

# Public Document Pack



**EPSOM & EWELL BOROUGH COUNCIL**

**TOWN HALL**

**EPSOM**

**Link for public online access to this meeting:**

**<https://attendee.gotowebinar.com/register/3320059352617644893>**

**Webinar ID:920-509-059**

**Telephone (listen-only): 020 3713 5012, Telephone Access code:753-011-440**

13 March 2023

SIR OR MADAM

I hereby summon you to attend a meeting of the Council of the Borough of Epsom and Ewell which will be held at the Council Chamber, Epsom Town Hall, Epsom on **WEDNESDAY, 22ND MARCH, 2023** at **7.30 pm**. The business to be transacted at the Meeting is set out on the Agenda overleaf. A link to the meeting is provided above.

Prayers will be said by the Mayor's Chaplain prior to the start of the meeting.



Chief Executive

## **EMERGENCY EVACUATION PROCEDURE**

No emergency drill is planned to take place during the meeting. If the fire alarm sounds continuously, or if you are instructed to do so, you must leave the building by the nearest available exit. You will be directed to the nearest exit by council staff. It is vital that you follow their instructions.

- You should proceed calmly; do not run and do not use the lifts;
- Do not stop to collect personal belongings;
- Once you are outside, please do not wait immediately next to the building, but move to the assembly point at Dullshot Green and await further instructions; and
- Do not re-enter the building until told that it is safe to do so.

## **Public information**

**Please note that this meeting will be held at the Town Hall, Epsom and will be available to observe live on the internet.**

This meeting will be open to the press and public to attend as an observer using free GoToWebinar software, or by telephone.

A link to the online address for this meeting is provided on the first page of this agenda and on the Council's website. A telephone connection number is also provided on the front page of this agenda as a way to observe the meeting, and will relay the full audio from the meeting as an alternative to online connection. A limited number of seats will also be available in the public gallery at the Town Hall. For further information please contact Democratic Services, email: [democraticservices@epsom-ewell.gov.uk](mailto:democraticservices@epsom-ewell.gov.uk), telephone: 01372 732000.

Information about the membership of the Council is available on the [Council's website](#). The website also provides copies of agendas, reports and minutes.

Agendas, reports and minutes for the Council are also available on the free Modern.Gov app for iPad, Android and Windows devices. For further information on how to access information regarding this Committee, please email us at [Democraticservices@epsom-ewell.gov.uk](mailto:Democraticservices@epsom-ewell.gov.uk).

### **Exclusion of the Press and the Public**

There are no matters scheduled to be discussed at this meeting that would appear to disclose confidential or exempt information under the provisions Schedule 12A of the Local Government (Access to Information) Act 1985. Should any such matters arise during the course of discussion of the below items or should the Mayor agree to discuss any other such matters on the grounds of urgency, the Council will wish to resolve to exclude the press and public by virtue of the private nature of the business to be transacted.

### **Questions from the Public**

Questions from the public are not permitted at meetings of the Council. [Part 4 of the Council's Constitution](#) sets out which Committees are able to receive public questions, and the procedure for doing so.

## **COUNCIL**

**Wednesday 22 March 2023**

**7.30 pm**

**Council Chamber - Epsom Town Hall,  
<https://attendee.gotowebinar.com/register/3320059352617644893>**

For further information, please contact Democratic Services, [democraticservices@epsom-ewell.gov.uk](mailto:democraticservices@epsom-ewell.gov.uk) or tel: 01372 732000

## **AGENDA**

### **1. DECLARATIONS OF INTEREST**

To receive declarations of the existence and nature of any Disclosable Pecuniary Interests from Members in respect of any item to be considered at the meeting.

### **2. MOTION (Pages 5 - 10)**

This report sets out notices of motions ruled in order.

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## MOTION

**Head of Service:** Andrew Bircher, Head of Policy and Corporate Resources

**Wards affected:** (All Wards);

**Appendices (attached):** Appendix 1 - Motion 1

### Summary

This report sets out notices of motions ruled in order.

### Recommendation (s)

#### The Council is asked to:

- (1) consider the Motion in accordance with Standing Orders.

## 1 Reason for Recommendation

- 1.1 The rules regarding the submission of motions to Council are set out in Part 4 of the Council's Constitution (Rules of Procedure). Motions ruled in order must be listed on the agenda.

## 2 Background

- 2.1 The table below sets out the Motions ruled in order:

<b>Motion Number</b>	<b>Proposer &amp; Seconder</b>	<b>Committee</b>	<b>Responding Chair</b>
1	Cllr E Kington (Proposer)  Cllr C Howells (Seconder)	Licensing and Planning Policy	Cllr S McCormick

- 2.2 FCR 14.2 of Part 4 of the Constitution restricts motions from rescinding or altering any decision of the Council or a Committee until at least two further meetings of the Council have been held (being a period of no less than 6 months), unless the motion is recommended by a committee or

notice of the motion has been given by at least seven Members of the Council acting together.

- 2.3 Motion 1 relates to the Draft Local Plan, which was considered by the Licensing and Planning Policy Committee at its meeting on 30 January 2023. In accordance with FCR 14.2, notice of Motion 1 was given to the Legal Officer by seven Members of the Council: Councillors Eber Kington, Christine Howells, Jan Mason, Chris Frost, Guy Robbins, Steve Bridger and Colin Keane.

### **3 Meeting procedure**

- 3.1 Once a motion has been put at the meeting, the Mayor will invite Members to decide how the motion should be dealt with. The Mayor will ask for a vote without debate, on whether the motion should be referred to an appropriate Committee for consideration (FCR 16.7). This will be on the basis of a simple majority.
- 3.2 All amendments must be proposed, seconded and provided to the Mayor in writing prior to debate. The mover of the original motion will be asked if they wish to accept the proposed amendments. Those which are accepted in full or in part will result in the original motion being amended accordingly. If they are not accepted, then the amendments will be debated in accordance with Standing Orders (FCR16.10-16.12).
- 3.3 FCR 14.1 sets 90 minutes to deal with all motions including amendments.

### **4 Risk Assessment**

Legal or other duties

- 4.1 Equality Impact Assessment
- 4.1.1 No comments are provided on Motions.
- 4.2 Crime & Disorder
- 4.2.1 No comments are provided on Motions.
- 4.3 Safeguarding
- 4.3.1 No comments are provided on Motions.
- 4.4 Dependencies
- 4.4.1 No comments are provided on Motions.
- 4.5 Other
- 4.5.1 No comments are provided on Motions.

## 5 Financial Implications

5.1 No comments are provided on Motions.

5.2 **Section 151 Officer's comments:** No comments are provided on Motions.

## 6 Legal Implications

6.1 No comments are provided on Motions.

6.2 **Legal Officer's comments:** No comments are provided on Motions.

## 7 Policies, Plans & Partnerships

7.1 **Council's Key Priorities:** No comments are provided on Motions.

7.2 **Service Plans:** No comments are provided on Motions.

7.3 **Climate & Environmental Impact of recommendations:** No comments are provided on Motions.

7.4 **Sustainability Policy & Community Safety Implications:** No comments are provided on Motions.

7.5 **Partnerships:** No comments are provided on Motions.

## 8 Background papers

8.1 The documents referred to in compiling this report are as follows:

### **Previous reports:**

- [Licensing and Planning Policy Committee, 30 January 2023](#)

### **Other papers:**

- [Epsom and Ewell Borough Council's Constitution](#)

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## Motions to Council

<b>Motion 1</b>	
<b>Proposer</b>	Cllr Eber Kington
<b>Seconder</b>	Cllr Christine Howells
<b>Motion</b>	<p>This Council notes that:</p> <ol style="list-style-type: none"> <li>1. Extensive green areas, especially the green belt, and the absence of high-level development in our urban areas makes Epsom and Ewell a distinctive, green and an excellent place to live.</li> <li>2. Under the existing legislation Local Planning Authorities are being required to draft Local Plans on the basis of out of date, 2014, data that does not reflect Epsom and Ewell's housing need, as shown in more recently available 2018 data.</li> <li>3. The Government's recently proposed legislative changes to the planning process, whilst welcome in several aspects, are not yet enacted and the current legal position has not changed.</li> </ol> <p>These factors suggest that a pause in progressing the Draft Local Plan in its current form would provide an opportunity to assess the Government's draft proposals as well as the 2018 data on housing need in the borough.</p> <p>This Council therefore agrees that:</p> <ol style="list-style-type: none"> <li>i. Other than for the purpose of analysing the responses of the public consultation to capture residents' views and any new information, the Local Plan process be paused to enable:</li> </ol>

	<ul style="list-style-type: none"> <li>a) further work on brown field sites, including information arising out of the Regulation 18 consultation</li> <li>b) further options to be considered that do not include green belt sites</li> <li>c) an analysis of Epsom and Ewell’s required future housing numbers based on 2018 data</li> <li>d) a clearer understanding of the Government’s legislative intentions in regard to protections for the green belt and the current mandatory target for housing numbers.</li> </ul> <p>ii. Write to the MP for Epsom and Ewell calling on in him to use his influence to get the Government to abandon its use of 2014 data to calculate housing need and accept that all planning and housing policies must reflect the latest data if they are to be effective as well command the respect of the people they affect.</p>
<p><b>Relevant Committee and Chair of the Committee</b></p>	<p>Licensing and Planning Policy Committee</p> <p>Chair: Councillor Steven McCormick</p>