Interest

The following interests were declared at the meeting:

- (a) Councillors I Gilbert, T Harp, C Mulroney, M Terry and R Woodley (Cabinet Members) - Interest in the called-in items; attended pursuant to the dispensation agreed at Council on 19 July 2012, under S.33 of the Localism Act 2011.
- (b) Councillor D Garston - Minute 918 (Selective Licensing Designation Report) - Sons are landlords of properties within the areas of designation for the proposed Selective Licencing Scheme (but not within specific roads covered by the proposed scheme); trustee of trust that is landlord of property within the areas of designation for the Scheme (but not within specific roads covered by the scheme) - Non-pecuniary interests.
- (c) Councillor M Dent - Minute 918 (Selective Licensing Designation Report) -Private sector tenant of property within the areas of designation for the proposed Selective Licencing Scheme – Non-pecuniary interest.
- (d) Councillor D Nelson - Minute 918 (Selective Licensing Designation Report) – Parents are landlords of property within the areas of designation for the proposed Selective Licencing Scheme – Non-pecuniary interest.
- (e) Councillor M Davidson - Minute 918 (Selective Licensing Designation Report) and Minute 919 (HRA Land Review Phase 4 (Lundy Close)) - Non-Executive Director of South Essex Homes - Non-pecuniary interests.
- (f) Councillor S George - Minute 918 (Selective Licensing Designation Report) – Council’s representative on the South Essex Alliance of Landlords and Residents (SEAL) - Non-pecuniary interest.
- (g) Councillor I Shead - Minute 918 (Selective Licensing Designation Report) - Local landlord and owns property within the areas of designation for the proposed Selective Licencing Scheme – Disclosable pecuniary interest (withdrew).

- (h) Councillor R Woodley - Minute 918 (Selective Licensing Designation Report) - Non-pecuniary interest.
- (i) Councillor S Habermel - Minute 918 (Selective Licensing Designation Report) - Landlord of property not within the areas of designation for the proposed Selective Licensing Scheme - Non-pecuniary interest.
- (j) Councillor D Cowan - Minute 919 (HRA Land Review Phase 4 (Lundy Close)) - Previous involvement with residents of Lundy Close on this matter - Non-pecuniary interest
- (k) Councillor D McGlone - Minute 919 (HRA Land Review Phase 4 (Lundy Close)) - Previous involvement with residents of Lundy Close on this matter - Non-pecuniary interest.

916 Questions from Members of the Public

There were no questions from members of the public relating to the responsibilities of the Committee.

917 Minutes of the Meeting held on 4 February 2021

Resolved:

That the minutes of the meeting of the Committee held on 4 February 2021 be confirmed as a correct record and signed.

918 Selective Licensing Designation Report

The Committee considered Minute 856 of the meeting of the Cabinet held on 23 February 2021, which had been called-in to the Policy and Resources Scrutiny Committee, together with a joint report of the Deputy Chief Executive and Executive Director (Growth and Housing) and Executive Director (Neighbourhoods and Environment) presenting the results of the public consultation on the proposed introduction of a Selective Licensing Scheme within specific neighbourhoods of the Milton, Kursaal, Victoria and Chalkwell wards and setting out the work required to move the scheme forward.

Resolved:

1. That the matter be referred back to the Cabinet for reconsideration, as the Committee felt that further clarity and information was required in respect of aspects of the proposed Selective Licensing Scheme.
2. That in accordance with Council Procedure Rule 39, the matter be referred to full Council for consideration.

Note: This is an Executive Function
Cabinet Member: Councillor I Gilbert

919 HRA Land Review Phase 4 (Lundy Close)

The Committee considered Minute 857 of the meeting of the Cabinet held on 23 February 2021, which had been called-in to the Policy and Resources Scrutiny Committee, together with a report of the Deputy Chief Executive & Executive Director (Growth and Housing) providing an update on the progress of the HRA Land Review Phase 4 (Lundy Close) following the Public Notice for the appropriation of land on the North Site of Lundy Close, and setting out the next steps for the development.

Resolved:

That the following decisions of the Cabinet be noted:

“1. That the responses received following a Public Notice and the considerations and mitigations in regard to these as detailed in section 3.6-3.14 of the submitted report, be noted.

2. That the development of the north site of Lundy Close for Council Housing based on the conclusion detailed in section 3.15 of the report, be approved.”

Note: This is an Executive Function
Cabinet Member: Councillor I Gilbert

920 In-Depth Scrutiny Project 2019/20-2020/21

The Committee was informed of progress on the current in-depth scrutiny project and advised that it was intended that the report and recommendations arising from the project would be brought to the next meeting for consideration.

Resolved:

That the report be noted.

Note: This is a Scrutiny Function

921 SO46 Report

The Committee considered Minute 867 of the meeting of the Cabinet held on 23 February 2021, which had been called in to the Policy and Resources Scrutiny Committee, together with a report setting out action with regard to the delivery of a Costa Coffee drive-through unit at the entrance to Southend Airport Business Park that had been taken by the Executive Director (Finance and Resources) in accordance with Council Procedure Rule 46.

Resolved:

That the following decision of the Cabinet be noted:

“That the submitted report be noted.”

Note: This is an Executive Function
Cabinet Member: Councillor I Gilbert

922 Exclusion of the Public

Resolved:

That, under Section 100(A)(4) of the Local Government Act 1972, the public be excluded from the meeting for the item of business set out below, on the grounds that it would involve the likely disclosure of exempt information as defined in Part 1 of Schedule 12A to the Act and that the public interest in maintaining the exemption outweighs the public interest in disclosing the information.

923 SO46 Report Confidential Sheet

The Committee considered Minute 869 of the meeting of the Cabinet held on 23 February 2021, which had been called in to the Policy and Resources Scrutiny Committee, together

with a report setting out action with regard to the delivery of a Costa Coffee drive-through unit at the entrance to Southend Airport Business Park that had been taken by the Executive Director (Finance and Resources) in accordance with Council Procedure Rule 46.

Resolved:

That the following decision of the Cabinet be noted:

“That the submitted report be noted.”

Note: This is an Executive Function
Cabinet Member: Councillor I Gilbert

Chair: _____