

additional papers 1

Executive Committee

Tue 6 Dec
2011
7.00 pm

Committee Room 2
Town Hall
Redditch



www.redditchbc.gov.uk

Access to Information - Your Rights

The Local Government (Access to Information) Act 1985 widened the rights of press and public to attend Local Authority meetings and to see certain documents. Recently the Freedom of Information Act 2000, has further broadened these rights, and limited exemptions under the 1985 Act.

Your main rights are set out below:-

- Automatic right to attend all Council and Committee meetings unless the business would disclose confidential or “exempt” information.
- Automatic right to inspect agenda and public reports at least five days before the date of the meeting.
- Automatic right to inspect minutes of the Council and its Committees (or summaries of business undertaken in private) for up to six years following a meeting.
- Automatic right to inspect lists of background papers used in the preparation of public reports.
- Access, upon request, to the background papers on which reports are based for a period of up to four years from the date of the meeting.
- Access to a public register stating the names and addresses and electoral areas of all Councillors with details of the membership of all Committees etc.
- A reasonable number of copies of agenda and reports relating to items to be considered in public must be made available to the public attending meetings of the Council and its Committees etc.
- Access to a list specifying those powers which the Council has delegated to its Officers indicating also the titles of the Officers concerned.
- Access to a summary of the rights of the public to attend meetings of the Council and its Committees etc. and to inspect and copy documents.
- In addition, the public now has a right to be present when the Council determines “Key Decisions” unless the business would disclose confidential or “exempt” information.
- Unless otherwise stated, all items of business before the Executive Committee are Key Decisions.
- (Copies of Agenda Lists are published in advance of the meetings on the Council’s Website:
www.redditchbc.gov.uk

If you have any queries on this Agenda or any of the decisions taken or wish to exercise any of the above rights of access to information, please contact

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Welcome to today's meeting.

Guidance for the Public

Agenda Papers

The **Agenda List** at the front of the Agenda summarises the issues to be discussed and is followed by the Officers' full supporting **Reports**.

Chair

The Chair is responsible for the proper conduct of the meeting. Generally to one side of the Chair is the Committee Support Officer who gives advice on the proper conduct of the meeting and ensures that the debate and the decisions are properly recorded. On the Chair's other side are the relevant Council Officers. The Councillors ("Members") of the Committee occupy the remaining seats around the table.

Running Order

Items will normally be taken in the order printed but, in particular circumstances, the Chair may agree to vary the order.

Refreshments : tea, coffee and water are normally available at meetings - please serve yourself.

Decisions

Decisions at the meeting will be taken by the **Councillors** who are the democratically elected representatives. They are advised by **Officers** who are paid professionals and do not have a vote.

Members of the Public

Members of the public may, by prior arrangement, speak at meetings of the Council or its Committees. Specific procedures exist for Appeals Hearings or for meetings involving Licence or Planning Applications. For further information on this point, please speak to the Committee Support Officer.

Special Arrangements

If you have any particular needs, please contact the Committee Support Officer.

Infra-red devices for the hearing impaired are available on request at the meeting. Other facilities may require prior arrangement.

Further Information

If you require any further information, please contact the Committee Support Officer (see foot of page opposite).

Fire/ Emergency instructions

If the alarm is sounded, please leave the building by the nearest available exit – these are clearly indicated within all the Committee Rooms.

If you discover a fire, inform a member of staff or operate the nearest alarm call point (wall mounted red rectangular box). In the event of the fire alarm sounding, leave the building immediately following the fire exit signs. Officers have been appointed with responsibility to ensure that all visitors are escorted from the building.

Do Not stop to collect personal belongings.

Do Not use lifts.

Do Not re-enter the building until told to do so.

The emergency Assembly Area is on Walter Stranz Square.

Declaration of Interests: Guidance for Councillors

DO I HAVE A "PERSONAL INTEREST" ?

- Where the item relates or is likely to affect your **registered interests** (what you have declared on the formal Register of Interests)

OR

- Where a decision in relation to the item might reasonably be regarded as affecting **your own** well-being or financial position, or that of your **family**, or your **close associates** more than most other people affected by the issue,

you have a personal interest.

WHAT MUST I DO? **Declare the existence, and nature, of your interest and stay**

- The declaration must relate to specific business being decided - a general scattergun approach is not needed
- **Exception** - where interest arises only because of your membership of another **public body**, there is no need to declare unless you **speak** on the matter.
- You **can vote** on the matter.

IS IT A "PREJUDICIAL INTEREST" ?

In general only if:-

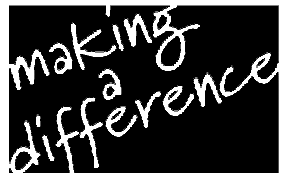
- It is a personal interest **and**
- The item affects your **financial position** (or conveys other benefits), or the position of your **family, close associates** or bodies through which you have a **registered interest** (or relates to the exercise of **regulatory functions** in relation to these groups)

and

- A member of public, with knowledge of the relevant facts, would reasonably believe the interest was likely to **prejudice** your judgement of the public interest.

WHAT MUST I DO? **Declare and Withdraw**

BUT you may make representations to the meeting before withdrawing, **if** the public have similar rights (such as the right to speak at Planning Committee).



Executive

6th December 2011

7.00 pm

Committee

Committee Room 2 Town Hall

Agenda

Membership:

Cllrs:	Carole Gandy (Chair)	Malcolm Hall
	Michael Braley (Vice-Chair)	Jinny Pearce
	Juliet Brunner	Debbie Taylor
	Greg Chance	Derek Taylor
	Brandon Clayton	

13. Hewell Road Pool - Play Area

(Pages 1 - 4)

Head of Finance and Resources

To update Members regarding the availability of the play area during the demolition of Hewell Road Pool.

(Report attached)

(Batchley & Brockhill Ward);

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HEWELL ROAD POOL SITE – PLAY AREA

Relevant Portfolio Holder	Councillor Michael Braley, Portfolio Holder for Corporate Management.
Portfolio Holder Consulted	Yes
Relevant Head of Service	Teresa Kristunas, Head of Finance and Resources.
Wards Affected	Batchley and Brockhill Ward
Ward Councillor Consulted	
Non-Key Decision	

1. SUMMARY OF PROPOSALS

To set out for Members the position regarding the current play area adjacent to Hewell Road Pool following the closure of the Pool as an operational building.

2. RECOMMENDATIONS

The Executive Committee is asked to RESOLVE that

until such time as the site is disposed of, the play area adjacent to Hewell Road Pool be secured from the rest of the site to allow for its continued use following the demolition of the pool and clearing of the site.

3. KEY ISSUES

Financial Implications

- 3.1 The financial implications associated with management of the site of Hewell Road Pool following its closure as an operational building were set out in the report to the Executive Committee on 4th October 2011.

Legal Implications

- 3.2 No Legal implications have been identified.

Service/Operational Implications

- 3.3 This report has been prepared, further to the Council Leader's agreement at the last Council meeting, to take back this specific element for Executive Committee consideration and decision. This followed Members' approval of the proposed demolition and disposal of the Hewell Road Pool building and site following closure of the Pool on the opening of the new pool at the Abbey Stadium.

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The site for disposal included the current play area in order to give greater flexibility to a potential developer, given the nature of the site. This would allow for the play area to be repositioned on the site or replaced and improved elsewhere using Section 106 monies, in consultation with Ward Councillors.

- 3.4 At the Executive Committee meeting on 4th October, Members enquired as the feasibility of the play area remaining operational until redevelopment commenced. Worcestershire County Council Property Services Officers have advised that it may be necessary to close the play area during the demolition works but there is no reason why the demolition site could not then be secured from the play area. This would leave the play area open for use. Access may however be restricted to the roadway to the north of the pool and the footbridge.
- 3.5 With regard to the actual demolition, notices required as part of the planning process will be posted in area giving 28 days for comment. In addition nearer the time of demolition arrangements can be made for more local communications.
- 3.6 The removal of asbestos and the demolition of the building are likely to take place at different times, owing to the specialist nature of the asbestos removal operation and the requirement to undertake ecological surveys.
- 3.7 There may be a need to close the play area during the time of the removal of the asbestos / demolition of the existing building.

Customer / Equalities and Diversity Implications

- 3.8 The play area may not be accessible to users during the time when work is taking place to the existing building for safety reasons.

4. RISK MANAGEMENT

The proposal to close the play area when works are being undertaken to the existing building following its closure as an operational building are part of the risk management plan for this site.

5. APPENDICES

None.

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6. BACKGROUND PAPERS

Executive Committee report and minutes 4th October 2011
(published).

AUTHOR OF REPORT

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