

FALMOUTH TOWN COUNCIL

Minutes of the meeting of the Council held in the Council Chamber, Municipal Buildings, The Moor, Falmouth on Monday 30th October 2017 at 7.00pm.

Present: Councillors, G G Chappel (Town Mayor) R J Bonney, S D Eva, G F Evans CC, A Gillett, A J Jewell CC, M Morgan, A Parker, D W Saunby CC, R J O'Shea, and J M Spargo.

In Attendance: E Middleditch	(Administration Officer deputising for Town Clerk)
R Gates	(Town Manager)
P Fitzpatrick	(Falmouth Fairtrade)
PCSO W Wood	(Falmouth Police)
Watch Manager S Williams	(Cornwall Rescue and Fire Service)
Mr A George	(Deputy Headteacher, Falmouth School)

PRAYERS

Prior to the formal commencement of the meeting the Mayor's Chaplain led the Council in a commemoration to the annual tributes of remembrance and prayers.

C4913 APOLOGIES

Apologies for absence were received and approved from Councillors P A Minson (Deputy Town Mayor) (holiday), C Atherton CC (NALC Conference), M McCarthy CC (illness) and B M A Ross (NALC Conference).

M James Cornwall Council was unable to attend.

C4914 INTERESTS

None.

C4915 MINUTES

It was proposed by Councillor Eva, seconded by Councillor Evans and

RESOLVED that the minutes of the Council meeting held on 11th September 2017 be confirmed as a correct record and signed by the Chairman.

C4916 TOWN MAYOR'S REPORT

The Town Mayor reported upon civic attendances and events, including his attendance at the South West in Bloom Awards where Falmouth won a Gold Award and was the Champion Coastal Town and he reported on a good turnout at the First Poppy Laying Service and reminded Councillors of the forthcoming Annual Acts of Remembrance. The Mayor further reported that former Councillor Diana Merrett's family had requested that the Town Council Plaque presented to Councillor Merrett be displayed in the Council Chamber which had been agreed.

C4917 PUBLIC QUESTIONS

None received.

C4918 POLICE REPORT

The report of Falmouth Police was noted and forms part of these minutes.

C4919 FALMOUTH COMMUNITY FIRE SERVICE REPORT

The report of the Falmouth Community Fire Service was noted and forms part of these minutes.

C4920 FALMOUTH COMMUNITY SCHOOL

The report of the Falmouth Community School was noted and forms part of these minutes.

C4921 COMMUNITY NETWORK REPORT

None received.

C4922 CORNWALL COUNCILLORS REPORT

Trescobeas

Councillor Saunby CC reported upon a successful meeting with Budock Council to ensure highway safety for development of land opposite Falmouth Football Club.

Arwenack

Councillor Evans CC reported on a meeting with Cornwall Council Highways Officer regarding traffic flow throughout the Town including Grovehill Crescent and Albany Road where yellow lines were to be replaced to assist traffic flow. He reported he had been busy with Planning and Licensing applications.

Smithick

None received.

Boslowick

Councillor Jewell CC reported on lack of dog enforcement at Maenporth Beach and overflowing bins and he advised that he was receiving reports of failing retaining garden walls on the Wainhomes Swansreach site. He also reported that the Homeshed Planning Application had been unanimously refused due to safeguarding concerns. He further reported that he had concerns with the development of Treluswell Roundabout.

Penwerris

None received.

C4923 DOMESTIC REFUSE COLLECTION

Members duly noted the response from the Cornwall Council Waste and Environmental Contracts Team Leader.

C4924 TAXI (CARRICK AND RESTORMEL ZONES) AND PRIVATE HIRE FORUM

The minutes of the Forum held on 28th September 2017 were duly noted.

C4925 FALMOUTH FAIRTRADE STEERING GROUP

Mrs Fitzpatrick presented the Fairtrade Steering Group report.

C4926 COMMITTEE REPORTS

The Cultural Services Committee Report dated 9th October 2017 was presented by Councillor Evans, Chairman of the Committee.

It was proposed by Councillor Evans, seconded by Councillor Gillett and

RESOLVED that the report of the Committee dated 9th October 2017 be approved.

The Finance and General Purposes Report dated 16th October 2017 was presented by Councillor O'Shea, Vice Chair of the Committee.

It was proposed by Councillor O'Shea, seconded by Councillor Chappel and

RESOLVED that the report of the Committee dated 16th October 2017 be approved.

The Planning Committee Report dated 11th September 2017 was presented by Councillor Jewell, Chair of the Committee.

It was proposed by Councillor Jewell, seconded by Councillor Spargo and

RESOLVED that the report of the Committee dated 11th September 2017 be approved.

The Planning Committee Report dated 9th October 2017 was presented by Councillor Jewell, Chairman of the Committee.

It was proposed by Councillor Jewell, seconded by Councillor Spargo and

RESOLVED that the report of the Committee dated 9th October 2017 be approved.

C4927 TOWN MANAGEMENT REPORT

The Town Manager presented the Town Management Report that was duly noted and forms part of these minutes.

C4927 TOWN CLERK'S REPORT

The report of the Town Clerk was noted and forms part of these minutes.

C4928 EXCLUSION OF THE PRESS AND PUBLIC

It was proposed by Councillor Bonney, seconded by Councillor O'Shea and

RESOLVED that in view of the confidential nature of legal proceedings, contractual matters and staffing matters it is advisable in the public interest that the press and public be excluded from the meeting.

COUNCIL – PART II
30TH OCTOBER 2017

C4929 COMMITTEE REPORTS

The Staffing Committee Report dated 2nd October 2017 was presented by Councillor Evans.

It was proposed by Councillor Evans, seconded by Councillor O'Shea and

RESOLVED that the report of the Committee
dated 2nd October 2017 be approved.

There being no further business to transact the Town Mayor declared the meeting closed at 8.25pm.

Signed: Date:

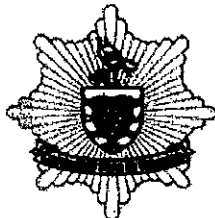
POLICE REPORT

Falmouth Town Council Report – 30th October 2017

Ellie Grey extends hers thanks on the behalf of the cadets to the Town Mayor for his funding which went towards the Kit Car project which recently attended Rockingham race track to take part in a national event. Ellie will be returning to Falmouth Police Station where she will be returning to be based again as PCSO in the town.

PC Helen Newton is liaising with the University regarding the recent high profile incident of offensive and inappropriate comments written on high visibility tabards worn by university students in the town centre. There is an ongoing internal investigation into who was involved and what part they played that evening. The police will remain in contact with the university throughout the process. We hope to be able to report back to Falmouth Town Council with the results of the University investigation.

Falmouth neighbourhood team have continued to target the Moor area to combat street drinking and anti-social behaviour. With targeted patrols, confiscation of alcohol and police presence the issue seems to have dissipated completely over the last week. Two of the usual, through referrals and information sharing with other agencies have been found accommodation and no longer homeless which is good news. We will continue to monitor the situation and welcome calls to us via the shop watch radios to inform us of any anti-social behaviour or street drinking which require our attendance.



CORNWALL

FIRE & RESCUE SERVICE

A service of Cornwall Council

Falmouth Community Fire Station Town Council Report

The following outlines a brief overview of August to October 2017 focusing on three core areas of Protection, Prevention & Response.

1. Protection

Watches fulfil their part in the protection arm of the Fire and Rescue Service by undertaking visits at commercial premises. Many larger premises either have in-house staff trained in fire safety or choose to buy in the services of a consultant. Either way that person is ensuring their employer is fulfilling its legal and moral duty to protect staff and customers from the risk of fire. However, many smaller businesses have very little knowledge of their responsibilities and the laws concerned with fire safety. Cornwall Fire and Rescue Service aims to raise the standards within these organisations by visiting, informing and advising on fire safety. Our simple aim for these small businesses is that they fulfil their minimum legal obligations and look to write into their business plan a work schedule which brings their property up to a standard which better reflects the widely accepted best practice.

a. Tactical Information Files – for higher risk premises

The watches completed 14 site visits this quarter, from Falmouth oil services to the BMW main dealer in Penryn so what is a TIFFRA? A TIFFRA visit is an information gathering exercise where watches collate and check the data held about commercial premises.

These premises are selected as they are either deemed to be at greater risk of a fire breaking out, or should a fire break out, they pose a greater risk to the public or firefighters attending an incident. The TIFFRA data is stored on each fire engine, and at Fire Control, however firefighters are expected to have a broad knowledge of the layouts and risks presented by each of our TIFFRA premises.

An example of the sort of premises covered by a TIFFRA would be a large manufacturing company, or a medium-large hotel.

b. Operation Fire Safety Visits – OFSV is for lower risk premises

The watches completed 24 site visits, in Longdowns, Mabe and Ponsanooth. An OFSV is a brief visit carried out on premises whose risk is deemed to be more generic. The aims are to identify the use and occupier of the building, and to inform and advise the occupier of their legal responsibility to protect from the risk of fire. In practice this means the crews carry out a brief and informal survey of the building; checking that the occupier has carried out a Fire Risk Assessment; taken steps to reduce the risk of fire; and taken appropriate steps to protect occupants should a fire break out.

An example of the sort of premises covered by an OFSV would be any commercial property not covered by a TIF; eg. a small corner shop or industrial unit

2. Prevention

At a watch level this area is covered by Home Fire Safety Checks and prevention talks to community groups.

a. Home Fire Safety Checks

During this quarter, crews carried out 150 HFSC, mainly focusing on Penryn & Falmouth. This is a free service we offer to all residents, be they home owners or tenants. The crew base their advice around a booklet entitled Fire Safety in the Home, but tailor the information specifically to the hazards identified during their visit. The crew also carry free smoke detectors to fit if appropriate.

b. Community Engagement- partnership working

During the quarter, Crews were involved in many community events one was the student safety organised by WM Williams blue watch where we target the first year student on fire safety this is with partnership with tremough and all the management of the halls , the places that were covered was the sidings ,HSTH and maritime studios and spoke to over 1000 students hopefully this will give them vital lifesaving skills for the future

3. Response

This area is self-explanatory however members of the general public are often unaware of the breadth of incidents the Fire & Rescue Service are trained and equipped to respond to. The following list summarises only the types of incidents we attended during the quarter:

Summary	aug	sept	oct	Total
Fire	9	10	12	44
Special Service	7	15	3	31
False Alarm	14	14	15	25
Grand Total	30	39	31	

Fire	A	S	O	Σ
Dwelling	3	4	4	11
Residential	2	1	0	2
Outdoor	4	1	3	8
ROAD VHC	2	0	1	3

Special	A	S	O	Σ
Gain entry	1	2	1	4
Water rescue	0	4	0	4
Assist agencies	1	3	1	4
Flooding	1	1	2	4

False Alarm	A	S	O	Σ
Apparatus fault	10	11	13	34
Good Intent	3	1	3	7
Malicious	0	1	2	3

During this quarter incidents were divided 48% by day and 25% by night. and **Officers**15% more officers attended at night. It can clearly be seen that night incidents are more resource intensive; this is likely due to a number of factors.

In addition to our normal day to response we have now entered an agreement with the Ambulance service as the police are at a stretch with personnel to assist with gaining entry to properties for the paramedics, furthermore due to the stretch on their service we been approached by the NHS WCAST to attend Cardiac Arrest calls (RED CALLS). This involves us attending a call made by a member of the public saying that they or member of their family are having a heart attack or suffering from chest pains, we then will turn out with our Di-Fib and assist until a paramedic arrives, note this does not take precedence over fire cover as this is our primary role.

4. Summary

The above overview gives an impression of the range of work that is undertaken by Falmouth Community Fire station on a day to day basis. Alongside the public-facing Protection, Prevention, and Response duties are the internal and preparatory tasks; obviously for each incident or inspection there is the inevitable paperwork trail to complete, all the equipment on our seven response vehicles needs to be regularly tested and maintained, and to ensure the crews are able to fulfil their duties the watches undertake regular training drills and courses. Add to all this the work undertaken by the Phoenix team and the volunteer community work and hopefully it is clear that your local fire station continues to be a busy hub in the community for Community Safety and Protection.

- New fire boat – Skath An Tanlu (Cornish for fire boat)

Just to add to this we are just about to take delivery of our new fire boat which will be Staffed by Falmouth personnel and will provide cover for regattas and other water events plus transportation for fires on or near the water's edge. On the naming ceremony we would like to invite the Town Mayor! Date yet to be confirmed

First Responding

As you will see we now carry a de-fib with us and other vital life saving equipment and have been live with the first responders, last month blue watch was busy with this and succsefully brought someone back and are now back on the road to recovery, we belive this is a vital part of of job and hopefully carry on doing the good work every day.

2017- fireworks

AGAIN THE SOCIAL CLUB WILL HOSTING THE ANNUAL FIREWORKS OVER 8K WORTH OF FIREWORKS SET TO MUSIC, ALL MONIES GO TO LOCAL CHARITYS AND GOOD CAUSES

5. Social Media



@FalmouthCFRS



In the summer we offered our first Town Council meeting at school to give councillors the opportunity to discuss a variety of issues that their constituents had raised with them, or they wished to raise themselves. It was great to welcome those that came and we would like to thank them for supporting this initiative. Proposed dates for the next meeting are 7 or 14 November 2017, to be confirmed.

Results Summary

GCSEs and equivalent

Falmouth School was delighted that the hard work of students and staff was recognised in the performance of the school in the Department for Education school performance tables. We are proud that Falmouth School is placed second in the County (to Roseland School). Falmouth School students achieved a progress score of 0.48 which shows that students on average make half a grade better at Falmouth School more than the national average. Attainment 8 measures the actual grades that students receive, and again at 50.6 (National average of 44.2) Falmouth School students are attaining significantly higher than average.

This was the first year that the new grade 9s were used in Maths, English Language and English Literature, equivalent to A** and for only the top 2.5% of students in England. At Falmouth School there were 27 grade 9s – 4.5 times the rate nationally.

An immense amount of work went into this achievement and Falmouth School is again one of the top schools in the County.

A level and Level 2 and 3 vocational training

Students in the post-16 area of the school also performed very well. All students wishing to go to university achieved a place on their chosen course. This included students studying at a number of top Russell group universities; Exeter, Cardiff, Birmingham for example.

Results were again above national averages with 83% A level or equivalent qualifications at A*-C. There were 47 A*, A, Distinction* and Distinction grades. 19 students gained at least one A*, A or Distinction*. Every BTEC student achieved a Distinction or above with 95% of those at Distinction*. Outstanding individual performances included Rebecca Watts (A*A*A), Madeleine George (A*AA), Rachel Elvans (AAA and Extended Project grade A*), Lauren Cowie (AAB and Extended Project grade A*), Anna Freeman (AA and Distinction*), Olivia Crisp (A*AB), Will Luscombe (AAB and Extended Project A*).

Will Luscombe and Rebecca Watts both have places at Exeter University to study Physics, where they will be joined by Madeleine George studying Biological Sciences. Rachel Elvans will be studying Biochemistry at Cardiff University and Olivia Crisp has secured her place at Birmingham to read Geography.

Falmouth Town Council

30 October 2017



Performing Arts Diploma students gain awards equivalent to 3 A levels and congratulations go to Chloe Hunt (Triple Distinction*) and Katie Pewsey (Double Distinction* and Distinction) who will be studying Dance at Roehampton and Dance and Choreography at Falmouth University.

Falmouth MAT

In September the Falmouth Multi-Academy Trust began operations. Formed by Falmouth School and the Killigrew partnership of St Francis and King Charles Schools, Falmouth MAT is a really important development which seeks to keep decisions for children and families of Falmouth in the control of local people.

Apprenticeships

Following our partnership with Cornwall Marine Network we have linked with Cornwall Apprenticeship agency to offer 3 apprenticeships. We now have 2 IT apprentices and a site and grounds apprentice (who was a student at the school only 2 years ago)

Open Evening

On Wednesday 4 October 2017 we held our Open Evening and with well over 600 visitors to school it was a very busy evening. Children had the opportunity to try out a huge array of hands-on activities. There was a great atmosphere as excited primary school children were helped by older students in the fun activities.

Public Finance Initiative Backlog Maintenance and Condition Improvement Fund Bids and other refurbishments

The most recent phase of PFI backlog maintenance works involved the replacement of window walling to the block to the left of the school and the 16-19 College building behind it. We are lobbying for the final set of windows replacement s to take place in the next year.

We were delighted to be successful in our bid to the Condition Improvement Fund for around £260,000. This has been used to completely renew the toilet facilities in 3 areas of the school. This work took place over the summer holidays.

Joseph and the Amazing Technicolour Dreamcoat

This fun and engaging school production this year includes primary school pupils from our partner schools. Shows run 8-10 November.

Town Management Report to Falmouth Town Council 30/10/17

Western Power

Due to the nature of these works it will be included on the majority of my reports going forwards (certainly during the latter part of the year and first quarter of the following one).

Letters have been sent out to residents and businesses in the affected areas. There will be drop in sessions hosted in our reception at the Falmouth Information Service/Old Post Office. This will be hosted by Kler who will be conducting them in partnership with Western Power. Two traders' meetings have already taken place and the next one in early December should also have a Western Power representative attending. From a Town Team point of view, we very much took the initiative to start communications early to help the town as much as possible. Clearly these are extensive works and there will be challenges with deliveries and waste but this is currently being worked on, so anything that can mitigate and help makes sense. When the road is being excavated this will be done in 15/20 metre sections at a time, instead of the whole street in one go.

Falmouth BID are looking to support with additional marketing, free car parking days and events, and welcomes ideas/involvement from businesses.

South West Water works

At the last meeting I mentioned that we were liaising with Cornwall Council regarding the odours at Market Strand. I am pleased to say that the 'bungs' under the street have been replaced and while there is no guarantee that the odours will completely go it has certainly made a positive difference.

The essential sewer works taking place in Berkeley Vale are due to tree roots causing damage to the pipework.

CCTV

Work is continuing on this to ensure we are fully compliant with procedures for the system. Ruth A and myself will shortly be going on training, CCTV is locked away and access queries via the Police or Cornwall Council are now through to Tolvaddon at Fire control.



FALMOUTH

the spirit of the sea

Town Management Report to Falmouth Town Council 30/10/17

Events:

Oyster Festival & Parade

This went well with 200 involved in the parade and approx. 45,000 attending the main event.

Remembrance Sunday

This will be the first year that the Town Council are overseeing the parade/road closures and traffic management as the police are no longer involved.

Christmas activities

Switch on will be taking place Thurs 30th Nov. With the Moor marquee activities, Film screening 8th (evening) Cornwall Film Festival (Elf), Creation Station daytime of the 9th and Frozen evening of the 9th. Live Nativity is 10th Dec. We will be continuing what started last year with real Christmas trees throughout the town that are hosted by businesses which was very well received (this is supported by BID as well). New for this year is the New Year's Eve Fireworks display from the Pendennis Castle sponsored by The Royal Duchy Hotel. This will be contained within the grounds that will not be open to the public.



FALMOUTH TOWN COUNCIL

30TH OCTOBER 2017

TOWN CLERKS REPORT

ITEM NO. 16

16.1 DISQUALIFICATION CRITERIA FOR COUNCILLORS AND MAYORS

Attached is the Department for Communities and Local Government consultation. The Council should consider making a response to this. (56-77)

16.2 PLANNING PARTNERSHIP

Attached for information is the terms of reference for the Cornwall Council and Cornwall Association of Local Councils Planning Partnership. (78-83)

16.3 CORNWALL ASSOCIATION OF LOCAL COUNCILS

The CALC Executive are seeking members. Previously Councillor Cramp sat as a member of the Executive. (84-85)

16.4 BOUNDARY REVIEW

Attached is my note to Members regarding this matter. Councillors Parker and Ross may want to update the Council further thereon. (86-87)

Mark Williams FCIS FILCM

Town Clerk

October 2017



Department for
Communities and
Local Government

Disqualification criteria for Councillors and Mayors

Consultation on updating disqualification criteria for local
authority members

September 2017
Department for Communities and Local Government



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Scope of the consultation

A consultation paper issued by the Department for Communities and Local Government on behalf of the Secretary of State

Topic of this consultation:	This consultation paper sets out the government's proposals for updating the criteria disqualifying individuals from standing for, or holding office as, a local authority member, directly-elected mayor or member of the London Assembly.
Scope of this consultation:	<p>The Department for Communities and Local Government is consulting on proposals to update the criteria disqualifying individuals from standing for, or holding office as, a local authority member, directly-elected mayor or member of the London Assembly, if they are subject to:</p> <ul style="list-style-type: none"> • the notification requirements set out in the Sexual Offences Act 2003 (commonly referred to as 'being on the sex offenders register'); • a civil injunction granted under section 1 of the Anti-social Behaviour, Crime and Policing Act 2014; or • a Criminal Behaviour Order made under section 22 of the Anti-social Behaviour, Crime and Policing Act 2014. <p>Any changes to the disqualification criteria would require changes to primary legislation, in particular the Local Government Act 1972, the Local Democracy, Economic Development and Construction Act 2009, and the Greater London Authority Act 1999.</p> <p>The proposed changes would not act retrospectively.</p>
Geographical scope:	The proposals in this consultation paper apply to certain authorities in England, including local authorities, combined authorities and the Greater London Authority. They do <u>not</u> apply to authorities in Wales, Scotland or Northern Ireland.
Impact Assessment:	No impact assessment has been produced for this consultation.

Basic Information

To:	This consultation is open to everyone. We particularly seek the views of individual members of the public, prospective and current councillors and those bodies that represent the interests of local authorities and councillors at all levels.
Body responsible for the consultation:	The Local Government Stewardship Division in the Department for Communities and Local Government is responsible for conducting the consultation.
Duration:	The consultation will begin on Monday 18 September 2017. The consultation will run for 12 weeks and will close on Friday 8 December 2017. All responses should be received by no later than 5pm on Friday 8 December 2017.
Enquiries:	<p>If you have any enquiries, please contact:</p> <p>Stuart Young email: stuart.young@communities.gsi.gov.uk</p> <p>DCLG Tel: 0303 44 40000</p> <p>How to respond:</p> <p>Please respond by email to: Section80consultation@communities.gsi.gov.uk</p> <p>Alternatively, please send postal responses to:</p> <p>Stuart Young Department for Communities and Local Government 2nd Floor, NE, Fry Building 2 Marsham Street London SW1P 4DF</p> <p>Responses should be received by 5pm on Friday 8 December 2017.</p>
How to respond:	<p>You can respond by email or by post.</p> <p>When responding, please make it clear which questions you are responding to.</p> <p>When you reply it would be very useful if you could confirm whether you are replying as an individual or submitting an</p>

	<p>official response on behalf of an organisation, and include:</p> <ul style="list-style-type: none">- your name- your position (if applicable)- the name and address of your organisation (if applicable)- an address, and- an email address (if you have one)
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Introduction

1. Local authority members (i.e. councillors), mayors of combined authorities, members of the Greater London Assembly and the London Mayor take strategic decisions that affect all our lives. They decide how best to use taxpayers' money and manage local authority resources, including property, land and assets. They also have a leading role to play in building and preserving a society where the rights and freedoms of individuals are respected. They should be community champions. It is vital, therefore, that they have the trust of the electorate.
2. The Government considers that there should be consequences where councillors, mayors and London Assembly members fall short of the behaviour expected of anyone in a free, inclusive and tolerant society that respects individuals and society generally, and where this has led to enforcement action against an individual.
3. Existing legislation prevents individuals standing, or holding office, as a local authority member, London Assembly member or directly-elected mayor if they have, within five years of the day of the election, or since their election, been convicted in the UK, Channel Islands or Isle of Man of any offence and have received a sentence of imprisonment, suspended or not, for a period of not less than three months without the option of a fine.
4. The Government considers that the law should be updated to reflect new options which exist to protect the public and address unlawful and unacceptable behaviour.
5. This consultation proposes updating the disqualification criteria in section 80 of the Local Government Act 1972, paragraph 9 of schedule 5B to the Local Democracy, Economic Development and Construction Act 2009, and section 21 of the Greater London Authority Act 1999 to prohibit those subject to the notification requirements (commonly referred to as 'being on the sex offenders register') and those subject to certain anti-social behaviour sanctions from being local authority members, London Assembly members or directly-elected mayors.
6. This consultation does not propose changing the disqualification criteria for Police and Crime Commissioners (PCCs). For the purposes of this consultation, 'local authority member' also extends to directly-elected mayors and co-opted members of authorities, and 'local authority' means:
 - a county council
 - a district council
 - a London Borough council
 - a parish council

The disqualification criteria in section 80 of the Local Government Act 1972, paragraph 9 of schedule 5B to the Local Democracy, Economic Development and Construction Act 2009, and section 21 of the Greater London Authority Act 1999 do not cover the Council of the Isles of Scilly or the Common Council of the City of

London. Therefore, the proposals in this consultation do not extend to these councils.

The Current Disqualification Criteria

7. Under section 80 of the Local Government Act 1972, a person is disqualified from standing as a candidate or being a member of a local authority, if they:

- are employed by the local authority;
- are employed by a company which is under the control of the local authority;
- are subject to bankruptcy orders;
- have, within 5 years before being elected, or at any time since being elected, been convicted in the UK, Channel Islands or Isle of Man of any offence and have received a sentence of imprisonment (suspended or not) for a period of not less than three months without the option of a fine;
- are disqualified under Part III of the Representation of the People Act 1983;
- are employed under the direction of various local authority committees, boards or the Greater London Authority; or
- are a teacher in a school maintained by the local authority.

8. Paragraph 9 of schedule 5B to the Local Democracy, Economic Development and Construction Act 2009 sets out the criteria on disqualification from standing as, or being, a directly-elected mayor of a combined authority. A person is disqualified from being elected or holding office as the mayor of a combined authority if they:

- hold any paid office or employment (other than the office of mayor or deputy mayor), including any appointments or elections made by or on behalf of the combined authority or any of the constituent councils of the combined authority;
- are subject to bankruptcy orders;
- have, within 5 years before being elected, or at any time since being elected, been convicted in the UK, Channel Islands or Isle of Man of any offence and have received a sentence of imprisonment (suspended or not) for a period of not less than three months without the option of a fine; or
- is disqualified for being elected or for being a member of a constituent council under Part 3 of the Representation of the People Act 1983.

9. Section 21 of the Greater London Authority Act 1999 disqualifies someone from being the Mayor or an Assembly member if they:

- are a member of staff of the Authority;
- hold an office that disqualifies the holder from being Mayor or an Assembly member;
- are subject to bankruptcy orders are bankrupt or have made a composition agreement with creditors;
- have, within 5 years before being elected, or at any time since being elected, been convicted in the UK, Channel Islands or Isle of Man of any offence and have received a sentence of imprisonment (suspended or not) for a period of not less than three months without the option of a fine;
- are disqualified under section 85A or Part III of the Representation of the People Act 1983 from being the Mayor or an Assembly member; or

- are a paid officer of a London borough council who is employed under the direction of:
 - a council committee or sub-committee whose membership includes the Mayor or someone appointed on the nomination of the Authority;
 - a joint committee whose membership includes a member appointed on the nomination of the council and a member appointed on the nomination of the Authority;
 - the council executive, or one of its committees, whose membership includes the Mayor or someone appointed on the nomination of the Authority;
 - a member of the council's executive who is the Mayor or someone appointed on the nomination of the Authority.

Sexual Offences

10. The Government considers that anyone who is subject to sex offender notification requirements, commonly referred to as 'being on the sex offenders register', should be barred from standing for election, or holding office, as a local authority member, directly-elected mayor or member of the London Assembly. The period of time for which they would be barred would end once they were no longer subject to these notification requirements.
11. An individual can become subject to notification requirements by committing certain criminal acts or being issued with certain types of civil order:
- Being subject to sex offender notification requirements is an automatic consequence of being cautioned or convicted of a sexual offence listed in Schedule 3 of the Sexual Offences Act 2003 (see: <http://www.legislation.gov.uk/ukpga/2003/42/schedule/3>).
 - Sexual Harm Prevention Orders are civil orders intended to protect the public from offenders convicted of a sexual or violent offence who pose a risk of sexual harm to the public by placing restrictions on their behaviour. Offenders who are subject to Sexual Harm Prevention Orders become subject to notification requirements.
 - Notification Orders are civil orders intended to protect the public in the UK from the risks posed by sex offenders who have been convicted, cautioned, warned or reprimanded for sexual offences committed overseas. Such offenders may be British or foreign nationals convicted, cautioned etc. abroad of a relevant offence. Offenders who are subject to Notification Orders become subject to notification requirements.
12. The duration of the notification requirement period (i.e. how long a person is on the sex offenders register) is set out in the Sexual Offences Act 2003 and in the table below. The courts have no discretion over this.

Where the (adult) offender is:	The notification period is:
Sentenced to imprisonment for life or to a term of 30 months or more	An indefinite period
Detained in a hospital subject to a restriction order	An indefinite period
Sentenced to imprisonment for more than 6 months but less than 30 months imprisonment	10 years
Sentenced to imprisonment for 6 months or less	7 years
Detained in a hospital without being subject to a restriction order	7 years
Cautioned	2 years

Conditional discharge	The period of the conditional discharge
Any other description (i.e. community sentence, fine)	5 years

These periods are halved for offenders who are under 18 on the date of the caution, conviction or finding, as defined within the 2003 Act.

13. Offenders who are subject to the notification requirements must notify the police of (amongst other things) their: name, date of birth, national insurance number, home address, passport number, bank account and credit card details. They must do this annually, any time the details change or when they travel abroad. They must also notify the police when they stay or reside with a child for more than 12 hours.
14. Further information on the Sexual Offences Act 2003 can be found at:
<https://www.gov.uk/government/publications/guidance-on-part-2-of-the-sexual-offences-act-2003>.
15. The Government does not propose including another type of civil order, the Sexual Risk Order, as this person would not have been convicted or cautioned of a sexual offence under the Sexual Offences Act 2003 and are not subject to notification requirements for registered sex offenders. A Sexual Risk Order does require the individual to notify to the police their name and their home address. A Sexual Risk Order can be sought by the police against an individual who has not been convicted, cautioned etc. of an offence under Schedule 3 or Schedule 5 of the 2003 Act but who is nevertheless thought to pose a risk of harm to the public in the UK and/or children or vulnerable adults abroad.

Q1. Do you agree that an individual who is subject to the notification requirements set out in the Sexual Offences Act 2003 (i.e. who is on the sex offenders register) should be prohibited from standing for election, or holding office, as a member of a local authority, mayor of a combined authority, member of the London Assembly or London Mayor?

Q2. Do you agree that an individual who is subject to a Sexual Risk Order should not be prohibited from standing for election, or holding office, as a member of a local authority, mayor of a combined authority, member of the London Assembly or London Mayor?

Anti-Social Behaviour

16. Anti-social behaviour blights people's lives and can leave victims feeling powerless. These are a range of powers to the courts, police and local authorities to tackle the problems in the table below.
17. The Government considers that an individual who is subject to an anti-social behaviour sanction that has been issued by the court, i.e. a Civil Injunction or a Criminal Behaviour Order, should be barred from standing for election, or holding office, as a local authority member, directly-elected mayor or member of the London Assembly. The period of time for which they would be barred would end once they were no longer subject to the injunction or Order.

Anti-Social Behaviour (ASB) Powers

Type	Power	Description
Issued by the court to deal with individuals	Civil Injunction	A civil order with a civil burden of proof. The injunction can include both prohibitions and positive requirements to tackle the underlying causes of the behaviour. Applications can be made by police, councils, social landlords, Transport for London, Environment Agency, Natural Resources Wales and NHS Protect.
	Criminal Behaviour Order	A court order available on conviction. The order can be issued by any criminal court against a person who has been convicted of an offence. It is aimed at tackling the most persistently anti-social individuals who are also engaged in criminal activity. The order can include both prohibitions and positive requirements. Applications are made by the prosecution, in most cases by the Crown Prosecution Service, either at its own initiative or following a request from the police or council.
Used by the police to move problem groups or individuals on	Dispersal Power	A flexible power which the police can use in a range of situations to disperse anti-social individuals and provide immediate short-term respite to a local community. It allows the police to deal instantly with someone's behaviour and prevent it escalating. The use of the power must be authorised by an officer of at least inspector rank, to be used in a specific locality for up to 48 hours or on a case by case basis. This is to ensure that the power is used fairly and proportionately and only in circumstances in which it is necessary.

Issued by councils, the police and social landlords to deal with problem places	Community Protection Notice	A notice designed to deal with particular problems which negatively affect the community's quality of life. The Notice can be issued to anyone aged 16 or over, businesses or organisations. This is a two-stage power and a written warning has to be issued first. Failure to stop the behaviour or take action to rectify the problem would lead to the notice being issued. The power can be used by councils, police and social landlords (if designated by the council).
	Public Spaces Protection Order	Designed to deal with anti-social behaviour in a public place and apply restrictions to how that public space can be used to stop or prevent anti-social behaviour. The order is issued by the council. Before the order can be made, the council must consult with the police and whatever community representatives they think appropriate, including regular users of the public space. Before the order is made the council must also publish the draft order.
	Closure Power	A fast and flexible two-stage power. Can be used to quickly close premises which are being used, or likely to be used, to commit nuisance or disorder, including residential, business and licensed premises. The police and councils are able to issue Closure Notices for up to 48 hours and the courts are able to issue Closure Orders for up to six months if satisfied that the legal tests have been met. Following the issue of a Closure Notice, an application must be made to the magistrates' court for a closure order.

Q3. Do you agree that an individual who has been issued with a Civil Injunction (made under section 1 of the Anti-social Behaviour, Crime and Policing Act 2014) or a Criminal Behaviour Order (made under section 22 of the Anti-social Behaviour, Crime and Policing Act 2014) should be prohibited from standing for election, or holding office, as a member of a local authority, mayor of a combined authority, member of the London Assembly or London Mayor?

Q4. Do you agree that being subject to a Civil Injunction or a Criminal Behaviour Order should be the only anti-social behaviour-related reasons why an individual should be prohibited from standing for election, or holding office, as a member of a local authority, mayor of a combined authority, member of the London Assembly or London Mayor?

Retrospection

18. Legislation does not generally apply retrospectively, the principle being that the law should operate in a clear and certain manner and the public is entitled to know the state of the law at a particular time.
19. The proposals in this consultation would not apply retrospectively, i.e. any incumbent local authority member, directly-elected mayor or member of the London Assembly, who is on the sex offenders register or subject to a Civil Injunction or Criminal Behaviour Order at the time the changes come into force would not be affected.
20. Such individuals would of course be prevented from standing for re-election after the changes came into force.

Questions

Q1. Do you agree that an individual who is subject to the notification requirements set out in the Sexual Offences Act 2003 (i.e. is on the sex offenders register) should be prohibited from standing for election, or holding office, as a member of a local authority, mayor of a combined authority, member of the London Assembly or London Mayor?

Q2. Do you agree that an individual who is subject to a Sexual Risk Order should not be prohibited from standing for election, or holding office, as a member of a local authority, mayor of a combined authority, member of the London Assembly or the London Mayor?

Q3. Do you agree that an individual who has been issued with a Civil Injunction (made under section 1 of the Anti-social Behaviour, Crime and Policing Act 2014) or a Criminal Behaviour Order (made under section 22 of the Anti-social Behaviour, Crime and Policing Act 2014) should be prohibited from standing for election, or holding office, as a member of a local authority, mayor of a combined authority, member of the London Assembly or London Mayor?

Q4. Do you agree that being subject to a Civil Injunction or a Criminal Behaviour Order should be the only anti-social behaviour-related reasons why an individual should be prohibited from standing for election, or holding office, as a member of a local authority, mayor of a combined authority, member of the London Assembly or London Mayor?

Q5. Do you consider that the proposals set out in this consultation paper will have an effect on local authorities discharging their Public Sector Equality Duties under the Equality Act 2010?

Q6. Do you have any further views about the proposals set out in this consultation paper?

About this consultation

This consultation document and consultation process have been planned to adhere to the Consultation Principles issued by the Cabinet Office.

Representative groups are asked to give a summary of the people and organisations they represent, and where relevant who else they have consulted in reaching their conclusions when they respond.

Information provided in response to this consultation, including personal information, may be published or disclosed in accordance with the access to information regimes (these are primarily the Freedom of Information Act 2000 (FOIA), the Data Protection Act 1998 (DPA) and the Environmental Information Regulations 2004).

If you want the information that you provide to be treated as confidential, please be aware that, under the FOIA, there is a statutory Code of Practice with which public authorities must comply and which deals, amongst other things, with obligations of confidence. In view of this it would be helpful if you could explain to us why you regard the information you have provided as confidential. If we receive a request for disclosure of the information we will take full account of your explanation, but we cannot give an assurance that confidentiality can be maintained in all circumstances. An automatic confidentiality disclaimer generated by your IT system will not, of itself, be regarded as binding on the Department.

The Department for Communities and Local Government will process your personal data in accordance with DPA and in the majority of circumstances this will mean that your personal data will not be disclosed to third parties.

Individual responses will not be acknowledged unless specifically requested.

Your opinions are valuable to us. Thank you for taking the time to read this document and respond.

Are you satisfied that this consultation has followed the Consultation Principles? If not or you have any other observations about how we can improve the process please contact us via the [complaints procedure](#).

The
Local Government
Boundary Commission
for England

Ms Kate Kennally
Cornwall Council,
County Hall,
Truro,
TR1 3AY

26 September 2017

Dear Ms Kennally,

ELECTORAL REVIEW OF CORNWALL: DIVISION ARRANGEMENTS

I am writing to inform you that the Commission has, today, opened its consultation inviting proposals for a new pattern of electoral divisions for Cornwall Council.

The Commission is minded to recommend that 87 councillors should be elected to Cornwall Council in future. The Commission now invites proposals from the Council, interested parties, and members of the public on a pattern of electoral divisions to accommodate those councillors.

Councillor numbers

In coming to its conclusion on the number of councillors that should be elected to Cornwall Council from 2021, the Commission has considered a large and detailed range of evidence. We are grateful to the Council, its councillors and staff, as well as many others across Cornwall for the extensive and detailed materials they have provided in their submissions during the preliminary period and the subsequent consultation stage. It is clear that Cornwall Council, partner organisations and many local people have thought seriously about the kind of council they believe should take on the challenges of the next decade and beyond.

Several themes emerged over the early stages of the review and these have provided a basis for our decision. In particular, the Commission has noted the broad consensus that the Council's role is changing. In particular, there is a vision for Cornwall Council to be a strategic body that has the capacity, powers and ambition to take on responsibility for issues that matter to the people and economy of the county, including integrating health and social care, providing transport services and supporting skills to drive the local economy. The Council is clearly forging its role as a unitary authority, taking advantage of devolution opportunities, and embracing its position as the strategic leader for the Cornwall.

It was also clear from evidence received in the preliminary stage, and during the subsequent consultation, that the current electoral arrangements are not best suited to facilitate the achievement of that vision. In particular, the present number of councillors might be seen to diminish accountability, inhibit double devolution, and impinge on the setting and delivery of a single strategic vision for Cornwall. It is, therefore, unsurprising that we received substantial evidence in the preliminary stage that pointed towards a significant reduction in the number of councillors elected to the Council. It fell to the Commission, therefore, to determine an exact number.

The Commission has been persuaded by evidence that the Council is already taking steps to streamline its policy and decision-making functions. It also noted that the Council's ongoing governance work (including outputs of the Governance Review External Group) is likely to yield further efficiencies in the use of members' time. In coming to a specific number, the Commission was also persuaded by evidence from the Cornwall Association of Local Councils (CALC) that a range of 85-95 councillors would reflect the changing nature of decision making, provide adequate scrutiny and could provide a platform for better coordination between different tiers of local government in Cornwall. We understand that CALC's overall analysis found support amongst other contributors to the review.

Working within this range, we understand that officers supporting the Review Panel subsequently calculated that 87 councillors potentially provided the best fit between Community Network Areas and new divisions. In terms of good representation for people and communities, the Commission found this to be a persuasive factor in determining a number. The Council had likewise found this to be a useful methodology, albeit coming to a different conclusion outside the 85-95 range.

Accordingly, at the end of the preliminary phase of the review, the Commission considered that the evidence pointed to a council size of 87 councillors but wished to test this proposition through a public consultation.

Responses to the consultation broadly fell into four categories. Seventy-five respondents indicated their desire for the council to retain the existing 123 members. However, the Commission did not receive evidence to persuade it that the *status quo* would, in fact, help the council to deliver the ambitions it had publicly stated, notably in its devolution deal. Indeed, the evidence suggested that 123 councillors was already a barrier to effective decision making and would impede the delivery of the Council's new strategic vision for the rest of this decade and beyond.

The Commission received 74 submissions supporting its preliminary proposition for 87 councillors. In broad terms, these reflected the reasoning outlined above and by the Commission in its consultation documentation.

In addition, the Commission received a further 50 responses to the consultation which generally supported a reduced number of councillors but without specifically supporting either 87 or 99 councillors.

The Council reaffirmed its support for 99 councillors along with 44 other responses. The Commission carefully noted the evidence provided in support of this proposition but concluded that the submissions in support of this number did not contain fresh and persuasive evidence, in particular in relation to future governance requirements.

In considering the various arguments, the Commission acknowledges the points made (especially by CALC) during the consultation that a council size of 87 will necessitate further work on devolution to town and parish councils and the provision of support for councillors at both tiers to deliver an effective system of local governance. However, given the work on governance that is ongoing in Cornwall and the Council's evident commitment to putting in place new arrangements, alongside the time remaining before implementation of new electoral arrangements, the Commission has not been persuaded to move away from the 85-95 councillor range.

put forward at the earlier stage.

Following representations made by the previous leadership of the Council, the Commission, unusually, decided to delay the review by an entire electoral cycle in order to allow the Council to construct, and implement, the changes required to support streamlined governance arrangements. Since the outcome of the review will now not be enacted until 2021, the Commission believes that this will give sufficient time to undertake governance changes that will endure throughout the next decade and beyond. The Commission is confident that the Council has the time and willingness to continue its governance improvements on the basis of a council size of 87.

In summary, and considering all the evidence supplied to it as part of the review, the Commission considers that 87 councillors reflects the widespread agreement on reducing overall numbers of members. It will promote good strategic decision making while ensuring capacity for scrutiny as well as forming the basis of effective representation for people and communities across Cornwall.

Further details of the consultation are available on the Commission's website, including copies of every submission received.

Publicising the review

I would be grateful if you could bring the consultation to the attention of elected members. Furthermore, a copy of the Commission's press release and posters advertising the next stage of the review are being sent to your Council. It would be much appreciated if you could publicise the consultation by arranging for copies to be placed on display at local information points, and by taking such other steps as you consider appropriate to bring the review to the attention of the public and other interested parties. We would appreciate it if you could promote the consultation online, via social media and any other channels you would normally use to engage residents.

Further details about the review are available on our website at www.lgbce.org.uk where there is information about how to get involved and the kind of evidence the Commission is seeking in support of any proposed division patterns.

In addition, the Commission's consultation portal allows visitors to interact with online maps of the current electoral divisions, draw their own boundaries and feed views into the consultation process directly. The portal is available at <https://consultation.lgbce.org.uk>.

Submissions can also be made by email to reviews@lgbce.org.uk and by post to the address at the end of this letter.

Review timetable

This phase of consultation closes on **19 February 2018**.

Once the Commission has considered all the proposals received during this phase of consultation, it plans to publish draft recommendations for new electoral arrangements in May 2018. Public consultation on the draft recommendations is scheduled to take place between 5 May 2018 and 16 July 2018. Once the Commission has considered the representations and evidence as part of that consultation, it intends to publish final recommendations in October 2018.

New electoral arrangements for the council are scheduled to come into effect at the council elections in 2021.

Creating a pattern of divisions

In drawing up a pattern of electoral divisions, the Commission must balance its three statutory criteria, namely:

- To deliver electoral equality where each councillor represents roughly the same number of electors as others across the council.
- That the pattern of divisions should, as far as possible, reflect the interests and identities of local communities.
- That the electoral arrangements should provide for effective and convenient local government.

The Commission will test proposals against the criteria before drawing up draft recommendations. Accordingly, all proposals should demonstrate how they meet the three requirements. The Commission will take decisions based on the strength of the evidence presented to it and not merely on assertion. For example, details of community interests such as the location and use made of local facilities, services and local organisations demonstrating how a community manifests itself will carry greater weight than submissions that simply assert that an area has community identity.

The Commission will consider all submissions on their merit. A well-evidenced submission from an individual which addresses the three statutory criteria will be more persuasive than one which does not, even if the latter is from an elected individual or body.

Further information on drawing up a pattern of electoral divisions is available in our guidance document: *Electoral reviews: technical guidance* which can be found at <http://www.lgbce.org.uk/policy-and-publications/guidance>. We also publish a practical guide for putting forward submissions called *How to propose a pattern of divisions* which is available at http://www.lgbce.org.uk/data/assets/pdf_file/0008/25694/Proposing-new-divisions-guidance-2015-08-04.pdf.

Our website includes information about previous electoral reviews of councils where you can see how the Commission came to its conclusions and how other counties,

districts and parishes built their own pattern of divisions.

Please feel free to contact us at any time should you have any questions. Officers at the Commission will be happy to assist with technical aspects of your division scheme either in person or via email or telephone.

Correspondence and enquiries

Correspondence relating to this review should be addressed to:

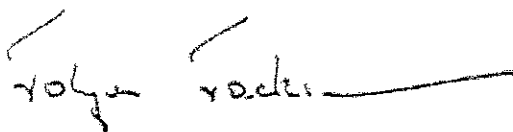
Review Officer (Cornwall)
Local Government Boundary Commission for England
14th Floor Millbank Tower,
Millbank
London
SW1P 4QP

or direct to your main contacts at the Commission who will be:

- Emily Starkie, Review Officer, with specific responsibility for the day-to-day running of the review
- Alison Evison, Review Manager, who leads the team dealing with this and other reviews

You will already be aware that the timetable outlined above includes your request to lengthen the consultation on division patterns which we announce today. I hope the extension - and our collaborative approach to the review overall - will continue into the next stages of the review.

Yours sincerely

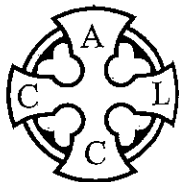


Jolyon Jackson CBE

Chief Executive

reviews@lgbce.org.uk

0330 500 1525



Cornwall Council and Cornwall Association of Local Councils

The Planning Partnership

Terms of Reference

Membership

- The group will be made up of the following :

Cornwall Council: Planning Portfolio Holder & Strategic Developments Manager

CALC: A total of 15 members made up from: councillors drawn from local councils in Cornwall, who are not currently members of Cornwall Council; local council clerks from local councils in Cornwall; County Executive Officer, Cornwall Association of Local Councils (no two members from the same local council)

- The membership of the panel shall be reviewed every two years.

Members of the group attend in their own right and are not deemed to be representatives of their authority. Positions on the Partnership will become vacant if three meetings are missed in a row. Any vacancy on the partnership will be filled by request for nominations and the group then decides who is appointed.

In the spirit of joint working the chair will rotate around members of the group and all members of the partnership will respect the confidentiality of the information provided from time to time.

Remit of the group

- To enhance partnership working and assist in service improvement including co-design and co-development of model policies and templates.
- To provide a forum for sharing best practice, expertise and information about projects and activities where this will be helpful in contributing to increased knowledge and awareness.
- Working with the Planning PAC to serve as forum to develop collective responses to cross-cutting government consultations and Parliamentary calls for evidence, etc.
- Outside of meetings, to provide a forum for sharing information and responding to ad-hoc issues via email.
- To develop systems for information sharing on planning issues to local councils to assist in planning knowledge and improvement.

- To have more involvement at a local level as early as possible in the planning process
- To form better relationships between Cornwall Council and local councils
- Monitoring the number of times planning decisions are made contrary to local council recommendation.

Scope

This group has been formed to discuss and debate topics brought to the meeting, often prior to formal consultation, and is not a decision making body.

Procedural arrangements

- This group shall meet at least quarterly
- To work proactively with the Planning PAC in following a mutually beneficial work programme for the benefit of Cornwall Council and local councils.
- The partnership will be serviced from within Cornwall Council and the work programme and agendas will be advertised to encourage issues submitted by local councils.
- The notes will be circulated to members of the group and all local councils in Cornwall, as well as to the Head of Service in Planning and Sustainable Development.

Deliverables and measures of success

- Annual forward plan of meetings and topics (work programme)
- Number of new policies for which the partnership has provided input
- Development of materials for the sharing of best practice and information including website, Myclips, workshops at planning conferences, planning templates and responses to consultations and Parliamentary calls for evidence.
- Annual planning conference and support for area events and networks.

Planning Partnership Meetings

Latest News from The Cornwall Planning Partnership

A Day in the Life of a Planning Application

Cornwall Council's fully interactive guide; a Day in the Life of a Planning Application takes you step by step through the entire planning process from your initial development idea through to the completion of development.

What is the Planning Partnership?

Formerly known as the Planning Forum, the Planning Partnership is a group of Councillors and Clerks of various Towns and Parish Councils from across Cornwall, Sarah Mason from the Cornwall Association of Local Councils (CALC), Bob Egerton CC - Cornwall Council's Planning Portfolio Holder, and David Edmondson, Strategic Developments Manager. The group has quarterly meetings set up throughout 2017.

Local council members

The current local council members of the group are:

- Linda Coles – Clerk to Sheviocck Parish Council
- Councillor Peter Tisdale – Cornwall Association of Local Councils
- Councillor Ashley Wood – Lanner Parish Council
- Councillor David Simpson - St Stephen-in-Brannel Parish Council
- Councillor Martin Saunders - Padstow Town Council
- Councillor Lander - St Minver Highlands Parish Council
- Councillor Rita Lait - St Ives Town Council
- Councillor John Roberts - Calstock Parish Council
- Councillor Christine Boswell-Munday - St Minver Lowlands Parish Council
- Councillor Maurice Vella - Truro City Council
- Councillor Bob Richards - Feock Parish Council
- Councillor Mike Roberts – Mevagissey Parish Council
- Councillor Pauline Barrow - St Agnes Parish Council
- Councillor David Lobban - Linkinhorne Parish Council
- Councillor Amanda Pennington - Wadebridge Town Council
- Christopher Drake – Clerk to Launceston Town Council
- John Hesketh – Clerk to Menheniot Parish Council

The group does not currently have substitutes and nomination to the group is personal, rather than selection of the Local Council who then makes a nomination.

Work of the Planning Partnership

The Partnership has a full work programme, and attend the current programme of Cornwall Council Member training events.

In addition to the regular meetings, the group meet for workshops. The Partnership is keen to play an active role in getting involved with consultations, helping to shape policy and guidance for planning in Cornwall. The group is helping shape planning training and addressing problems/challenges that that are brought to the attention of the group.

Cornwall pre-application protocol for Local Councils

A Town and Parish Council pre-app protocol for Cornwall has been produced and was adopted in 2016. The Cornwall pre-app protocol for Local Councils documents are set out below. Local councils can sign up by sending in their registration/profile forms to egdcustomerrelations@cornwall.gov.uk.

- [Local Council Pre App Protocol - registration and profile](#)
- [Pre-app protocol - guidance](#)
- [Pre-app protocol agreement](#)
- [Local Councils signed up to the pre-app protocol](#)

On 17 August 2017, a workshop was held to consider the new enhanced pre-application community engagement process and how that fits with the current Cornwall pre-app protocol for Local Councils. The workshop also was the first opportunity to review and make any changes needed to the protocol. The actions from the workshop were discussed at the Partnership meeting on 5 September and simplified guiding principles will shortly be available to assist Local Councils working with agents and Cornwall Council on pre-apps.

Key points to note from the meeting on 14 June

Key messages for towns and parishes are:

- Assessment of harm – The attached document '[What is planning harm](#)' can be used by Local Councils as a guide to what can and what can't be considered to constitute harm in planning terms.
- Update the Council website - The [enforcement](#) web pages have been re-drafted to help members of the public to understand what the planning enforcement team can do, what it can't do, to assist them in finding out the relevant information before lodging a complaint, and to respond to some frequently asked questions. Please can all parishes familiarise themselves with the web pages and advise members of the public to read the web pages before submitting a complaint.
- Enforcement weekly lists to parish/town councils for free - please note that the lists include all cases for all parishes (the system will not allow us to break this down so that only a single parish information is included) however, it is sorted in sub-headings for each parish so it is easy to find the relevant information for a parish. Please also note that the lists include a summary of closure for each case which is not a formal public document, therefore Local Councils are asked please do not publish it as such.

Key points to note from the meeting on 7 March

As part of measures to ensure greater community engagement and involvement in new developments in Cornwall, a new public engagement process was introduced as part of their pre-application advice service. Planning case officers advise applicants and agents on the most appropriate form of community engagement for their proposal and this forms part of all pre-application discussions. One of those options recommended will be to work with the Local Council to

facilitate an event for local residents, and the Cornwall pre-app protocol for Local Council sets out one way this can be achieved. Planning case officers will continue to advise developers of the importance of liaising with the Local Council.

Key points to note from the meeting on 15 December

Local Council (5-day) protocol – clerks can submit subsequent comments under the 5-day protocol by Consultee Access and this means that both the original and subsequent views of the local council will be publicly available.

Cornwall Planning Partnership Meetings

Agendas and notes from the meetings held to date are available as follows:

- 10 June 2015 - [Agenda](#); [Notes](#)
- 22 September 2015 - [Notes](#)
- 14 December 2015 - [Agenda](#); [Notes](#)
- 7 March 2016 - [Agenda](#); [Notes](#)
- 7 June 2016 - [Agenda](#); [Notes](#)
- 15 September 2016 - [Agenda](#); [Notes](#)
- 15 December 2016 - [Agenda](#); [Notes](#)
- 7 March 2017 - [Agenda](#); [Notes](#); [Q&A on Community Infrastructure Levy](#)
- 14 June 2017 - [Agenda](#); [Notes](#)
- 5 September 2017 - [Agenda](#); [Notes](#)

News and updates from the Partnership are also circulated in the Local Council newsletter.

Future meetings

Meetings are currently quarterly and the next meeting is on 22 November 2017.

The Cornwall Planning Partnership is now a well-established communication forum that is an important part of the process of liaison between the Local Planning Authority and our important Local Councils. Should you wish to raise an issue at a forthcoming meeting, please contact Sarah Mason (enquiries@cornwallalc.org.uk).

Useful Information

Appeal Decisions

[S73 Solar Farm extension](#) - Clann Farm, Clann Lane, Lanivet, Bodmin, Cornwall PL30 5HD

Judicial Review Decisions

- [Kingsley Village \(15.7.16\)](#)
- [Truro City Football Club \(18.7.16\)](#)
- [PA14/10437 Treviglas \(27.7.16\)](#)
- [St Ives Neighbourhood Plan: Order and Judgement \(10.11.16\)](#)
- [West Langarth \(10.11.16\)](#)

Links:

- [Local Plan webpage](#)
- [Planning Policy PAC webpage](#)
- [Town and Parish Council webpage](#)
- [Planning Peer Review/Improvement Board webpage](#)

- [Planning newsletter for Local Councils](#)
- [Running order of Planning Committees guide - 2017](#)

Latest News from The Cornwall Planning Partnership

A Day in the Life of a Planning Application

- What is the Planning Partnership?
- Local council members
- Work of the Planning Partnership
- Cornwall pre-application protocol for Local Councils
- Key points to note from the meeting on 14 June
- Key points to note from the meeting on 7 March
- Key points to note from the meeting on 15 December
- Cornwall Planning Partnership Meetings
- Future meetings
- Useful Information



CORNWALL ASSOCIATION OF LOCAL COUNCILS

Unit 1/1a, 1 Riverside House, Heron Way, Newham, TRURO TR1 2XN

Serving the parish and town councils of Cornwall

ROLE AND DUTIES OF THE EXECUTIVE COMMITTEE

The Executive Committee of the Association provides a management and policy function to the Association. The Committee is made up of 12 councillors drawn from the membership of the Association and must be solely a local councillor. Where a vacancy occurs the Association welcomes applications from individual councillors which must be endorsed by their own authority. Therefore council is only able to nominate ONE member for the vacancy.

Owing to a number of retirements, there are now a number of vacancies on the Committee and we are seeking nominations from those who support the work of CALC and have the energy and enthusiasm to support your Association, its aims and objectives.

Please find below a short summary of the role of the Committee and the duties of Committee members.

Role of the Executive Committee

The Committee currently meets at least six times per year; business includes

- Management of the Association
- Focussed discussions on issues affecting local councils in Cornwall
- Representation and promotion of parish and town councils interests
- Input into local government policy through the National Association of Local Councils and regional meetings of the South West County Associations.

Duties of a member of the Executive Committee

As a member of the Executive Committee you would be required to

- Attend all Executive Committee and General Meetings
- Act as a conduit for information on behalf of member councils in your area. From time to time you may also be asked to represent the Association at local meetings within your area.
- Promote membership of the Association
- May hold a portfolio of interest, representing the interests of parish and town councils on outside bodies associated with this portfolio.
- Work with the County Executive Officer to create a dialogue with members

The Association has an expenses policy and members may claim for their mileage incurred attending meetings on behalf of the Association.

If you have any further questions please do not hesitate to contact the Chairman, Vice Chairman or myself for further information.

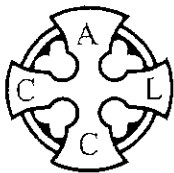
Sarah Mason
County Executive Officer

Chairman : Cllr Paul O'Brien Vice Chairman : Cllr Bob Drew County Executive Officer : Mrs Sarah Mason

Tel : 01872 272648 email : enquiries@cornwallalc.org.uk website : www.cornwallalc.org.uk

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CORNWALL ASSOCIATION OF LOCAL COUNCILS

NOMINATION OF REPRESENTATIVE TO THE EXECUTIVE COMMITTEE

NAME :

ADDRESS

.....

.....

.....

..... POST CODE :

Telephone :

Email :

NOMINATING COUNCIL :

PERSONAL STATEMENT/RESUME (250 Words – this will be included as your supporting statement for co option.)

SIGNED : DATE :

NOMINATING COUNCIL

AUTHORISED SIGNATURE

PLEASE RETURN TO CALC 1/1a, 1 Riverside House, Heron Way, Newham , Truro TR1 2XN
Email : enquiries@cornwallalc.org.uk

Mark Williams

From: Mark Williams
Sent: 19 October 2017 12:09
To: Valerie Rogers
Cc: Emily Middleditch; Ruth Thomas; Richard Gates; Simon Penna; Henrietta Boex;
Subject: Boundary Review(s)

Val, all Councillors please:

Dear Councillor

Councillors Parker and Ross and myself attended the CALC Conference on 14th October which was run as a focus event on the Local Government Boundary Commission for England Review of Cornwall and then what was the next step for communities (that will be Cornwall Council determined Community Governance Reviews). I thought I would provide a quick overview for you as there are lots of implications for Falmouth.

Firstly, this is a separate process to the Parliamentary Boundary Review.

Secondly, the decision to reduce Cornwall Council from 123 to 87 elected members has already been made.

*So this stage of the consultation is about how the Cornwall electoral divisions (EDs) need to change to reflect that reduction in councillors. In essence the effect upon Falmouth will be to reduce the 5 electoral divisions to 4 (all about 6,000 electors). The Boundary Commission prefer single elected member EDs (although there was strong representations from some Town Councils to have larger multi-member EDs). Draft maps have been prepared to quick start the consultation. This will see changes to existing Falmouth ED boundaries and may see the Penwerris ED (assuming that name is retained) extend beyond the current Town Council boundary. Effective for 2021. Assessments have been made on five-year expectation of elector growth. **This review will not amend the external boundaries of town and parish councils.** That means that Falmouth electoral divisions will not be coterminous with town ward boundaries, which will be confusing for administrative purposes and for residents.*

Our representations on the day centred on the need for Town boundary changes due to future housing allocations for towns like Falmouth being built outside of the urban area; the reliability of electoral forecasts given the emerging Local Plan DPD, especially for towns like ours, where transient populations do not register. We argued that where we know that those people are there but not registered e.g. a student population say, then they should be taken into account.

Effective representations to the consultation will focus on rationale; local intel; suggesting logical alternatives; reflecting the statutory criteria, etc. But not upon political consequences, parliamentary boundaries or postcode addresses.

It may be useful for a small group of councillors to consider this matter and help to formulate the Council's response.

Links: Cornwall Council Electoral Review www.cornwall.gov.uk/council-and-democracy/elections/electoral-review-of-cornwall-council-2016-18/ Divisional Maps showing possible division pattern by Community Network Area www.cornwall.gov.uk/council-and-democracy/elections/electoral-review-of-cornwall-council-2016-18/division-maps/ LGBCE Cornwall page www.lgbce.org.uk/current-reviews/south-west/cornwall/cornwall (NB I do have some hardcopy maps if you want them).

The rest of the day focused on Cornwall Council's Chief Executive's vision for Cornwall. Councillor Brown's presentation on Community Governance Reviews and Councillor Hannaford's presentation on the changes to Community Network Areas.

It is apparent that Falmouth is likely to require a community governance review to look to change the town boundary to encompass the expansion of the urban area due to fairly reflect allocated housing and other developments in the Cornwall Local Plan (Allocations) DPD. Obviously this will be very controversial locally, but will need us presenting a strong argument to Cornwall Council.

Other matters that will interest you is Cornwall Council are proposing to devolve highway budgets to the Community Network Panels as well as other powers (which weren't specified). I suggested that this was overly complicated and bureaucratic and they may as well devolve budgets and powers to town and parish councils if that was the thinking. They were also looking to improve the process for allocation of Section 106 funds. Again I felt that town and parish councils could be the best custodians to hold and allocate those funds.

As I say we do need to formulate a response and do let me know if you want to be involved in this.

Regards

Mark

Mark Williams FCIS FILCM

Town Clerk & RFO

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