



MINUTES

Council

Date:	Monday, 19 October 2020
Venue:	Via Zoom
Members Present:	Mayor (Councillor Angela Jacques) Deputy Mayor (Councillor Richard Redcliffe) Councillors Ben Aitken, Frank Andrews, Peter Anthony, Tim Armit, Mark Bamforth, Brenda Blackshaw, Paula Brearley, Julie Brickles, Karen Buckley, Alan Clayton, Delma Collins, Peter Collins, Chris Dixon, Sue Fazackerley MBE, Trevor Fiddler, Ellie Gaunt, Brian Gill, Shirley Green, Noreen Griffiths, Peter Hardy, Will Harris, Gavin Harrison, Paul Hayhurst, Karen Henshaw JP, Paul Hodgson, John Kirkham, Matthew Lee, Cheryl Little, Roger Lloyd, Michelle Morris, Kiran Mulholland, Ed Nash, Sally Nash-Walker, Jayne Nixon, Linda Nulty, Liz Oades, David O'Rourke, Bobby Rigby, Michael Sayward, Vince Settle, Elaine Silverwood, John Singleton JP, Roger Small, Heather Speak, Ray Thomas, Tommy Threlfall, Stan Trudgill and Viv Willder.
Officers Present:	Allan Oldfield, Tracy Manning, Ian Curtis, Katharine McDonnell, Sharon Wadsworth, Ross McKelvie, Kassie Naravassi and the Reverend Christopher Scargill.

1. Declarations of Interest

Members were reminded that any disclosable pecuniary interests should be declared as required by the Localism Act 2011 and any personal or prejudicial interests should be declared as required by the Council's Code of Conduct for Members. There were none on this occasion.

2. Confirmation of Minutes

The minutes of the previous meeting held on 20 July 2020 were agreed as a correct record.

3. Mayor's Announcements

The Mayor advised that due to the current restrictions there had been very few visits and little activity in regards to fundraising for the charities. However she had recently spoken, by phone, to a resident celebrating their 100th birthday, which had been very enjoyable, and had sent flowers to mark the occasion.

The Mayor stated she had had a most enjoyable visit to officially open the Adventure Golf at Fairhaven Lake, she gave thanks to all those who had a hand in creating it.

The Mayor provided an update regarding Remembrance Sunday. She said that sadly commemorations for those who were killed in the First and Second World Wars and later conflicts, would not be conducted in the usual way on Remembrance Sunday.

She advised that organisations would be invited to lay wreaths at cenotaphs throughout the Borough up until 11 November. There would be no public ceremony on Remembrance Sunday, 8th November, but she would be attending the cenotaph to pay her private respects, as would representatives of the Royal British Legion and the Army.

Councillor Redcliffe, the Deputy Mayor, would be doing likewise at Lytham. The wreaths laid by the Mayor and Deputy Mayor, would be placed to pay the respects of all elected members and officers of Fylde Council.

She reiterated that the private visit would be a closed event and she encouraged people not to gather in the usual way on the morning of Remembrance Sunday. However, members of the public would be invited to display a poppy in their windows and to stand on their doorsteps at 11 am on Remembrance Sunday to observe a two-minutes silence as a mark of respect.

In concluding her announcements, the Mayor advised that she and the Chief Executive, had received correspondence from the Leader of the Council regarding the recent inclusion of the borough into Tier 3 Coronavirus restrictions. Given the importance of the matter, the Mayor invited the Leader to address the Council.

The Leader, Councillor Karen Buckley, advised members that given the seriousness and importance of the negotiations and mechanisms leading up to the decision to move the borough into Tier 3, she felt it was important to provide an update to the Council.

The Leader advised it had been a very difficult decision, taking a week of negotiations and deliberations between the Prime Minister's Office, the Leaders of Lancashire and Public Health Directors. She advised it was essential to establishing a dialogue with Government about future recovery of Lancashire, as well as securing immediate support for businesses and residents.

She advised that the restrictions were to be in place initially for four weeks and would be reviewed after three weeks. She stated that those businesses not being asked to close under the new restrictions had a responsibility to be Covid-secure, and for everyone to minimise their social contacts.

The Leader advised that the County had been given additional access to track and trace, support from the military, and additional support for enforcement, as well as the £30 million support package for the businesses and residents of Lancashire.

The Leader concluded her statement by stating that she was grateful to the Chief Executive and staff at Fylde, for all the additional work they had undertaken during the past few weeks and months, and she paid tribute to the Chief Executive of Lancashire County Council and the Directors of Public Health across Lancashire.

In response to a question she advised that if the restrictions extended beyond the four weeks, she had no information, at present, regarding any additional support.

4. Chief Executive's Communications

The Chief Executive had none on this occasion.

5. Questions for Members

A question had been received from a Member of the Council.

Councillor Brian Gill asked

"I would like to ask a question surrounding one of the fallouts of the lockdown and then the easing of restrictions. The subject is public toilets. Park View playing fields are used by many, from mother with toddlers, to park runners trying to improve their fitness. What they all have in common, is that when they are away from home they sometimes get caught short and require public toilet facilities.

Prior to lockdown the public used the on site café toilets were accessible from the outside. Post lockdown and the easing of restrictions, the café, with new proprietors and social distancing in force took the view together with, I am informed, council advice, to restrict access to those using the café. This of cause led to much consternation as the nearest public toilets are in Pleasant Street which I understand are temporarily closed for refurbishment.

I raised the issue with local ward councillors and the council representative on Park 4 View, Cllr Sayward. The answer I got was that adequate toilet facilities were available in Lytham for Park View, even though it could take up to 20 minutes to walk to them. I approached the Leader of the council for support and was told to raise my concerns with Cllr Sayward even though informing the leader I had already approached Cllr Sayward.

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So I bring my question to council. Can we have some public toilet facilities, similar to those at the splash area in St Annes at Park View playing fields in line with other major parks in the Borough such as Lowther, Ashton gardens and Fairhaven which all have dedicated public toilet facilities."

Councillor Roger Small responded advising that of the two toilet facilities at Park View, in the café and in the Eco Pod, the Park View Trust together with the leaseholder of the cafe had made the decision to temporarily restrict public access to the toilet facilities at the café, to facilitate track and trace measures. Councillor Small advised that he had had assurances from the Chairman of the Park View Trust that the restrictions were temporary and restrictions would be lifted as soon as the covid restrictions made it possible to do so. Given that the restrictions were temporary Councillor Small stated that there would be no reason to provide additional toilet facilities at the park. He further advised that the Pleasant Street toilets were open to the public.

Under the supplementary question provision, Councillor Gill asked if it could be publicised that the toilets would be made available to the public.

Councillor Small advised he would speak to the Chairman of the Trust regarding information pertaining to access to the toilets.

(Councillor Brickles left the meeting after this item)

6. Questions from Members of the Public

No questions had been received from members of the public on this occasion.

7. Notice of Motion – Community Governance Review – Lytham

Following notice given under rule 11 of the Council Procedure Rules, the following Motion was proposed by Councillor Roger Lloyd;

"For many years, Independent Councillors have been campaigning for the creation of Parish Council for the Lytham Area but have been blocked on many occasions.

We were heartened to read recently in the press and social media that local Conservative Councillors are now in favour of the formation of a local council in Lytham and Ansdell. Indeed, the government itself has made it clear in the 2006 white paper " Implementation Plan for the Local Government, Strong and Prosperous Communities" and also in the "Local Government and Public Involvement and Health Act 2007" and its commitment to Parish Councils. It recognises the role such councils can play in terms of community empowerment at the local level. It does seem that all sides of this chamber and central Government are now in one accord.

With the increasing possibility of our Borough becoming a part of a Combined Authority in the near future, we believe that there has never been a more important time for a Parish council to be created. However we strongly believe, and hope that our fellow councillors on both sides will agree, that we should have a local council for the Lytham area on its own merit and irrespective of any other circumstances.

We propose a Parish Council or Councils incorporating the 1922 Urban District Council boundary lines for Lytham, Ansdell, and Fairhaven.

The first stage in creating a parish council is a Community Governance Review and so the motion we propose reads as follows;

"Fylde Borough Council will commence the Community Governance Review with a view to exploring the creation of a parish council structure to cover the areas of Lytham, Ansdell, and Fairhaven."

The motion was seconded by Councillor Mark Bamforth.

Councillor Buckley proposed an amendment, previously submitted in writing to the Mayor;

"Fylde Borough Council welcomes the recommendation from the Finance and Democracy Committee which will be considered later in this meeting concerning a Community Governance Review and which will explore the creation of a parish council structure to cover the areas of Lytham, Ansdell, and Fairhaven"

The amendment was seconded by Councillor Vince Settle.

There was a subsequent debate with contributors stressing the importance of a local level of governance in the face of potential local government reorganisation; the ownership and management of public assets by parishes; and the correct level of representation in those areas of the borough where there had been significant housing development.

Following a request from five members of the council, a recorded vote was taken.

For the amendment (48): Aitken, Andrews, Anthony, Armit, Bamforth, Blackshaw, Brierley, Buckley, Clayton, D Collins, P Collins, Dixon, Fazackerley, Fiddler, Gaunt, Gill, Green, Griffiths, Hardy, Harris, Harrison, Hayhurst, Henshaw, Hodgson, Jacques, Kirkham, Lee, Little, Lloyd, Morris, Nash, Nash-Walker, Nixon, Nulty, Oades, O'Rourke, Redcliffe, Rigby, Sayward, Settle, Silverwood, Singleton, Small, Speak, Thomas, Threlfall, Trudgill and Willder.

Against the amendment (1): Mulholland

The amendment was carried and a further vote was taken and the motion was AGREED.

8. Suspension of the Standing Orders

Councillor John Singleton, invited members to consider passing a resolution to suspend part of the Council's Procedure Rules, specifically Paragraph 4.7(ii) in Part 4D of the Council's Constitution "the Financial Procedure Rules" in accordance with the provisions of Article 14.01 of the Council's Constitution and Procedural Standing Order 28.1.

The reason for suspension would be on the grounds of expediency.

If agreed the suspension would be to allow for the consideration of items 9 and 10 by Council without first being considered by the relevant programme committees, and the suspension would be for this meeting only.

Councillor Ellie Gaunt seconded the motion

It was RESOLVED to suspend paragraph 4.7(ii), part 4D of the Council's Constitution.

9. MCHLG Next Steps Funding to Support Homeless Households in Fylde

Councillor Thomas Threlfall introduced a report outlining details of a fully funded revenue budget increase to support homeless people in Fylde and Wyre. He thanked the government and officers of the council for securing the funding to assist the most vulnerable of the borough's residents.

Councillor Jayne Nixon seconded the proposal, noting the urgency to get the funding in place and allocated. There was a brief debate, where concerns were raised that whilst the funding was most welcomed, the funds needed to be allocated carefully and questions were raised whether it would be sufficient.

It was RESOLVED to;

1. Note the contents of the report and the approach the Housing Service have put in place to ensure the funds are fully spent by March 2021; and
2. Approve a fully funded revenue budget increase for 2020/21 in the sum of £112,210 in respect of the Next Steps homelessness initiative to be met by Next Steps Funding provided by MHCLG, of which £56,766 will be transferred to Wyre Council as the partner authority in the delivery of the joint scheme.

10. Fully Funded Budget Increase – Supporting Vulnerable People (COVID-19)

Councillor Thomas Threlfall advised that the Local Authority Emergency Assistance Grant for Food and Essential Supplies had been awarded to Lancashire County Council by DEFRA. The grant was to be used to support people across Lancashire who were struggling to afford food and essentials due to the COVID-19 pandemic. Lancashire County Council had allocated £74,154.55 to Fylde Council as a part of the grant provision to support local people up until 31st March 2021. He stated that it was most welcomed and needed at the present time.

Councillor Jayne Nixon seconded the proposal, noting the excellent support networks already in place through which the money could be allocated quickly.

It was therefore RESOLVED to:

1. Approve a fully funded revenue budget increase in the sum of £74,155 for 2020/21 in respect of the scheme of support to vulnerable people during the covid pandemic as set out in the report; and
2. Delegate authority to the Director of Resources to approve the award of grants under the scheme in accordance with the principles set out within this report in respect to awards for both food and essential supplies.

11. Members' Allowances

Councillor John Singleton advised that the Independent Remuneration Panel had recently met to consider Members' allowances for 2021/22.

The Panel were recommending no change to the allowances, as currently set out, for 2021/22. The Panel had also been asked to consider the Deputy Mayor's allowances, and having had regard for comparative data, the Panel were recommending an increase, from 1st April 2021, to £2,394.

Councillor Singleton also asked that members noted that on assuming the Leadership of the Council, Councillor Buckley had given notice to forego the special responsibility allowance for Chairman of the Finance and Democracy Committee.

Councillor Ellie Gaunt seconded.

A number of Councillors expressed concern regarding the timing of the proposed increase for the Deputy Mayor's allowance and a number spoke in opposition to the proposed increase.

Councillor Gill proposed an amendment that recommendations 1-3, as printed in the agenda, remain and recommendations 4-5, pertaining to the Deputy Mayor's allowance, be deleted.

The amendment was seconded by Councillor Lloyd.

Following further debate, Councillor Buckley suggested that the amendment be slightly amended to *defer* recommendations 4 and 5 to a future meeting. Councillor Singleton and Councillor Gill agreed to make the amendment.

An additional brief debate took place, before moving to a vote when it was RESOLVED to adopt the following recommendations of the Independent Remuneration Panel with effect from 1 April 2021:

1. No increase to the level of basic allowance and special responsibility allowances but to maintain them as follows:
Basic allowance – £4,000
Leader of the Council – £10,625
Deputy Leader – £3,190
Chairmen of Programme Committees – £4,250
Vice-Chairman of above – £2,125
Chairman of Audit and Standards – £3,450
Vice- Chairman of Audit and Standards – £1,725
Chairmen of Public Protection and Licensing – £1,725
Vice-Chairmen of above – £865
Chairman of Member Development Steering Group – £2,125
Leader of each political group – £34 a member
2. Maintain the present level of travel and subsistence allowances and dependent carers' allowance for 2021/22;
3. To maintain the allowance paid to the three Independent Persons at £800 per person per annum, with the cost to be shared equally with Blackpool;
4. To defer the consideration of the increase of the Deputy Mayor's allowance from £1,842 to £2,394 to a future meeting; and
5. To defer any increase to the revenue budget until such a time the subject of recommendation 4 had been considered.

12. Community Governance Review

Councillor Karen Buckley advised that Finance and Democracy Committee had recently considered a report that discussed undertaking a community governance review of the structure of parish governance within Fylde. The committee recommended that a review be undertaken, and in doing so asked that particular attention be given to the unparished area and areas undergoing significant residential growth.

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The current Boundary Commission review of Fylde's ward boundaries had been triggered by the numbers of residential developments in some areas which had led to some wards of the borough being disproportionately over or under represented in terms of the ratio of elected members to electorate.

It was recommended practice that a community governance review should not run in tandem with a Boundary Commission review of the council size and warding of a principal council. Initially it had been advised that as Fylde was presently undergoing such a review, it had been recommended that the relevant parts of the indicative timetable for the community governance review be moved back by one year, so that the community governance review started on completion of the current Boundary Commission review.

Councillor Buckley advised it would be better to run the parish review first however due to the prescribed timetable of the Boundary Commission review, it was not possible to change.

The Head of Governance had advised a staged approach to the review. Councillor Buckley advised that Stage 1 would focus on the parish boundaries, with Stage 2 focussing on the unparished areas. She advised the Community Governance Review could be completed in time for the 2023 elections. The staged approach would allow for the Boundary Commission work to be completed without any impact on the Community Governance Review.

Councillor Vince Settle seconded.

A detailed debate followed where the previous lack of community appetite for a Lytham Town Council was discussed; the granting of community facilities to the parishes; the impact of potential local government re-organisation; concerns regarding the level of work involved in creating a new parish council and whether the proposed timetable provided enough time; and suggestions to move the boundaries for Kirkham and Wesham Town Councils to accommodate changes caused by new residential development.

Councillor Gill proposed an amendment to reverse the proposed staged approach for Stage one becoming Stage two and Stage two becoming Stage One.

Councillor P Collins seconded the amendment.

A further debate took place highlighting the statutory and fixed nature of the Boundary Commission timetable, with suggestions made to run the Community Governance Review in tandem with the Boundary Commission Review. It was also stressed what needed to be completed for the Boundary Commission review, including ensuring the parish boundaries reflected the impact of additional residential development on those parishes.

Councillor Buckley stated that the proposed reversal of the timetable did not take into account the Boundary Commission timetable.

Following a request from five members of the council, a recorded vote was taken.

For the amendment (10): Bamforth, Blackshaw, P Collins, Gill, Griffiths, Hardy, Hayhurst, Henshaw, Lee, Lloyd.

Against the amendment (35): Aitken, Andrews, Anthony, Armit, Brierley, Buckley, D Collins, Dixon, Fazackerley, Fiddler, Gaunt, Green, Harrison, Kirkham, Little, Morris, Mulholland, Nash, Nash-Walker, Nixon, Nulty, Oades, O'Rourke, Rigby, Sayward, Settle, Silverwood, Singleton, Small, Thomas, Threlfall, Trudgill, Willder, Jacques, Redcliffe.

Abstain (2): Clayton, Hodgson.

Councillor Oades proposed an amendment with the addition of a third recommendation, that background work in regards to the parishing of Lytham, such as the consultation work, be started and be undertaken by Councillors.

The amendment was seconded by Councillor Nulty

Following a brief debate, a vote was taken, and the amendment was LOST.

It was therefore RESOLVED to;

1. Undertake a community governance review, with terms of reference comprising the whole of the council's district but in two stages:

Stage One to focus on areas of high development

Stage Two to focus on the unparished areas of Lytham and Ansdell

2. Adopt the following timetable to accommodate the ongoing Boundary Commission review of Fylde's council size and warding:

Stage One

- November 2020 – February 2021: review conducted
- February 2021: Draft recommendations of review reported to committee for recommendation to council
- March 4 2021: Full council considers report of committee and confirms (or otherwise) the draft recommendations of the review. Gives authority to publish the agreed recommendations.
- March 29 2021: Committee decides whether to recommend to council to confirm the review recommendations.
- 19 April 2021: Council confirms (or otherwise) the recommendations and gives formal authority to make the order.
- Post April 2021: Order made and published (including anticipated precept for any new parish council), any recommendations to the Electoral Commission made.
- May 2023: Parish council elections.

Stage Two

- November 2021 – February 2022: review conducted
- February 2022: Draft recommendations of review reported to committee for recommendation to council
- March 2022: Full council considers report of committee and confirms (or otherwise) the draft recommendations of the review. Gives authority to publish the agreed recommendations.
- March 2022: Committee decides whether to recommend to council to confirm the review recommendations.
- 19 April 2022: Council confirms (or otherwise) the recommendations and gives formal authority to make the order.
- Post April 2022: Order made and published (including anticipated precept for any new parish council), any recommendations to the Electoral Commission made.
- May 2023: Parish council elections.

(Councillors Harris and Speak left the meeting during the above item)

13. Constitution Amendments

Councillor John Singleton advised that the Audit and Standards had considered a report, at its meeting held on 24 September 2020, regarding changes to the Contract Procedure Rules to require officers to comply with applicable parts of the "Guide to Buying for the Council", or explain their reasons for not doing so.

The recommendation of the Audit and Standards Committee was now before Council for adoption.

Councillor Ellie Gaunt seconded.

Following a brief debate, it was RESOLVED to replace rule 1.3 of the Council's Contract Procedure Rules with the following: *"Buyers should normally follow the guidance in the "Guide to Buying for the Council", which is available on the council's intranet. They should record and be able to explain the reason for any decision to not follow the Guide"*.

14. Appointments to Outside Bodies

Councillor Karen Buckley introduced a number of changes proposed to the representatives on outside bodies. She explained that these changes were as a result of changes to committee memberships in July 2020.

Councillor Roger Small seconded the proposal.

It was RESOLVED;

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1. To approve the nominated appointments to outside bodies for the remainder of the 2020/21 municipal year, as shown in appendix 1;
2. To approve the recommendation from Operational Management Committee for the removal of the Fairhaven and Church Scar Coastal Defence Project Board from the outside bodies list as the project had now been completed;
3. To approve the recommendation from Finance and Democracy Committee that the South Fylde Rail Users Group be added to the approved list of Outside Bodies for Fylde Council; and
4. Subject to the approval of recommendation 3 above, Council to approve Councillor Vince Settle as the representative for Fylde Council on the South Fylde Rail Users Group.

15. Corporate Plan 2016-2020 Closure Report

Councillor Susan Fazackerley advised that the report before members provided a final commentary on the 2016/20 Corporate Plan.

Councillor Karen Buckley seconded.

Following a brief debate, it was RESOLVED that the Council approves the closure of the Corporate Plan 2016 to 2020.

16. Corporate Plan 2020-2024 Report

Councillor Karen Buckley proposed the four-year Corporate Plan for Fylde covering the period 2020-2024, advising that it had taken into consideration the impact of COVID 19.

The proposal was seconded by Councillor Roger Small.

It was RESOLVED to

1. That the council approves the 2020-2024 Corporate Plan receiving annual progress reports in accordance with the established performance policy framework; and
2. That the Budget Work Group be tasked to identify the priority actions of the Corporate Plan 2020-2024 and to report back to Full Council for agreement.

17. Fully Funded addition to Capital Programme – Affordable Housing Scheme, Lytham Road, Warton

Councillor Trevor Fiddler advised that the report before members recommended approval of a scheme for affordable housing on Lytham Road Warton, utilising S106 funding. The report also asked for approval to include in the Capital Programme, phased equally over two financial years (2020/21 and 2021/22), the sum of £260,000 to be fully funded from a portion of the balance of S106 developer contributions for affordable housing currently held by the Council for this purpose (from Agreement ref: 12/0717 - Moss Farm, Cropper Road, Westby).

Councillor Richard Redcliffe seconded.

It was RESOLVED

1. Approve a fully funded addition to the Capital Programme – “Affordable Housing Scheme at Lytham Road, Warton” phased equally over two financial years (2020/21 and 2021/22) for £260,000 to be met from a portion of S106 developer contributions for affordable housing currently held by the Council for this purpose (from Agreement Ref: 12/0717 - Moss Farm, Cropper Road, Westby); and
2. To authorise drawdown of the expenditure (subject to approval of recommendation 1) phased equally over two financial years (2020/21 and 2021/22) for £260,000 to Adactus (Jigsaw Homes Group) after regard and consideration of the compliance with the financial regulations covered within the body of the report.

18. St Annes Seawall

Councillor Roger Small advised that the Council had been successful in applying for funding to undertake development studies in preparation for the replacement of the hard sea defences at St Annes Seawall. The report before members requested that Council approve a new capital scheme (St Annes Sea Wall) fully funded from the

Environment Agency Flood Defence Grant in Aid Programme to be added to the Capital Programme for 2020/21 in the sum of £300,000.

Councillor John Kirkham seconded the proposal.

Following a brief debate, it was RESOLVED;

1. Approve a new fully funded capital scheme 'St Anne's Sea Wall' within the Council's Capital Programme for 2020/21 in the sum of £300,000, to be met in full, from the Environment Agency flood defence grant in Aid programme; and
2. Note the future budget implications as detailed in section 18 and 19 of the report.

19. Budget Setting – Fees and Charges 2020/21 – Fairhaven Adventure Golf

Councillor Cheryl Little advised that at its meeting held on 3 September 2020, the Tourism and Leisure Committee considered a report about the proposed fee levels to be adopted and subsequently included within the schedule of approved fees and charges for 2020/21 in relation to Fairhaven Adventure Golf.

The report circulated with the Tourism and Leisure Committee agenda provided details regarding the fees and charges, including background to how these were determined and described the operation of the service.

Councillor Michael Sayward seconded the proposal.

In response to question, Councillor Little advised that a wider scale of fees and charges were to be considered by the Tourism and Leisure Committee next year.

It was RESOLVED to approve the proposed fees and charges for the Fairhaven Adventure Golf as detailed within the report to be adopted within the schedule of fees and charges for 2020/21.

20. Budget Setting – Fees and Charges 2020/21 – Private Paddle Permit

Councillor Cheryl Little advised that at its meeting held on 3 September 2020, the Tourism and Leisure Committee recommended to Council approval of the introduction of a Fairhaven Lake Private Paddle Permit at a charge of £60 per year to be adopted within the schedule of fees and charges for 2020/21.

Councillor Michael Sayward seconded the proposal.

In response to questions Councillor Little advised that day fees were still available but permits were to be introduced to answer requests to provide the same from users of the lake.

It was RESOLVED to approve the recommendation of Tourism and Leisure Committee to introduce a Fairhaven Lake Private Paddle Permit at a charge of £60 per year to be adopted within the schedule of fees and charges for 2020/21.

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