

Date: 16 September 2020



District Council

Town Hall, Penrith, Cumbria CA11 7QF

Tel: 01768 817817

Email: cttee.admin@eden.gov.uk

Dear Sir/Madam

Council Agenda - 24 September 2020

Notice is hereby given and you are hereby summoned to attend a meeting of the Council to be held at 6.45pm on Thursday 24 September.

This meeting will be a virtual meeting and therefore will not take place in a physical location following guidelines set out in Section 78 of the Coronavirus Act 2020.

[To view this meeting online follow this link](#)

1 Apologies for Absence

2 Declarations of Interest

To receive declarations of the existence and nature of any private interests, both disclosable pecuniary and any other registrable interests, in any matter to be considered or being considered.

3 Minutes

RECOMMENDATION that:

1. the public minutes CI/19/07/20 to CI/38/07/20; and
2. the confidential minutes CI/38/07/20

of the meeting of Council held on 30 July 2020 be confirmed and signed by the Chairman as a correct record of those proceedings (copies previously circulated).

4 Chairman's Announcements

5 Questions by the Public

To receive questions from the public under Rule 10 of the Constitution

6 Questions by Members

To receive questions from Members under Rule 12 of the Constitution

7 Petition

Under Rule 26 of the Council's Procedure Rules, a petition of over 500 signatures has been received by Eden District Council, and as such will be subject to debate. The subject of the petition is as follow:

'STOP approving planning applications from Omega Proteins who are polluting the air with disgusting, nasty, sickening, obnoxious, smells. #penrithpong.

Why is this important?

Disgusting smell pollutes the air residents breathe. It is sickening, so residents are objected – without choice – to the horrible smell in their nostrils, in their homes, on their clothes. Plus, the smell distracts tourists to the area ie: it harms the tourist trade'.

This petition will be discussed by Members for a maximum of fifteen minutes.

8 Motions on Notice *(Pages 7 - 8)*

To consider motions on notice under Rule 13 of the Constitution

9 Constitution Change - Deputy Head of Paid Service *(Pages 9 - 12)*

To consider report G38/20 of the Council's Monitoring Officer which is attached and which seeks consideration of the Members to an amendment to the Constitution, which would provide for the appointment of a Deputy Head of Paid Service.

RECOMMENDATIONS that:

1. Council approve an amendment to the Constitution to allow for the appointment of a Deputy Head of Paid Service to be appointed by the Council.
2. subject to the approval of the recommendation the Council approve Les Clark as the Deputy Head of Paid Service; and
3. subject to the approval of the recommendation the Assistant Director Governance amend the Constitution to reflect the above appointment.

10 Appointment of Homelessness Champion *(Pages 13 - 18)*

To consider report G34/20 from the Assistant Director Governance which is attached and which asks Members to consider appointing a Homelessness Champion for the municipal year 2020/21.

RECOMMENDATION that a Homelessness Champion be appointed for the municipal year 2020/21.

11 Management of Change Policy *(Pages 19 - 56)*

To consider report F29/20 of Interim Director of Corporate Services which seeks the

adoption of the New Management of Change Policy.

RECOMMENDATION that:

Members consider and approve the proposed Management of Change policy for use in the Council, provided as attachment 3.

12 Temporary Pavement Licences *(Pages 57 - 76)*

To consider report PP33/20 of Director of People and Place which seek Council's decision on the delegation of authority to officers and the setting of licence conditions, for new temporary Pavement Licences to local business premises.

RECOMMENDATIONS that:

1. Members note the new provisions under the Business and Planning Act 2020 with regards to Pavement Licences.
2. Members agree that the temporary pavement licence fee be set at £0.
3. delegated authority be granted to the following officers for the purposes provided at (a), (b) and (c) below:
 - i) Licensing Officers
 - ii) Assistant Director Community Services
 - iii) Director of People and Place
- a) to decide whether to approve, refuse or revoke pavement licences and to set their durations;
- b) to decide which licence conditions are attached to each licence (selecting from local standard conditions, and non-standard conditions as appropriate; and
- c) to enforce licence conditions and to vary or revoke individual licences.
4. Members agree to the application of local conditions (see Appendix II) either expressly or by default pursuant to the Business and Planning Act 2020; and
5. delegated authority for the review and application of the 2021 fees be granted to the Assistant Director Community Services in consultation with the Resources Portfolio Holder.

13 Date of Next Scheduled Meeting

The next scheduled meeting of Council be confirmed as 26 November 2020.

Yours faithfully



P Sutton
Interim Director of Corporate Services

Democratic Services Contact: Karen Wyeth

Encs

For Attention

All members of the Council

Chairman – Councillor A Connell (Liberal Democrat Group)

Vice Chairman – Councillor D Banks (Independent Group)

Councillors

A Armstrong, Conservative Group
P G Baker, Liberal Democrat Group
K Beaty, Conservative Group
I Chambers, Conservative Group
M Clark, Independent Group
J Derbyshire, Liberal Democrat Group
P Dew, Conservative Group
M Eyles, Liberal Democrat Group
H Fearon, Conservative Group
K Greenwood, Independent Group
M Hanley, Labour Group
L Harker, Liberal Democrat Group
D Holden, Liberal Democrat Group
S Lancaster, Independent Group
D Lawson, Green Group
J C Lynch, Conservative Group
E Martin, Conservative Group
N McCall, Liberal Democrat Group

A Meadowcroft, Conservative Group
G Nicolson OBE, Conservative Group
R Orchard, Conservative Group
W Patterson, Independent Group
J Raine, Conservative Group
M Robinson, Independent Group
A Ross, Green Group
M Rudhall, Liberal Democrat Group
D Ryland, Independent Group
H Sawrey-Cookson, Independent Group
G Simpkins, Liberal Democrat Group
L Sharp, Labour Group
D Smith, Liberal Democrat Group
V Taylor, Liberal Democrat Group
J G Thompson, Conservative Group
A Todd, Conservative Group
M Tonkin, Independent Group
D Wicks, Conservative Group

Standing Deputies

Please Note:

1. **Section 78 of the Coronavirus Act 2020 and the Local Authorities and Police and Crime Panels (Coronavirus)(Flexibility of Local Authority and Police and Crime Panel Meetings)(England and Wales) Regulations 2020 mean that this meeting of Eden District Council is classed as a virtual meeting.**
2. **Under the Openness of Local Government Bodies Regulations 2014 this meeting has been advertised as a public meeting (unless stated otherwise)**

and as such could be filmed or recorded by the media or members of the public