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Our Ref: DS  
Your Ref:

Date: 10<sup>th</sup> January 2018

Dear Councillor,

**Council**

YOU ARE HEREBY SUMMONED to attend the Meeting of the **Council** to be held in the **Council Chamber**, on **Thursday, 18 January 2018 at 18:00** to transact the business set out on the attached agenda.

Yours faithfully,



Chief Executive

To:- **Conservative Group**

Councillor Stanton (Chairman), Councillor Mrs Hall (Vice-Chairman) and Councillors Atkin, Billings, Mrs Brown, Mrs Coe, Coe, Mrs Coyle, Ford, Grant, Harrison, Hewlett, MacPherson, Muller, Murray, Mrs Patten, Mrs Plenderleith, Roberts, Smith, Swann, Tipping, Watson, Wheeler and Mrs Wyatt

**Labour Group**

Councillors Bambrick, Chahal, Dunn, Dr Pearson, Rhind, Richards, Shepherd, Southerd, Mrs Stuart, Taylor, Tilley and Wilkins

## **AGENDA**

### **Open to Public and Press**

- 1** Apologies.
- 2** Presentation: Green Apple Awards.
- 3** To confirm the Open Minutes of the Extraordinary Council Meeting (CL/70-CL/73) and Council Meeting (CL/74-CL/95) held on the 2nd November 2017.  
Extraordinary Council 2nd November 2017 Open Minutes **5 - 6**  
  
Council 2nd November 2017 Open Minutes **7 - 14**
- 4** To note any declarations of interest arising from any items on the Agenda.
- 5** To elect the Leader of the Council.
- 6** To receive any announcements from the Chairman, Leader and Head of Paid Service.
- 7** To receive any questions by members of the public pursuant to Council Procedure Rule No.10.
- 8** To receive any questions by Members of the Council pursuant to Council procedure Rule No. 11.
- 9** To authorise the sealing of the documents.  
  
SEALED DOCUMENTS **15 - 15**
- 10** COUNCIL TAX REDUCTION SCHEME REGULATIONS 2018 **16 - 18**
- 11** To receive and consider the Open Minutes of the following Committees:-

Planning Committee 7th November 2017 Open Minutes	<b>19 - 21</b>
Standards Committee 9th November 2017 Open Minutes	<b>22 - 23</b>
Licensing and Appeals Sub-Committee 13th November 2017 Open Minutes	<b>24 - 27</b>
Environmental and Development Services Committee 16th November 2017 Open Minutes	<b>28 - 32</b>
Housing and Community Services Committee 23rd November 2017 Open Minutes	<b>33 - 36</b>
Planning Committee 28th November 2017 Open Minutes	<b>37 - 42</b>
Overview and Scrutiny Committee 29th November 2017 Open Minutes	<b>43 - 45</b>
Finance and Management Committee 30th November 2017 Open Minutes	<b>46 - 49</b>
Planning Committee 19th December 2017 Open Minutes	<b>50 - 55</b>
Environmental and Development Services Committee 4th January 2018 Open Minutes	<b>56 - 57</b>
Etwall Area Forum Minutes 3rd October 2017	<b>58 - 61</b>
Swadlincote Area Forum Minutes 4th October 2017	<b>62 - 65</b>
Repton Area Forum Minutes 10th October 2017	<b>66 - 69</b>
Newhall Area Forum Minutes 11th October 2017	<b>70 - 73</b>

- 12 To review the compositions of Committees, Sub-Committees and Working Panels for the remainder of the municipal year.
- 13 To review the compositions of Substitute Panels.
- 14 To review representation on Outside Bodies.
- 15 To review Member Champions.

**Exclusion of the Public and Press:**

- 16 The Chairman may therefore move:-  
That in accordance with Section 100 (A)(4) of the Local Government Act 1972 (as amended) the press and public be excluded from the remainder of the Meeting as it is likely, in view of the nature of the business to be transacted or the nature of the proceedings, that there would be disclosed exempt information as defined in the paragraph of Part I of the Schedule 12A of the Act indicated in the header to each report on the Agenda.
- 17 To confirm the Exempt Minutes of the Council Meeting held on 2nd November 2017 (CL/96-CL/98).  
Council 2nd November 2017 Exempt Minutes
- 18 To receive any Exempt questions by Members of the Council pursuant to Council procedure Rule No. 11.
- 19 To receive and consider the Exempt Minutes of the following Committees:-  
Environmental and Development Services Committee 16th November 2017 Exempt Minutes  
Housing and Community Services 23rd November 2017 Exempt Minutes  
Planning Committee 28th November 2017 Exempt Minutes  
Finance and Management Committee 30th November 2017 Exempt



MINUTES of the EXTRAORDINARY MEETING of the  
SOUTH DERBYSHIRE DISTRICT COUNCIL  
held at the Civic Offices, Civic Way, Swadlincote  
on Thursday 2<sup>nd</sup> November 2017  
at 5:30pm

**PRESENT:-**

**Conservative Group**

Councillor Stanton (Chairman), Councillor Mrs Hall (Vice Chairman) and Councillors Atkin, Billings, Mrs Brown, Mrs Coe, Coe, Mrs Coyle, Ford, Grant, Harrison, Hewlett, MacPherson, Murray, Mrs Patten, Mrs Plenderleith, Roberts, Smith, Swann, Tipping, Watson, Wheeler and Mrs Wyatt

**Labour Group**

Councillors Bambrick, Dunn, Rhind, Richards, Shepherd, Southerd Mrs Stuart, Tilley and Wilkins

CL/70 **APOLOGIES**

Apologies for absence from the Meeting were received from Councillor Muller (Conservative Group) and Councillors Chahal, Dr Pearson and Taylor (Labour Group)

CL/71 **DECLARATIONS OF INTEREST**

No declarations of interest were received.

CL/72 **FREEDOM OF ENTRY TO THE DISTRICT OF SOUTH DERBYSHIRE – 1211 (SWADLINCOTE AND DISTRICT) SQUADRON AIR TRAINING CORPS**

The Chief Executive presented the report to Council outlining that legislation provided councils with the power to bestow the honour of Honorary Freeman and to grant freedom of the entry to the District to persons of distinction and persons who had, in the opinion of the Authority, rendered eminent services to that place or area. This practice provided a dignified and satisfactory means of enabling the District to honour the Air Training Corps, for their contribution to the community of South Derbyshire.

To this end, an Extraordinary Meeting of the Council had to be convened specifically to consider this matter, with those present unanimously voting in favour of granting the 1211 Squadron Air Training Corps freedom of entry into the District “to march through the streets of the District with colours flying and bands playing.”

The Chairman led a number of tributes paid to the ATC and presented the Freedom Scroll to Flight Lieutenant Ruth Morgan, who whilst acknowledging

the hard work and dedication of the Squadron, thanked Council for this recognition.

**RESOLVED:-**

***1.1 That in pursuance of Section 249 of the Local Government Act 1972, as amended by the Local Democracy, Economic Development and Construction Act 2009, Members of the 1211 (Swadlincote and District) Squadron Air Training Corps be admitted as Honorary Freemen of the District of South Derbyshire, in recognition of their distinguished service to the people of South Derbyshire.***

***1.2 That the Common Seal of the Council be affixed to the certificate to be presented to the Squadron on its admission as Honorary Freemen of the District of South Derbyshire.***

CL/73 **LOCAL GOVERNMENT ACT 1972 (AS AMENDED BY THE LOCAL GOVERNMENT [ACCESS TO INFORMATION] ACT 1985)**

**RESOLVED:-**

***That in accordance with Section 100(A)(4) of the Local Government Act 1972 (as amended) the press and public be excluded from the remainder of the Meeting for the following items of business on the grounds that***

Council was informed that there were no exempt matters.

The meeting terminated at 5.45pm.

COUNCILLOR M STANTON

CHAIRMAN OF THE DISTRICT COUNCIL

MINUTES of the MEETING of the  
SOUTH DERBYSHIRE DISTRICT COUNCIL  
held at the Civic Offices, Civic Way, Swadlincote  
on Thursday 2<sup>nd</sup> November 2017  
at 6.00pm

**PRESENT:-**

**Conservative Group**

Councillor Stanton (Chairman), Councillor Mrs Hall (Vice Chairman) and Councillors Atkin, Billings, Mrs Brown, Mrs Coe, Coe, Mrs Coyle, Ford, Grant, Harrison, Hewlett, MacPherson, Murray, Mrs Patten, Mrs Plenderleith, Roberts, Smith, Swann, Tipping, Watson, Wheeler and Mrs Wyatt

**Labour Group**

Councillors Bambrick, Dunn, Rhind, Richards, Shepherd, Southerd, Mrs Stuart, Tilley and Wilkins

A minute's silence was held in memory of the former Chairman of the Council, Mrs Hood. Individual tributes were made by Councillors Ford, Wheeler and Richards.

CL/74 **APOLOGIES**

Apologies for absence from the Meeting were received from Councillor Muller (Conservative Group) and Councillors Chahal, Dr Pearson and Taylor (Labour Group)

CL/75 **MINUTES**

The Open Minutes of the Meeting of the Council held on 21st September 2017 (CL/48-CL/66) were approved as a true record.

CL/76 **DECLARATIONS OF INTEREST**

Councillor Atkin declared a pecuniary interest in relation to Item 9, Adoption of South Derbyshire Local Plan Part 2 and Item 11, Infinity Garden Village – Liaison Group Report, by virtue of his family owning farm land in the parished area of Barrow upon Trent, informing Council that he would leave the Chamber whilst these items were discussed.

CL/77 **ANNOUNCEMENTS FROM THE CHAIRMAN**

The Chairman of the Council outlined a summary of events attended since the last Council Meeting, including a performance on the Delph by Pingle Academy Choir, the Ilkeston Charter Fair, International Food Fair and the Open Day held at Swadlincote Golf Club, which the Chairman commended.



**CL/78 ANNOUNCEMENTS FROM THE LEADER**

The Leader, whilst referring to the recent Burton Mail Business Awards, congratulated those businesses in South Derbyshire that were awarded especially Wilshee's Waste and Recycling on winning the overall Award. The success of the International Food Fair was noted and the Leader thanked officers for their contribution.

**CL/79 ANNOUNCEMENTS FROM THE HEAD OF PAID SERVICE**

The Chief Executive commemorated the former Chairman of the Council, Ann Hood and added to the tributes expressed earlier in the Meeting. Members were informed that former Councillor Brian Valentine had sadly passed away and the Council's flag was flown at half-mast as a mark of respect.

**CL/80 QUESTIONS BY MEMBERS OF THE PUBLIC PURSUANT TO COUNCIL PROCEDURE RULE NO. 10**

Council were informed that no questions had been received.

**CL/81 QUESTIONS BY MEMBERS OF THE COUNCIL PURSUANT TO COUNCIL PROCEDURE RULE NO. 11**

Council were informed that no questions had been received.

**CL/82 SEALED DOCUMENTS**

<u>Date</u>	<u>No. of Seal</u>	<u>Nature of Document</u>
15.09.17	11816	Transfer – 45 Brookdale Road, Hartshorne
27.09.17	11823	Transfer – 11 Davis Road, Swadlincote
06.10.17	11829	Transfer – 129 Chestnut Avenue, Midway

**RESOLVED:**

***The Sealed Documents listed, for which there is no specific authority, were duly authorised.***

**CL/83 THE ANNUAL AUDIT LETTER FOR SOUTH DERBYSHIRE DISTRICT COUNCIL**

The representative of the Council's external auditors, Ernst and Young, presented the report to Council explaining that the Annual Audit Letter is a summary of work undertaken in respect of the accounts for 2016-17. It was noted that the focus on the financial statement and value for money opinion had been debated through Audit Sub-Committee.

Councillor Richards referred to the findings in the report and queried why the issues relating to contracts had not been found and addressed sooner. The external auditor's representative advised that such issues had been alerted through a whistleblowing investigation which had concluded, but had also been raised by internal audit.

Councillor Dunn sought reassurance that the issues raised had been rectified and would not be repeated. The Chief Executive advised that legal advice had been sought where necessary, additional measures had been put in place and action against those officers responsible had been taken. The Chief Executive reiterated that there was no financial loss as a result of this issue.

**RESOLVED:**

***Members considered and approved the Annual Audit Letter for 2016/17.***

Councillor Atkin left the Chamber at 6.25pm.

CL/84 **ADOPTION OF SOUTH DERBYSHIRE LOCAL PLAN PART 2**

The Director of Community and Planning Services and the Planning Policy Officer presented the report outlining the key events leading to this final stage of adoption of the Local Plan Part 2.

Councillor Watson addressed the Committee noting the length of time it has taken to reach this point, whilst appreciating the success of the Local Plan Part 1.

Councillor Richards, whilst welcoming its finalisation, raised concern that the development split forecast for Derby City and South Derbyshire may exceed the figures proposed in the Local Plan Part 2 for this district. The Planning Services Manager acknowledged that the Plan may require review at a future date in this respect.

**RESOLVED:**

***To adopt the Local Plan Part 2, 2011 – 2028 incorporating all the main modifications set out by the Inspector and the additional modifications proposed by the Council, including any consequential and other appropriate alterations for the purposes of clarification or typographical corrections.***

Councillor Atkin returned to the Chamber at 6.35pm.

CL/85 **DYING TO WORK CHARTER**

The Chief Executive presented the report to Council outlining the process involved in signing up to this Charter. Councillor Richards had requested the review of supporting the Charter at a previous meeting and welcomed the report.

**RESOLVED:**

***Members supported the TUC's Dying to Work Campaign and for the Council to formally sign up to the Charter.***

Councillor Atkin left the Chamber at 6.45pm.

**CL/86     INFINITY GARDEN VILLAGE – LIAISON GROUP & EXPENDITURE OF GRANT FUNDING**

The Planning Services Manager presented the report to Council recalling that the Environment and Development Services Committee held on 28<sup>th</sup> September resolved that expenditure plans for the awarded grant to Derby City Council and South Derbyshire District Council, in respect of Infinity Garden Village be deferred pending inauguration of the Infinity Garden Village Liaison Group (IGVLG) and seek views of the IGVLG before a decision be made about the expenditure plans. The Planning Services Manager referred to the minutes of the IGVLG meeting held on 11<sup>th</sup> October 2017. The key points raised included the appointment of a project manager and traffic modelling to improve road networks.

Councillor Richards, whilst referring to paragraph 4.1 of the report relating to the Expression of Interest (EOI), highlighted his concern that the EOI had been submitted without Members' approval. The Councillor referred to the findings of a confidential document stating that the appropriate procedure had not been followed and explained that for this reason the proposal could not be supported.

The Chief Executive informed Council that a confidential report had been drafted by the Monitoring Officer where further investigation would follow and relevant Members would be contacted.

Councillor Shepherd, as Ward Member for Stenson Fields, echoed the views of Councillor Richards and wished for it to be noted that during the IGVLG meeting, he had expressed concern that funding may be used to employ a project manager. Whilst referring to the minutes of the IGVLG meeting, the Councillor re-iterated that the matter had not followed due process and as local Ward Member he had not been kept informed.

The Planning Services Manager explained that the EOI was submitted by Officers, which, once accepted, would have led to a full bid application process. It would have been put to Members at this point, but the announcement was made public sooner than was expected.

Councillor Wilkins, whilst acknowledging the investigation, questioned that if it concludes that the process was flawed, then would that lead to subsequent abandonment of the plans for the Garden Village.

The Chief Executive advised that the proposed plans would need to proceed as the funding has been granted by government, but reassured Members that an investigation would be conducted.

Councillor Richards sought clarification from the Planning Services Manager on the criteria required to qualify for a garden village. The Planning Services Manager outlined that the EOI was submitted even though it appeared that the site did not meet all of the requirements.

Councillor Shepherd raised concern that as local ward member he was neither informed nor involved in the EOI or subsequent correspondence.

In accordance with the Council Procedure Rules, a recorded vote was requested and carried by Council.

Members who voted in favour of the recommendations in the report:  
Councillors Billings, Mrs Brown, Mrs Coe, Coe, Mrs Coyle, Ford, Grant, Mrs Hall, Harrison, Hewlett, MacPherson, Murray, Mrs Patten, Mrs Plenderleith, Roberts, Smith, Stanton, Swann, Tipping, Watson, Wheeler and Mrs Wyatt

Members who voted against the recommendations in the report:  
Councillors Bambrick, Dunn, Rhind, Richards, Shepherd, Southerd, Mrs Stuart, Tilley and Wilkins

**RESOLVED:**

***1.1 Members noted the comments of the Infinity Garden Village Liaison Group (IGVLG) and authorised the expenditure of the first tranche of grant funding as detailed in the report.***

***1.2 Subject to further reporting to the IGVLG at its future meetings, Members granted delegated authority to the Chairman of Environmental and Development Services Committee and Chief Executive to agree the final round of expenditure of the remaining sum (c.£49k).***

Councillor Atkin returned to the Chamber at 7.10pm.

Councillors Coe, Mrs Coe, Mrs Wyatt left the Meeting at 7.10pm.

CL/87 **PLANNING FOR THE RIGHT HOMES IN THE RIGHT PLACES:  
CONSULTATION PROPOSALS**

The Planning Policy Officer presented the report to Council.

Councillor Southerd sought clarification on the implications of the report and these were outlined by the Officer and Planning Services Manager.

Abstentions: Councillor Richards and Mrs Stuart

**RESOLVED:**

***Members endorsed the response to the current consultation by the Department of Communities and Local Government (DCLG) on 'Planning for the Right Homes in the Right Places' set out in this report.***

Councillor Mrs Plenderleith left the Meeting at 7.20pm.

CL/88 **CONSULTATION – DISQUALIFICATION CRITERIA FOR COUNCILLORS  
AND MAYORS**

The Monitoring Officer presented the report to Council outlining that the consultation proposed the disqualification criteria to be updated to include; convictions that result in an individual being on sex offenders' register, civil

injunctions, and Criminal Behaviour Orders. Members were advised that, if implemented, proposals would not apply retrospectively.

Councillor Wheeler, whilst referring to the disqualification criteria, proposed that the report be noted and invited individual members to respond to the consultation individually should they wish to do so.

**RESOLVED:**

***1.1 Members considered and noted the consultation document titled 'Disqualification criteria for Councillors and Mayors', attached as Appendix 1 to the report.***

CL/89 **OPEN MINUTES**

Council received and considered the open minutes of its Committees.

**RESOLVED:-**

***That the open minutes of the following Committees and Area Forum meetings were approved as a true record:-***

<b>Committee</b>	<b>Date</b>	<b>Minute Numbers</b>
Licensing and Appeals Sub-Committee	12.09.17	LAS/9-LAS/13
Finance and Management: Special	21.09.17	FM/58-FM/64
Planning	26.09.17	PL/57-PL/66
Etwall Joint Management Committee	27.09.17	EL/1-EL/9
Environmental and Development Services	28.09.17	EDS/31-EDS/43
Licensing and Appeals Sub-Committee	04.10.17	LAS/15-LAS/17
Housing and Community Services	05.10.17	HCS/30-HCS/40
Licensing and Appeals Sub-Committee	12.10.17	LAS/20-LAS/23
Finance and Management	12.10.17	FM/67-FM/79
Planning	17.10.17	PL/67-PL/77
Overview and Scrutiny	18.10.17	OS/20-OS/29

Councillor Mrs Coe returned to the Chamber at 7.30pm.

CL/90 **THE COMPOSITION OF COMMITTEES, SUB-COMMITTEES & WORKING PANELS FOR THE REMAINDER OF THE MUNICIPAL YEAR**

The Leader announced that Councillor Murray be replaced by Councillor Tipping on the Swadlincote Townscape Heritage Lottery Fund Panel.

CL/91 **COMPOSITION OF SUBSTITUTE PANELS**

Council was informed that no changes had been made to the composition of the substitute panels since its last meeting.

CL/92 **REPRESENTATION ON OUTSIDE BODIES**

Council were informed that no changes had been made to representations on outside bodies since its last meeting.

CL/93 **MEMBER CHAMPIONS**

Council were informed that no changes had been made to appointment of Member Champions since its last meeting.

CL/94 **DIRECTOR OF COMMUNITY & PLANNING SERVICES**

The Chief Executive, whilst referring to notice given to the Leader, informed Council that this would be the last Council meeting attended by the Director of Community and Planning Services before leaving the Authority, and thanked the Director for his work. The Chairman was joined by Members in commending the Director for his motivation, dedication and achievements within health, sport and the community and presented the Director with a Council tie.

CL/95 **LOCAL GOVERNMENT ACT 1972 (AS AMENDED BY THE LOCAL GOVERNMENT [ACCESS TO INFORMATION] ACT 1985)**

**RESOLVED:-**

*That in accordance with Section 100(A)(4) of the Local Government Act 1972 (as amended) the press and public be excluded from the remainder of the Meeting for the following items of business on the grounds that they involve the likely disclosure of exempt information as defined under the paragraphs of Part 1 of Schedule 12A of the Act as indicated in the reports of Committees.*

**EXEMPT MINUTES OF THE COUNCIL**

*The Exempt Minutes of the Annual Council Meeting held on 21st September 2017 (CL/67-CL/69) were approved as a true record.*

**EXEMPT QUESTIONS BY MEMBERS OF THE COUNCIL PURSUANT TO COUNCIL PROCEDURE RULE NUMBER 11**

*Council was informed that no questions had been received.*

**EXEMPT MINUTES**

*Council received and considered the Exempt Minutes of its committees.*

**RESOLVED:-**

*That the Exempt Minutes of the following Committees be approved as a true record:-*

Committee	Date	Minute Numbers
Licensing and Appeals Sub-Committee	12.09.17	LAS/14
Finance and Management: Special	21.09.17	FM/65-FM/66

Environmental and Development Services	28.09.17	EDS/44-EDS/49
Licensing and Appeals Sub-Committee	04.10.17	LAS/18-LAS/19
Housing and Community Services	05.10.17	HCS/41-HCS/43
Licensing and Appeals Sub-Committee	12.10.17	LAS/24-LAS/25
Finance and Management	12.10.17	FM/80-FM/85
Planning	17.10.17	PL/78-PL/79

The meeting terminated at 7.50pm.

COUNCILLOR M STANTON

CHAIRMAN OF THE DISTRICT COUNCIL

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<b>REPORT TO:</b>	<b>COUNCIL</b>	<b>AGENDA ITEM: 9</b>
<b>DATE OF MEETING:</b>	<b>18<sup>th</sup> JANUARY 2018</b>	<b>CATEGORY: DELEGATED</b>
<b>REPORT FROM:</b>	<b>CHIEF EXECUTIVE</b>	<b>OPEN</b>
<b>MEMBERS' CONTACT POINT:</b>	<b>DEMOCRATIC SERVICES 01283 595848 / 595722</b>	<b>DOC:U:\JAYNE\Commtee\COMM REP\Sealed Docs report 18 Jan 18.docx</b>
<b>SUBJECT:</b>	<b>SEALED DOCUMENTS</b>	<b>REF: J. BEECH</b>
<b>WARD(S) AFFECTED:</b>	<b>VARIOUS</b>	<b>TERMS OF REFERENCE: N/A</b>

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## **1.0 Purpose of Report/Detail/Recommendation**

1.1 To authorise the Sealed Documents listed below, which have no specific authority:-

<u>Date</u>	<u>No. of Seal</u>	<u>Nature of Document</u>
20.10.17	11838	Transfer – 15 Woodlands Road, Overseal
17.11.17	11857	Transfer – 21 Field Avenue, Hatton
17.11.17	11859	Transfer – 11 Hall Street, Church Gresley
17.11.17	11862	Transfer – 37 Woodlands Road, Overseal
08.12.17	11870	Transfer – 6 Longlands Road, Midway

## **2.0 Financial Implications**

2.1 None.

## **3.0 Corporate Implications**

3.1 None.

## **4.0 Community Implications**

4.1 None.

## **5.0 Background Papers**

5.1 Seal Register



<b>REPORT TO:</b>	<b>COUNCIL</b>	<b>AGENDA ITEM: 10</b>
<b>DATE OF MEETING:</b>	<b>18<sup>th</sup> JANUARY 2018</b>	<b>CATEGORY: RECOMMENDED</b>
<b>REPORT FROM:</b>	<b>DIRECTOR OF FINANCE &amp; CORPORATE SERVICES</b>	<b>OPEN</b>
<b>MEMBERS' CONTACT POINT:</b>	<b>KEVIN STACKHOUSE (01283 595811)</b> <a href="mailto:Kevin.stackhouse@south-derbys.gov.uk">Kevin.stackhouse@south-derbys.gov.uk</a>	<b>DOC:</b> u/ks/revenues and benefits/council tax support scheme/scheme1819/local scheme regulations 2018
<b>SUBJECT:</b>	<b>COUNCIL TAX REDUCTION SCHEME REGULATIONS 2018</b>	<b>REF</b>
<b>WARD (S) AFFECTED:</b>	<b>ALL</b>	<b>TERMS OF REFERENCE:</b>

## **1.0 Recommendations**

1.1 Under Section 10 of the Local Government Finance Act 2012, a Local Council Tax Support Scheme for South Derbyshire is adopted for the financial year commencing 1<sup>st</sup> April 2018.

1.2 Regulations are approved and cited as the Council Tax Reduction Scheme Regulations (South Derbyshire District Council Local Scheme 2018) and come into force on 18th January 2018.

1.3 These regulations amend the Council Tax Reduction Schemes (Prescribed Requirements) (England) (Amendment) Regulations 2013, as amended, set out in the Schedule to those Regulations for the purposes of paragraph 4 of Schedule 1A to the Local Government Finance Act 1992, by:

- Continuing the insertion of Section 18a Class G: exempt persons who are not pensioners.
- Continuing the insertion of Section 18b Class H: persons who are not pensioners.
- Continuing the amendment to Regulation 32 to vary the maximum entitlement in prescribed cases, i.e. to give effect to the designation of war pensioners and the disabled as protected groups (in addition to pensioners under the Prescribed Requirements) and to reduce benefit entitlement in non-protected groups by 8.5% for persons on passported benefit and by 10% in all other cases.
- Continuing the amendment to Schedule 8 (20) to ensure the disregard of war pensions, to include other payments made under the Armed Forces Compensation Scheme.

- Continuing the insertion at Part 12 Chapter 6 the provision to increase the period of extended payments (as defined in the Regulations) from 4 to 8 weeks.

1.4 That the amounts of pensions, tax credits, income related and non-income related social security benefits and allowances, component parts, applicable amounts, premiums and deductions are uprated in accordance with the 2013 Regulations in 1.3 above as set out in Housing Benefit Circular HB A10/2017 (REVISED).

## **2.0 Purpose of Report**

2.1 To adopt the detailed regulations for the proposed Local Council Tax Reduction Scheme for South Derbyshire for 2018/19.

2.2 This is based on the recommendation of the Finance and Management Committee of 12th October 2017. After considering options available, the Committee recommended that the scheme in place for 2017/18 should be continued into 2018/19, with no changes.

2.3 As a billing authority, the Council is statutorily required to adopt a local scheme before 31<sup>st</sup> January 2018. The Regulations will come into force immediately and will be effective from 1<sup>st</sup> April 2018.

## **3.0 Detail**

### **Council Tax Reduction Scheme**

3.1 The South Derbyshire regulations are based on the previous national scheme that applied to Council Tax Benefit prior to 2013/14.

3.2 In summary, the Local Scheme incorporates the previous parameters and thresholds for calculating Council Tax Reduction for claimants, adjusted to reflect new parameters, as follows:

- That working age claimants currently receiving 100% benefit are deducted 8.5% from their entitlement calculated under the Local Scheme.
- That all other working age claimants are deducted 10% from their entitlement calculated under the Local Scheme.
- That full Council Tax Reduction for claimants entering work is extended from 4 weeks to 8 weeks in the Local Scheme.

3.3 Within the Local Scheme, certain claimants are protected and continue to receive the same level of support as existed under the previous national scheme. Protection is afforded to the following groups:

- All claimants of pensionable age (this is a statutory requirement).
- All households who qualify for benefit through disability premiums.

- All war widow and war disabled claimants.
- All military compensation payments are fully disregarded in calculating Council Tax Reduction.

3.4 The Local Scheme will also apply to all new claimants after 1<sup>st</sup> April 2018

3.5 The detailed regulations, guidance and supporting information will be published on the Council's web site.

#### **4.0 Financial and Corporate Implications**

4.1 Detailed implications were considered in detail by the Finance and Management Committee in October 2017. The cost of the Local Scheme is currently being contained within the Council's Budget and it is anticipated that this will continue for 2018/19.

4.2 The Finance and Management Committee receive regular monitoring reports which keep under review actual claimants and costs. This will continue in 2018/19 with any changes being considered ahead of the budget round for 2019/20.

#### **5.0 Community Implications**

5.1 The proposals will have an impact upon residents of the District who currently claim support or in the future may become eligible under the Local Scheme.

5.2 Due to no changes being proposed, no formal consultation has been undertaken for the proposed 2018 Local Scheme.

5.3 It is noted that a full consultation exercise was undertaken over a 12 week period from August to November 2012 which informed the basis of the original Local Scheme (2013).

5.4 Following the adoption of the 2018 Local Scheme, this will be communicated to all stakeholders.

#### **6.0 Background Papers**

6.1 Report to Finance and Management Committee on 12th October 2017:

<http://south-derbys.cmis.uk.com/south-derbys/Meetings/tabid/70/ctl/ViewMeetingPublic/mid/397/Meeting/2076/Committee/442/Default.aspx>

6.2 The Prescribed Requirements (2016):

<http://www.legislation.gov.uk/ukxi/2016/1262/made>

PLANNING COMMITTEE

7<sup>th</sup> November 2017

**PRESENT:-**

**Conservative Group**

Councillor Roberts (Chairman), Councillor Mrs Brown (Vice-Chairman) and Councillors Mrs Coe, Ford, Mrs Hall, Harrison, Muller, Stanton and Watson

**Labour Group**

Councillors Dr Pearson, Shepherd, Southerd and Tilley

PL/80 **APOLOGIES**

No apologies for absence were received

PL/81 **MINUTES**

The Open Minutes of the Meetings held on 26<sup>th</sup> September 2017 were taken as read, approved as a true record and signed by the Chairman.

PL/82 **DECLARATIONS OF INTEREST**

The Committee was informed that no declarations had been received.

PL/83 **QUESTIONS BY MEMBERS OF THE COUNCIL PURSUANT TO COUNCIL PROCEDURE RULE NO.11**

The Committee was informed that no questions from Members of the Council had been received.

**MATTERS DELEGATED TO COMMITTEE**

PL/84 **REPORT OF THE DIRECTOR OF COMMUNITY AND PLANNING SERVICES**

The Director of Community and Planning Services submitted reports for consideration and determination by the Committee and presented oral reports to the Meeting to update them as necessary. Consideration was then given thereto and decisions were reached as indicated.

PL/85 **THE ERECTION OF A DETACHED BUNGALOW WITH ACCESS AND PARKING AT LAND TO THE REAR OF 64 FABIS CLOSE SWADLINCOTE**

Councillor Tilley addressed the Committee as Ward Member for Swadlincote, expressing concerns regarding the application, requesting the matter be deferred for a site visit.

The registered speaker opted to return when the matter was rescheduled.

**RESOLVED:-**

***That the application be deferred to allow for a site visit to be conducted.***

PL/86 **THE PRUNING AND FELLING OF A TREES (AS IDENTIFIED AS WITHIN G1) COVERED BY SOUTH DERBYSHIRE DISTRICT COUNCIL TREE PRESERVATION ORDER NUMBER 149 AT OLD STATION CLOSE ETWALL DERBY**

**RESOLVED:-**

***That planning permission be granted as recommended in the report of the Director of Community & Planning Services.***

PL/87 **THE DISPLAY OF VINYL ADVERTS TO THE FRONTAGES AT 5-11 & 15 WEST STREET SWADLINCOTE**

This application was discussed jointly with the application below

The Planning Services Manager presented the report outlining the events leading to the subsequent applications and highlighted that both proposals would address the need to improve the visual impact of the buildings.

As local Ward Member, Councillor Tilley, whilst referring to the recent Environmental and Development Services Committee, maintained the opinion that the proposal would act as a temporary measure that lacked vision and did not fully address the need for renovation.

Some Members commented on the need for a colour scheme where the columns in between the windows would help identify the individual units. The Planning Services Manager agreed to inform the Economic Development Manager.

**RESOLVED:-**

***That planning permission be granted as recommended in the report of the Director of Community & Planning Services.***

PL/88 **ALTERATIONS TO THE SHOP FRONTS AT GROUND AND FIRST FLOOR AND ALTERATIONS TO THE WINDOWS AT 5-15 WEST STREET SWADLINCOTE**

This application was discussed jointly with the application above

**RESOLVED:-**

***That planning permission be granted as recommended in the report of the Director of Community & Planning Services.***

PL/89     **PLANNING AND OTHER APPEALS**

The Committee noted the planning appeal decisions in relation to the following applications:

9/2016/1099     Main Street, Linton  
9/2016/1122     Derby Road, Melbourne

PL/90     **LOCAL GOVERNMENT ACT 1972 (AS AMENDED BY THE LOCAL GOVERNMENT (ACCESS TO INFORMATION) ACT 1985)**

**RESOLVED:-**

***That, in accordance with Section 100(A)(4) of the Local Government Act 1972 (as amended), the press and public be excluded from the remainder of the Meeting as it was likely, in view of the nature of the business to be transacted or the nature of the proceedings, that there would be disclosed exempt information as defined in the paragraphs of Part 1 of the Schedule 12A of the Act indicated in brackets after each item.***

**EXEMPT QUESTIONS BY MEMBERS OF THE COUNCIL PURSUANT TO COUNCIL PROCEDURE RULE No 11.**

***The Committee was informed that no questions had been received.***

The meeting terminated at 6.20pm.

COUNCILLOR A ROBERTS

CHAIRMAN

STANDARDS COMMITTEE

9<sup>th</sup> November 2017

**PRESENT:-**

**Conservative Group**

Councillor Harrison (Chairman), Councillor Atkin (Vice-Chairman) and Councillors Mrs Hall and Stanton (Conservative Group)

**Labour Group**

Councillor Dunn

**Independent Persons**

Mr P Purnell

SC/1 **APOLOGIES**

The Committee was informed that apologies had been received from Councillor Dr Pearson (Labour Group) and Mr P Smith.

SC/2 **MINUTES**

The Open Minutes of the Meeting held on 8<sup>th</sup> December 2015 were noted, approved as a true record and signed by the Chairman.

SC/3 **DECLARATIONS OF INTEREST**

The Committee was informed that no declarations of interest had been received.

SC/4 **QUESTIONS BY MEMBERS OF THE PUBLIC PURSUANT TO COUNCIL PROCEDURE RULE NO.10**

The Committee was informed that no questions from members of the public had been received.

SC/5 **QUESTIONS BY MEMBERS OF THE COUNCIL PURSUANT TO COUNCIL PROCEDURE RULE NO.11**

The Committee was informed that no questions from Members of the Council had been received.

**MATTERS DELEGATED TO SUB-COMMITTEE**

SC/6 **SUMMARY OF COMPLAINTS**

The Committee received the Report summarising the formal complaints investigated by the Monitoring Officer and the action taken in each case.

Councillor Atkin whilst referring to queries he had received, enquired whether Parish Liaison meetings could be used as a platform to deliver a presentation to refresh individuals on the complaints procedure.

The Monitoring Officer advised that Derbyshire Association of Local Councils (DALC) had conducted training on the subject and any new members appointed to parish councils since the training receive a copy of the Council's Code of Conduct which outlines the complaints procedure.

Members of the Committee discussed that in order to further enhance knowledge of complaint-handling and maintenance of standards, an item could be added to the agenda of the next Parish Liaison meeting.

Councillor Dunn referenced complaint LAC/33 – LAC/35 in Appendix 1 of the report and sought further clarification on the outcome. The Monitoring Officer explained that the complaints related to situations where the criteria of the Code of Conduct did not apply. The Officer further clarified that matters resolved without investigation relate to instances where it is not in the public interest to investigate further, but appropriate training is offered.

**RESOLVED:-**

***1.1 Members noted the summary of complaints considered by the Monitoring Officer and Independent Persons.***

***1.2 Members requested the Members' Code Of Conduct complaints procedure be itemised at a future Parish Liaison meeting.***

The Meeting terminated at 6.15pm.

COUNCILLOR J HARRISON

CHAIRMAN



LICENSING AND APPEALS SUB-COMMITTEE

13<sup>th</sup> November 2017 at 10.00am

**PRESENT:-**

**Members of the Licensing and Appeals Sub-Committee**

Councillor Wheeler (Chairman), Councillor Mrs Plenderleith (Conservative Group) and Councillor Dunn (Labour Group)

**District Council Representatives**

A Kaur (Legal and Democratic Services Manager), M Lomas (Licensing Officer), F Tucker (Trainee Licensing Officer) and R Pabla (Democratic Services Officer)

**In attendance**

Councillor Muller (Conservative Group)

LAS/26 **APPOINTMENT OF CHAIRMAN**

Councillor Wheeler was appointed Chairman of the Sub-Committee.

LAS/27 **APOLOGIES**

The Sub-Committee was informed that no apologies had been received

LAS/28 **DECLARATION OF INTEREST**

The Sub-Committee was informed that no declarations of interest had been received

**MATTERS DELEGATED TO SUB-COMMITTEE**

LAS/29 **HEARING FOR AN APPLICATION FOR A PREMISES LICENCE TO BE GRANTED UNDER THE LICENSING ACT 2003 – GRANGEFIELDS FARM**

The Sub-Committee considered an application for the variation of a Premises Licence for Grangefields Farm, Dalbury Lees, Ashbourne, Derbyshire, DE6 5BH.

The Responsible Authority's Representative from Environmental Health advised the Sub-Committee that agreement had been reached with the Applicant with regards to the condition relating to noise emitted from the premises. The Sub-Committee, the Applicant's Representative, the Licensing Representative had opportunity to ask questions of the Responsible Authority's Representative.

The following individuals attended the Meeting and addressed the Sub-Committee.

Phil Coultas, the Chairman of Dalbury Lees Parish Council, referred to the representation previously submitted and whilst noting the number of properties within the hamlet and their distance from the premises, expressed his opinion that the tree planting would have little effect. Mr Coultas referred to the Licensing Objectives relating to prevention of public nuisance and the protection of children from harm and expressed his concern regarding the disruption of sleep affecting both workers and children in the locality. He requested to the Sub-Committee the site clearance times be reduced and made reference to the Police and Crime Commissioner's request to reduce the risk of alcohol related disturbances. In relation to previous comments on noise, Mr Coultas expressed that in his opinion, people leaving the premises could be boisterous and this could cause disturbance as they travelled down Long Lane.

Mrs Taylor referred to the representation previously submitted and advised that she was attending the meeting to also represent the views of her neighbours. Mrs Taylor made reference to the Environmental Health condition and stated there was no scheme of controlling noise outside where large groups of people could congregate. Mrs Taylor further informed the Sub-Committee that when the premises application was submitted to Planning Committee, it was mentioned that the premises would not be financially viable unless they were able to operate until 1am. Mrs Taylor made reference to other premises within the area which she advised were similar rural country venues, had less operational hours and commented how they would be keen to be viable too. Mrs Taylor questioned whether this application would give the applicant opportunity to increase their operational hours. Mrs Taylor raised concerns relating to the safe dispersal of people from the premises, the un-lit country lanes surrounding the venue, the number of hours for alcohol consumption including the opportunity to take it off the premises and the subsequent effect on the local communities, amenities and responsible authorities. Mrs Taylor informed the Sub-Committee that a positive relationship had been achieved with another licensed premises within the area, but felt there was a lack of trust in the Applicant due to the badgers and bats survey they had conducted. Mrs Taylor stated that under the Licensing Objectives there ought to be fairness between the Applicant's needs and residents.

Andrew Tompkins referred to the representation previously submitted and advised he had lived in the village for 2 years and had 3 young children. Mr Tompkins informed the Sub-Committee of his professional qualifications which provided him with an increased knowledge of noise. He raised concerns on how noise could travel, and the impact of prevailing winds. Mr Tompkins believed the noise tests were not carried out on days that you would hear church bells and those were days sound would not travel so well. He stated the Environmental Health Manager had produced a good report; however was concerned with the representations and would have liked an opportunity to have suggested lower sound limits inside the premises. Mr Tompkins advised he was concerned to see the Environmental Health Manager's report

constrained to attaching a limit to music only. Mr Tompkins asked the Sub-Committee to consider 3 matters; the limiter to be reduced to under 90 decibels; external limits to be similarly lowered; and noise limits to apply to all licensable activities. Mr Tompkins concluded by stating that 1am was too late and hours be reduced to 11pm which was more reasonable.

Andrew Cochrane of Flint Bishop LLP and Johnnie Dickinson (Designated Premises Supervisor) attended the Meeting, in support of the application, also addressing the Sub-Committee.

Mr Cochrane LLP advised the Sub-Committee it was in nobody's interests for the premises to cause a nuisance. Mr Cochrane advised that as this was a wedding venue, where research and care would be undertaken by potential customers when booking such premises, negative reviews on social media would be detrimental. Mr Cochrane advised any issue at the premises would be immediately addressed and that this was a legislative process where Environmental Health could exercise their powers by serving a section 80 notice or a review of the licence could be sought. He advised he understood there was an issue with trust; however it should be understood and accepted that the premises will operate within the law.

Mr Cochrane advised the first Cripps Barn opened in Gloucester in 1990 and another 4 premises opened around the country in the last 4 years. He advised there was a further application in North Yorkshire and the nearest premises was 60 metres away and the nearest community was not further than 260 metres away. Mr Cochrane advised the premises operated without complaint. He stated the capacity of these premises was 200 people and they tended to operate in old barn type premises and not marquee venues. Mr Cochrane advised they had made application until 1am as this was standard across all premises and there was a need to be commercially viable. He advised the entertainment was all indoors and the premises involved a £1.4 million cost to the Applicant, which would not be sensible if the premises were not managed in a lawful manner. Mr Cochrane advised the Environmental Health aspects had been pored over at great length at the Planning Committee and again during the licensing process. He advised the premises would be cleared by 1am, this was understood and accepted, and there would be robust measures in place to manage this. Mr Cochrane advised his client had suggested they would be prepared to cease the sale of alcohol at 12.40am to allow a wind down of 20 minutes. He went on to say the premises were disused farm buildings and some form of development would have been inevitable. Mr Cochrane stressed that this was a heavily regulated environment and where other situations can be hard to control this was within a legislative framework.

Mr Cochrane advised it was his primary submission that it would be wrong for the premises to cause nuisance, be commercially stupid, and it was a strong regulatory environment so the Sub-Committee could safely grant the licence. He clarified 2 amendments to the application by way of the agreed condition with Environmental Health and for the sale of alcohol to cease at 12.40am.

Members raised queries relating to use of the courtyard area, management of clearing the premises, last orders policy, and noise control. Mr Cochrane and Mr Dickinson responded to the above queries.

Mr Cochrane advised the Sub-Committee they were mindful of all that had been said. He confirmed that with regard to the consumption of alcohol, the Applicant was happy to withdraw the 'off sales' part of the application. He advised the premises would operate in a lawful way and stated licensing was an evidence based regime and there was none to suggest the Applicant would operate in any other way as it would not be commercially beneficial.

**RESOLVED:-**

***That the application for a Premises Licence be granted, subject to an amendment and conditions, as detailed in the Decision Notice, a copy of which is incorporated in the signed minute book at "SMB1".***

The Meeting terminated at 11.40am.

COUNCILLOR WHEELER

CHAIRMAN

## ENVIRONMENTAL AND DEVELOPMENT SERVICES COMMITTEE

16<sup>th</sup> November 2017

### **PRESENT:-**

#### **Conservative Group**

Councillor Watson (Chairman), Councillor Muller (Vice-Chairman) and Councillors Mrs Brown, Coe, Mrs Hall, Mrs Patten, Roberts, Tipping and Wheeler

#### **Labour Group**

Councillors Southerd (substituting for Councillor Dunn) Taylor and Tilley

#### **In attendance**

Councillor Mrs Coe (Conservative Group)

#### EDS/50 **CHAIRMAN'S ANNOUNCEMENTS**

The Chairman noted the recent passing away of former Councillor William Dunn and conveyed condolences to his son Councillor Paul Dunn and family. The Committee stood and observed a minute's silence as a mark of respect.

The Chairman made reference to the recent Burton Mail Business Awards and led Members in congratulating the successful South Derbyshire companies who received awards, the main Business of the Year Award going to Willshee's Waste and Recycling.

#### EDS/51 **APOLOGIES**

Apologies for absence from the meeting were received from Councillor Dunn (Labour Group).

#### EDS/52 **MINUTES**

The Open Minutes of the Meeting held on 28<sup>th</sup> September 2017 were noted, approved as a true record and signed by the Chairman.

#### EDS/53 **DECLARATIONS OF INTEREST**

The Committee was informed that no declarations of interest had been received.

#### EDS/54 **QUESTIONS FROM MEMBERS OF THE PUBLIC UNDER COUNCIL PROCEDURE RULE NO 10**

The Committee was informed that no questions from Members of the Public had been received.

EDS/55 **QUESTIONS BY MEMBERS OF THE COUNCIL UNDER COUNCIL PROCEDURE RULE NO 11**

The Committee was informed that no questions from Members of the Council had been received.

EDS/56 **REPORTS OF THE OVERVIEW & SCRUTINY COMMITTEE**

There were no Overview and Scrutiny Reports to be submitted.

**MATTERS DELEGATED TO COMMITTEE**

EDS/57 **KEY PERFORMANCE INDICATORS – LICENSING DEPARTMENT**

The Licensing Officer presented the report to Committee.

**RESOLVED:**

***Members noted the performance of the Licensing Department in relation to the Key Performance Indicators.***

EDS/58 **CORPORATE PLAN 2016-21: PERFORMANCE REPORT (1 JULY-30 SEPTEMBER 2017)**

The Director of Community and Planning Services presented the report to Committee.

**RESOLVED:**

***Members noted progress against performance targets.***

EDS/59 **THE WASTE (ENGLAND AND WALES) (AMENDMENT) REGULATIONS 2012**

The Direct Services Manager presented the report to Committee.

**RESOLVED:**

***Members approved the process for procurement of a new recycling contract ensuring that The Waste (England and Wales) (Amendment) Regulations 2012 are complied with.***

EDS/60 **REFUSE COLLECTION RESOURCES**

The Direct Services Manager presented the report to Committee, highlighting the addition of a fourth recommendation relating to the submission of the matter to the Finance and Management Committee.

Councillor Southerd queried the post title of 'clinical driver', the matter addressed by the Direct Services Manager. Councillor Wheeler welcomed the expansion of the refuse collection service, necessitated by the

continuing growth in the district and the savings that would be achieved through less use of agency resources.

**RESOLVED:**

- 1.1 Members approved the establishment of one additional refuse driver / chargehand post, three additional refuse loader posts and two clinical driver posts.***
- 1.2 Members agreed to increase the Council's vehicle fleet by one additional 26t refuse collection vehicle and one 7.5t refuse collection vehicle, to be covered by retaining one current vehicle and hiring an appropriate vehicle until new replacements can be purchased in 2019/20.***
- 1.3 Members agreed that the Council continue to provide the bulky waste collections and bin deliveries services in-house.***
- 1.4 Members agreed to refer the report to the Finance and Management Committee for consideration.***

EDS/61 **ENFORCEMENT AND COMPLIANCE REPORT**

The Environmental Health Manager presented the report to Committee.

Members welcomed the successes as reported, referenced concerns regarding maintaining raised public expectations, the potential need for additional neighbourhood wardens due to the continuing development growth, action taken against traveller's on waste, tipping, health and hygiene grounds, as well as the outcome of the case where a vehicle had been seized by court order and made part of a compensation package. The Environmental Health Manager responded to each matter.

With regard to the call for additional neighbourhood wardens, the Chairman undertook to discuss the matter further with the Interim Strategic Director and the Environmental Health Manager.

**RESOLVED:**

***Members were satisfied that on the basis of the report the Council is using its regulatory powers in a way proportionate to the demands for all regulatory services it provides.***

EDS/62 **ADOPTION OF AFFORDABLE HOUSING SUPPLEMENTARY PLANNING DOCUMENT**

The Planning Policy Officer presented the report to Committee.

Councillor Southerd referred to the last Planning Committee and the Inspector's interpretation of the Local Plan's content in this respect, satisfied that this report served to close a loophole, if indeed one existed.

**RESOLVED:**

***Members approved the adoption of the South Derbyshire Affordable Housing Supplementary Planning Document, as set out in Appendix A to the report, replacing the 2008 Affordable Housing Guidance.***

**EDS/63 ADOPTION OF DESIGN SUPPLEMENTARY PLANNING DOCUMENT**

The Design Excellence Officer presented the report to Committee, pointing out an error in the recommendation wording, emphasising that the matter was being submitted for adoption, not consultation. The Officer also pointed out that this Design Supplementary Planning Document replaces four former design related guidance documents.

Councillor Southerd raised concerns regarding road width on new developments, considering them too narrow, querying whether this fell within the remit of the Council or County Council. The Planning Services Manager confirmed that the Council is obliged to follow County Council Highways advice on the matter to ensure their adoption, but assured Committee that they would continue to lobby on the matter.

**RESOLVED:**

***Members approved the adoption of the South Derbyshire Design Supplementary Planning Document, as set out in Annex 1 to the report.***

**EDS/64 BEYOND THE HORIZON – THE FUTURE OF UK AVIATION**

The Planning Services Manager presented the report to Committee.

**RESOLVED:**

***Members noted the response submitted to the Department for Transport, included at Annexe A to the report.***

**EDS/65 'WELCOME TO AN ACTIVE SOUTH DERBYSHIRE' PROJECT**

The Planning Services Manager presented the report to Committee.

Councillor Southerd queried whether the outstanding sum related to the Swadlincote Woodlands project was accommodated by this project. The Director of Community and Planning Services stated that this was a separate matter, for which a Landfill Levy grant was being applied for.

**RESOLVED:**

***Members gave approval to support in principle the National Forest Company's Stage 2 bid to the Sport England Core Market Fund for the 'Welcome to an Active South Derbyshire Project' and to receive a future report on the outcome of the bid.***

**EDS/66 COMMITTEE WORK PROGRAMME****RESOLVED:**



***Members considered and approved the updated work programme.***

EDS/67 **LOCAL GOVERNMENT ACT 1972 AS AMENDED BY THE LOCAL GOVERNMENT (ACCESS TO INFORMATION) ACT 1985**

**RESOLVED:-**

***That, in accordance with Section 100(A)(4) of the Local Government Act 1972 (as amended), the press and public be excluded from the remainder of the Meeting as it would be likely, in view of the nature of the business to be transacted or the nature of the proceedings, that there would be disclosed exempt information as defined in the paragraphs of Part 1 of the Schedule 12A of the Act indicated in brackets after each item.***

**MINUTES**

***The Exempt Minutes of the Meeting held on the on 28<sup>th</sup> September 2017 were received.***

**EXEMPT QUESTIONS FROM MEMBERS OF THE COUNCIL UNDER COUNCIL PROCEDURE RULE NO 11**

***The Committee were informed that no exempt questions from Members of the Council had been received.***

**THE FUTURE OF BUILDING CONTROL IN SOUTH DERBYSHIRE (Paragraph 3)**

***Members approved the recommendation contained in the report.***

The meeting terminated at 7.10pm.

COUNCILLOR P WATSON

CHAIRMAN

HOUSING AND COMMUNITY SERVICES COMMITTEE

23<sup>rd</sup> November 2017

**PRESENT:-**

**Conservative Group**

Councillor Hewlett (Chairman), Councillor Smith (Vice-Chairman) and Councillors Billings, Coe, Mrs Coyle, Grant, MacPherson, Muller and Mrs Wyatt

**Labour Group**

Councillors Chahal (substituting for Councillor Taylor), Rhind, Richards and Wilkins (substituting for Councillor Shepherd)

**In attendance**

Councillor Mrs Coe (Conservative Group)

HCS/44 **CHAIRMAN'S ANNOUNCEMENT**

The Chairman, in noting that this was the last Housing and Community Services Committee the Director of Community and Planning Services would attend before he left the Council, voiced his thanks for the Director's work and contributions, sentiments added to by the Vice-Chairman and Councillor Rhind.

HCS/45 **APOLOGIES**

Apologies for absence were received from Councillors Shepherd and Taylor (Labour Group)

HCS/46 **MINUTES**

The Open Minutes of the Meeting held on 5<sup>th</sup> October 2017 were noted and approved as a true record and signed by the Chairman.

HCS/47 **DECLARATIONS OF INTEREST**

The Committee was informed that no declarations of interest had been received.

HCS/48 **QUESTIONS FROM MEMBERS OF THE PUBLIC PURSUANT TO COUNCIL PROCEDURE RULE NO 10**

The Committee was informed that no questions from members of the public had been received.

HCS/49 **QUESTIONS FROM MEMBERS OF COUNCIL PURSUANT TO COUNCIL PROCEDURE RULE NO 11**

The Committee was informed that no questions from Members of the Council had been received.

HCS/50 **REPORTS OF THE OVERVIEW AND SCRUTINY COMMITTEE**

There were no Overview and Scrutiny Reports to be submitted.

**MATTERS DELEGATED TO COMMITTEE**

HCS/51 **CORPORATE PLAN 2016-21: PERFORMANCE REPORT (1 JULY – 30 SEPTEMBER 2017)**

The Strategic Housing Manager presented the report to Committee.

Members queried or raised comments relating to the definition of risk, the risk register, its contents and actions taken to reduce or transfer risks, all matters addressed by the Strategic Housing Manager and Director of Community and Planning Services.

Councillor Richards referred to Universal Credit and the recent responses from the Member of Parliament and Government Minister on the matter, in addition to further information gained through his work in this area, which he undertook to distribute to Members.

**RESOLVED:-**

***Members noted progress against the performance targets.***

HCS/52 **INCREASING SUPPLY OF AFFORDABLE HOMES THROUGH DIRECT ACQUISITION AND L.A. NEW BUILD SCHEMES – OPTIONS REPORT**

The Strategic Housing Manager presented the report to Committee.

Members queried the ability to bid on Section 106 units, whether restricting the purchase options might lead to opportunities being missed, the feasibility of allowing more flexibility within the options, actions relating to former Right to Buy properties and empty / derelict properties and private landlord licensing schemes. The Strategic Housing Manager responded to all the queries in turn and gave an undertaking to return to Committee if it transpired that option revisions became necessary.

The Strategic Housing Manager also made reference to a topic previously raised at Committee, relating to homelessness and her aim to eradicate the use of bed & breakfast accommodation. It was reported that five placements at such establishments were still ongoing, but that these should cease before the end of December 2017. It was also reported that alternative housing option contracts had been negotiated and staff recruited to the establishment, enabling the cessation of agency staff employment.

**RESOLVED:-**

- 1.1 Members approved options 1, 3 & 6 as outlined in section 5 of the report.***
- 1.2 Members approved option 5 to be pursued in exceptional circumstances where there are demonstrable benefits for the Council on a case by case basis***
- 1.3 Members approved in principle that Housing Revenue Account (HRA) surpluses, HRA headroom and RTB capital receipts can be utilised to purchase section 106 units and homes on the open market that are suitable for use as social housing following approval of an acquisitions policy. (A further report would be brought to Housing and Community Services Committee in February 2018 to set out proposed guidance on the purchase of section 106 units and market housing for use as affordable housing).***
- 1.4 Members approved the acquisition of section 106 units on new development sites where appropriate using HRA surpluses and headroom, capital receipts and commuted sums.***
- 1.5 That any future scheme brought back to this Committee for approval is also referred to the Finance and Management Committee for further appropriate consideration.***

**HCS/53 SPORT ENGLAND FUNDING PROGRAMMES**

The Director of Community and Planning Services presented the report to Committee, highlighting the fact that as the bid made against the Sport England Local Delivery Pilot fund had been unsuccessful, the second part of the recommendation was no longer required.

The proposal to amend the recommendations accordingly was put to the vote and accepted.

**RESOLVED:-**

***Members approved the following:***

- (i) To support in principle the Stage 2 bid to the Sport England Core Market Fund for the 'Welcome to an Active South Derbyshire Project' and to receive a future report on the outcome of the bid.***

**HCS/54 SWADLINCOTE TOWN CENTRE CCTV REPLACEMENT PROJECT**

The Communities Manager presented the report to Committee.

Members raised queries relating to coverage of the Diana Memorial Garden area in Swadlincote and the potential for CCTV use in other communities, welcoming the scheme and the perception of additional safety it affords.

**RESOLVED:-**

***Members approved the replacement project to install x11 new static CCTV cameras into the existing Swadlincote Town Centre CCTV system.***

HCS/55 **COMMITTEE WORK PROGRAMME**

**RESOLVED:-**

***Members considered and approved the updated work programme.***

HCS/56 **LOCAL GOVERNMENT ACT 1972 (AS AMENDED BY THE LOCAL GOVERNMENT [ACCESS TO INFORMATION] ACT 1985)**

**RESOLVED:-**

***That, in accordance with Section 100(A)(4) of the Local Government Act 1972 (as amended), the press and public be excluded from the remainder of the Meeting as it is likely, in view of the nature of the business to be transacted or the nature of the proceedings, that there would be disclosed exempt information as defined in the paragraphs of Part 1 of the Schedule 12A of the Act indicated in brackets after each item.***

**MINUTES**

***The Exempt Minutes of the Meeting held on 5<sup>th</sup> October 2017 were received.***

**TO RECEIVE QUESTIONS FROM MEMBERS OF THE COUNCIL PURSUANT TO COUNCIL PROCEDURE RULE NO. 11**

***The Committee was informed that no questions had been received.***

**STAFFING AMENDMENTS – COMMUNITY AND PLANNING DIRECTORATE**

***Members approved the recommendations in the report.***

The Meeting terminated at 7.10pm.

COUNCILLOR J HEWLETT

CHAIRMAN

PLANNING COMMITTEE

28<sup>th</sup> November 2017

**PRESENT:-**

**Conservative Group**

Councillor Roberts (Chairman), Councillor Mrs Brown (Vice-Chairman) and Councillors Mrs Coe, Coe (substituting for Councillor Stanton), Ford, Mrs Hall, Harrison, Muller and Watson

**Labour Group**

Councillors Dr Pearson, Shepherd, Southerd and Tilley

**In attendance**

Councillor Smith (Conservative Group)

PL/91 **APOLOGIES**

Apologies for absence were received from Councillor Stanton (Conservative Group)

PL/92 **MINUTES**

The Open Minutes of the Meeting held on 17<sup>th</sup> October 2017 were taken as read, approved as a true record and signed by the Chairman.

PL/93 **DECLARATIONS OF INTEREST**

Councillor Ford declared a personal interest in Item 2.1 by virtue of being acquainted with the applicant and stated that he would be leaving the Chamber whilst the matter was debated.

Councillor Harrison declared a personal interest in Item 1.6 by virtue of being the Melbourne Sporting Partnership Chairman.

Councillor Tilley declared a personal interest in Item 2.1 by virtue of being acquainted with the applicant and stated that he would be leaving the Chamber whilst the matter was debated.

PL/94 **QUESTIONS BY MEMBERS OF THE COUNCIL PURSUANT TO COUNCIL PROCEDURE RULE NO.11**

The Committee was informed that no questions from Members of the Council had been received.

**MATTERS DELEGATED TO COMMITTEE****PL/95 REPORT OF THE DIRECTOR OF COMMUNITY AND PLANNING SERVICES**

The Director of Community and Planning Services submitted reports for consideration and determination by the Committee and presented oral reports to the Meeting to update them as necessary. Consideration was then given thereto and decisions were reached as indicated.

**PL/96 THE ERECTION OF A DETACHED BUNGALOW WITH ACCESS AND PARKING AT LAND TO THE REAR OF 64 FABIS CLOSE, SWADLINCOTE**

It was reported that members of the Committee had visited the site earlier in the day.

Dr Helen Kirkby (applicant's agent) attended the Meeting and addressed Members on this application.

Councillor Tilley addressed the Committee as Ward Member for Swadlincote, referring to local concerns regarding the proposed development being out of character for the area, the gradients on site, the nature of the ground and the narrow driveway, all combining to make it, he felt, an inappropriate development.

Other Members referred to the restricted driveway, safety issues, site elevations, the overbearing nature of the proposed development, parking issues, particularly to the rear of the existing property, frontal visual impact, boundary treatment, delivery and refuse vehicle access, as well as noting that it was a single storey proposal and clarifying what was possible on site under permitted development rights.

The Planning Services Manager responded to all matters.

***RESOLVED:-***

***That planning permission be refused contrary to recommendation, deemed contrary to Local Plan policies, contrary to the character and amenity of area and due to poor access.***

**PL/97 DEMOLITION AND REPLACEMENT OF SUN ROOM AND CANOPY AND THE INSTALLATION OF NEW DOORS AND WINDOWS, ALONG WITH THE ERECTION OF FENCES & GATES AT COMMON FARM, 26 MAIN STREET, MILTON, DERBY**

This application was dealt with jointly with the application below.

The Principal Area Planning Officer informed Committee of alterations to the application since the report was submitted, relating to the wall, track and trellis.

Mr Peter Watkins (objector) attended the Meeting and addressed Members on this application.

The Principal Area Planning Officer clarified the village boundary lines and added that planning permission is not a grant of lawfulness, suggesting that a condition could be added to confirm that the application does not make usage lawful.

Councillor Smith addressed the Committee as Ward Member for Repton, supporting the above suggestion in helping determine the boundary lines by way of having Planning Enforcement investigate the rear boundary.

**RESOLVED:-**

***That planning permission be granted as recommended in the report of the Director of Community & Planning Services, with a request that recent hard surfacing works be investigated by enforcement.***

PL/98 **LISTED BUILDING CONSENT FOR THE DEMOLITION AND REPLACEMENT OF SUN ROOM AND CANOPY AND THE INSTALLATION OF NEW DOORS AND WINDOWS ALONG WITH INTERNAL ALTERATIONS AT COMMON FARM, 26 MAIN STREET, MILTON, DERBY**

**RESOLVED:-**

***That consent be granted as recommended in the report of the Director of Community & Planning Services.***

PL/99 **RETENTION OF PIPEWORK ASSOCIATED WITH A NEW TREATMENT PLANT AT DAY NURSERY, STAKER FLATT FARM, STAKER LANE, MICKLEOVER, DERBY**

It was reported that members of the Committee had visited the site earlier in the day.

Mrs Louise Thorne (objector) and Mr Chris Tolley (applicant) attended the Meeting and addressed Members on this application.

Members queried the ongoing usage of the septic tank, drainage facilities and investigations, the legal use of the land in question, the age of the package treatment plant on site and its capacity now and allowance for growth.

The Principal Area Planning Officer addressed the issues raised.

**RESOLVED:-**

***That planning permission be granted as recommended in the report of the Director of Community & Planning Services, with an extra condition requiring porosity tests and re-design if necessary.***

PL/100 **THE RETENTION OF AN EXISTING PORTABLE BUILDING FOR USE AS PART OF THE DAY NURSERY, RETENTION OF OTHER EXISTING**



**BUILDINGS AND STRUCTURES, STAFF CAR PARKING AND PACKAGE TREATMENT PLANT (RE-SUBMISSION OF WITHDRAWN APPLICATION REF. 9/2016/1277 WITH MINOR AMENDMENTS) AT DAY NURSERY, STAKER FLATT FARM, STAKER LANE, MICKLEOVER, DERBY**

It was reported that members of the Committee had visited the site earlier in the day.

Mrs Louise Thorne (objector) and Mr Chris Tolley (applicant) attended the Meeting and addressed Members on this application.

Councillor Mrs Brown addressed the Committee as Ward Member for Etwall, referring to the 1996 planning permission, the retrospective nature of this application and the structures to which it relates. Condition 3 to the original permission which related to maintenance of the access was also raised, a condition with which the applicants had been unable to comply with as they did not own the land adjoining the access. Parking was also raised as an area of concern, suggesting that alternative parking arrangements be investigated.

The Principal Area Planning Officer responded to all queries, suggesting that with regard to the maintenance of the splay from the drive, it could be conditioned and achieved using only Highways land.

**RESOLVED:-**

***That planning permission be granted as recommended in the report of the Director of Community & Planning Services, subject to investigating alternative car park design, for which delegated authority was granted to the Planning Services Manager, as well as a condition securing maximum achievable visibility at the access within highway limits.***

Abstention: Councillor Mrs Brown.

PL/101 **THE ERECTION OF TWO BRICK PLAYER DUGOUTS ALONGSIDE THE MAIN FOOTBALL PITCH AT MELBOURNE SPORTS PAVILION, COCKSHUT LANE, MELBOURNE, DERBY**

**RESOLVED:-**

***That planning permission be granted under regulation 3/4 as recommended in the report of the Director of Community & Planning Services.***

PL/102 **THE ERECTION OF A REAR EXTENSION AT 2 NAPIER CLOSE, CHURCH GRESLEY, SWADLINCOTE**

**RESOLVED:-**

***That planning permission be granted as recommended in the report of the Director of Community & Planning Services.***

PL/103 **THE PRUNING OF OAK TREES COVERED BY SOUTH DERBYSHIRE DISTRICT COUNCIL TREE PRESERVATION ORDER NUMBER 360 AT GRAVEYARD, MAIN STREET, NETHERSEAL, SWADLINCOTE**

**RESOLVED:-**

***That planning permission be granted as recommended in the report of the Director of Community & Planning Services.***

Councillors Ford and Tilley left the Meeting at 7.30pm.

PL/104 **THE ERECTION OF AGRICULTURAL/FORESTRY WORKERS DWELLING AT MANOR FARM, CHURCH STREET, HARTSHORNE, SWADLINCOTE**

It was reported that members of the Committee had visited the site earlier in the day.

The Principal Area Planning Officer referred to a typographical error on page 67 of the report, where 'cannot not' should have read 'cannot'. Reference was also made to the relevant wording in the Local Plan, requiring there to be an established, existing and essential need, that the business be economically sustainable and where the need cannot be met by the existing provision. With regard to this application, opinion was that the functional need tests had not been met.

Mr Peter Burchell (applicant) attended the Meeting and addressed Members on this application.

Members expressed concern relating to the information content of the report, the treatment of the advice provided by the agricultural consultant contracted by the Council. Support was voiced for rural businesses, National Forest ventures and diversification. Reference was made to the Local Plan and that this application be treated as exceptional, there being evidence of an existing rural business and sustainability. The needs of a livery were raised in the context of establishing an essential need and the potential for business growth. Queries were also raised as to the interpretation of policy and the feasibility of temporary accommodation.

**RESOLVED:-**

***That planning permission be granted contrary to recommendation, there being a sufficient case established to satisfy policy tests. Delegated authority for conditions granted to the Planning Services Manager.***

Abstention: Councillor Roberts.

PL/105 **PLANNING AND OTHER APPEALS**

The Committee noted the planning appeal decisions in relation to the following applications:

9/2014/1013      Blackwell Lane, Melbourne

9/2016/1086      Jawbone Lane, Melbourne  
9/2017/0205      Talbot Meadows, Hilton

Councillor Smith left the Meeting at 8.05pm.

PL/106    **LOCAL GOVERNMENT ACT 1972 (AS AMENDED BY THE LOCAL GOVERNMENT (ACCESS TO INFORMATION) ACT 1985)**

**RESOLVED:-**

***That, in accordance with Section 100(A)(4) of the Local Government Act 1972 (as amended), the press and public be excluded from the remainder of the Meeting as it was likely, in view of the nature of the business to be transacted or the nature of the proceedings, that there would be disclosed exempt information as defined in the paragraphs of Part 1 of the Schedule 12A of the Act indicated in brackets after each item.***

**EXEMPT MINUTES**

***The Exempt Minutes of the Meeting held on the 17<sup>th</sup> October 2017 were taken as read, approved as a true record and signed by the Chairman.***

**EXEMPT QUESTIONS BY MEMBERS OF THE COUNCIL PURSUANT TO COUNCIL PROCEDURE RULE No 11.**

***The Committee was informed that no questions had been received.***

The meeting terminated at 8.10pm.

COUNCILLOR A ROBERTS

CHAIRMAN

OVERVIEW AND SCRUTINY COMMITTEE

29<sup>th</sup> November 2017

**PRESENT:-**

**Conservative Group**

Councillor Swann (Chairman) and Councillor Mrs Patten

**Labour Group**

Councillor Bambrick

OS/30 **APOLOGIES**

Apologies were received from Councillors Billings, Mrs Coe (Conservative Group), Dr Pearson and Mrs Stuart (Labour Group)

OS/31 **MINUTES**

The Open Minutes of the Meeting held on 18<sup>th</sup> October 2017 were taken as read, approved as a true record and signed by the Chairman.

OS/32 **DECLARATIONS OF INTEREST ARISING FROM ITEMS ON AGENDA**

The Committee was informed that no declarations had been received.

OS/33 **QUESTIONS RECEIVED BY MEMBERS OF THE PUBLIC PURSUANT TO COUNCIL PROCEDURE RULE NO. 10**

The Committee were informed that no questions from members of the Public had been received.

OS/34 **QUESTIONS RECEIVED BY MEMBERS OF THE COUNCIL PURSUANT TO COUNCIL PROCEDURE RULE NO. 11**

The Committee were informed that no questions from Members of the Council had been received.

OS/35 **REVIEW OF APPROACH TO CUSTOMER SERVICES / ENGAGEMENT**

The Director of Finance and Corporate Services outlined provision in this area, in terms of the Customer Service Code of Practice and Standards guidance notes and the relevant training course details, adding that the Housing Department had most recently completed the training.

The Chairman expressed his view that customer service standards should be embedded in all staff, especially at management level. Councillor Bambrick queried whether the Council conducted any mystery shopper exercises, the Director confirming that the Council did, particularly in Housing. Councillor Mrs Patten referred to the content of some standard letters and the need for a common approach across the Council. The Chairman considered it may be beneficial to conduct a training needs exercise in this area to determine what may be required.

The Director felt this may be a matter for the Corporate Management Team to review initially, to determine the requirements and to explore if the training course, currently a one day session, could be shortened. It was also noted that it is a common requirement of job specifications for posts that deal with the public, to have customer service experience in accordance with the Council's Competency Framework.

**RESOLVED:-**

***Members noted the information provided and agreed that the review process continue.***

OS/36 **REVIEW OF AREA FORUMS / SAFER NEIGHBOURHOOD MEETINGS**

The Director of Finance and Corporate Services provided a verbal update regarding this matter, reporting that the Chief Executive and Communities Manager were progressing the matter, aiming to submit a report to the January 2018 Council Meeting recommending that the Area Forum and Safer Neighbourhood meetings be combined with a more structured joint agenda.

The Chairman, whilst welcoming this development, felt that there may be a need to more strictly time-manage the meetings and speculated that a switch to the new format in the next municipal year, 2018/19, would be most opportune.

**RESOLVED:-**

***Members noted the update information provided.***

OS/37 **COMMITTEE WORK PROGRAMME 2017/18**

A request was made for a scoping document to be completed relating to the topic, Recreation Facilities in Rural Villages (Section 106 contributions), scheduled for the 17<sup>th</sup> January 2018 meeting.

It was also agreed that the Planning Services Manager provide a report, to the same meeting, on the current situation regarding Section 106 health allocations.

It was further proposed that the Committee report back on its visits to other council's, in relation to their grounds maintenance / street scene / waste services provision, at the 8<sup>th</sup> February 2018 meeting.

The topic, Review of Member Training, was also allocated to the 8<sup>th</sup> February 2018 meeting.

As a separate Member Working Group had been closely involved in the introduction of the new depot, it was agreed that this topic be removed from the Committee Work Programme.

**RESOLVED:-**

***Members considered and approved the updated work programme.***

OS/38 **LOCAL GOVERNMENT ACT 1972 AS AMENDED BY THE LOCAL GOVERNMENT (ACCESS TO INFORMATION) ACT 1985**

**RESOLVED:-**

***That, in accordance with Section 100(A)(4) of the Local Government Act 1972 (as amended), the press and public be excluded from the remainder of the Meeting as it would be likely, in view of the nature of the business to be transacted or the nature of the proceedings, that there would be disclosed exempt information as defined in the paragraphs of Part 1 of the Schedule 12A of the Act indicated in brackets after each item.***

**EXEMPT QUESTIONS FROM MEMBERS OF THE COUNCIL UNDER COUNCIL PROCEDURE RULE NO 11**

***The Committee were informed that no exempt questions from Members of the Council had been received.***

The Meeting terminated at 6.35pm.

COUNCILLOR S SWANN

CHAIRMAN

FINANCE AND MANAGEMENT COMMITTEE

30<sup>th</sup> November 2017

**PRESENT:-**

**Conservative Group**

Councillor Harrison (Chairman), Councillor Mrs Plenderleith (Vice-Chairman) and Councillors Mrs Coyle, Mrs Hall (substituting for Councillor Mrs Coe), Ford, Hewlett, Smith, Watson and Wheeler

**Labour Group**

Councillors Rhind, Richards, Southerd and Wilkins

FM/87 **APOLOGIES**

Apologies were received from Councillor Mrs Coe (Conservative Group)

FM/88 **DECLARATIONS OF INTEREST**

The Committee was informed that no declarations of interest had been received.

FM/89 **QUESTIONS FROM MEMBERS OF THE PUBLIC PURSUANT TO COUNCIL PROCEDURE RULE NO 10**

The Committee was informed that no questions from members of the public had been received.

FM/90 **QUESTIONS BY MEMBERS OF THE COUNCIL PURSUANT TO COUNCIL PROCEDURE RULE NO 11**

The Committee was informed that no questions from Members of the Council had been received.

FM/91 **REPORTS OF THE OVERVIEW AND SCRUTINY COMMITTEE**

There were no reports of the Overview & Scrutiny Committee to consider.

FM/92 **CORPORATE PLAN 2016-21: PERFORMANCE REPORT (1 JULY – 30 SEPTEMBER 2017)**

The Director of Finance and Corporate Services presented the report to Committee, highlighting the implementation of the new website and the benefit processing situation.

Members raised queries relating to the mandatory training. The Director responded and clarified that the deadline for the mandatory training to be completed is 31<sup>st</sup> July 2018.

Page 47 of 83

**RESOLVED:**

***Members noted progress against performance targets.*****FM/93 BUDGET and FINANCIAL MONITORING 2017/18**

The Director of Finance and Corporate Services presented the report to Committee highlighting the Housing Revenue Account, Council Tax Income and Expenditure, Capital Expenditure and Financing, Council House Capital Works and New Build Scheme, and the positive Treasury Management situation.

The Chairman, whilst noting the Borrowing Capacity, queried whether this could be increased by submitting an application to which the Director explained that this will require a review by the Housing Department.

Councillor Hewlett noted the change in the profile of revenue reserve contributions to the Debt Repayment, to which the Director gave an explanation of the retention and spending of any surpluses.

Councillor Southerd, noted the risk of Appeals to the Business Rates Retention to which the Director explained that businesses have the right to lodge an appeal with the Valuation Office if they are not in agreement with the change in business rates.

Councillor Richards queried the retention of Agency and Consultancy staff. The Director explained that agency staff were retained on a short term rather than a long term contractual basis.

**RESOLVED:**

***Members approved the latest budget and financial position for 2017/18, as detailed in the report.***

**FM/94 COMMENTS, COMPLIMENTS, COMPLAINTS & FREEDOM OF INFORMATION REQUESTS 1 APRIL 2017 TO 30 SEPTEMBER 2017**

The Director of Finance and Corporate Services presented the report to Committee. The Director noted that due to a typographical error, the words comments and compliments had been omitted from the recommendation.

**RESOLVED:**

***Members noted the comments, compliments, complaints and FOI requests, as detailed in the report.***

**FM/95 CHANGE TO ESTABLISHMENT – DIRECT SERVICES UNIT****RESOLVED:**



***Members approved that a post of HGV Sweeper Driver be added to the establishment with immediate effect.***

FM/96 **REFUSE COLLECTION RESOURCES**

**RESOLVED:**

- 1.1 Members approved the establishment of one additional refuse driver / chargehand post, three additional refuse loader posts and two clinical driver posts.***
- 1.2 Members agreed to increase the Council's vehicle fleet by one additional 26t refuse collection vehicle and one 7.5t refuse collection vehicle, to be covered by retaining one current vehicle and hiring an appropriate vehicle until new replacements can be purchased in 2019/20.***
- 1.3 Members gave approval to continue to provide the bulky waste collections and bin deliveries services in-house.***

FM/97 **COMMITTEE WORK PROGRAMME**

**RESOLVED:**

***Members approved the updated work programme.***

FM/98 **LOCAL GOVERNMENT ACT 1972 (AS AMENDED BY THE LOCAL GOVERNMENT [ACCESS TO INFORMATION] ACT 1985)**

**RESOLVED:-**

***That, in accordance with Section 100(A)(4) of the Local Government Act 1972 (as amended), the press and public be excluded from the remainder of the Meeting as it is likely, in view of the nature of the business to be transacted or the nature of the proceedings, that there would be disclosed exempt information as defined in the paragraphs of Part 1 of the Schedule 12A of the Act indicated in brackets after each item.***

**MINUTES**

***The Exempt Minutes of the Meetings held on 21<sup>st</sup> September 2017 and 12<sup>th</sup> October 2017 were received.***

**TO RECEIVE QUESTIONS FROM MEMBERS OF THE COUNCIL PURSUANT TO COUNCIL PROCEDURE RULE NO. 11**

***The Committee was informed that no questions had been received.***

**THE FUTURE OF BUILDING CONTROL IN SOUTH DERBYSHIRE**

***Members approved the recommendation in the report.***

**PREMISES IN SWADLINCOTE**

*Members approved the recommendations in the report.*

**DELIVERY OF THE PROCUREMENT SERVICE**

*Members approved the recommendations in the report.*

**STAFFING AMENDMENTS – COMMUNITY AND PLANNING  
DIRECTORATE**

*Members approved the recommendation in the report.*

**REVIEW OF COUNCIL STRUCTURE – APPOINTMENT OF CONTRACTOR**

*Members approved the recommendation in the report.*

**REVIEW WRITE OFF: COUNCIL TAX, BUSINESS RATES & BENEFIT  
OVERPAYMENTS**

*Members approved the recommendation in the report.*

The meeting terminated at 7.35pm.

COUNCILLOR J HARRISON

CHAIRMAN

PLANNING COMMITTEE

19<sup>th</sup> December 2017

**PRESENT:-**

**Conservative Group**

Councillor Roberts (Chairman), and Councillors Mrs Coe, Coe (substituting for Councillor Mrs Brown), Ford, Mrs Hall, Harrison, Muller, Mrs Patten (substituting for Councillor Stanton) and Watson

**Labour Group**

Councillors Dr Pearson, Shepherd, Southerd and Tilley

**In attendance**

Councillor Hewlett (Conservative Group) and Councillor Richards (Labour Group)

PL/109 **APOLOGIES**

Apologies for absence were received from Councillor Mrs Brown (Vice-Chairman) and Councillor Stanton (Conservative Group)

PL/110 **DECLARATIONS OF INTEREST**

The Committee was informed that no declarations had been received.

PL/111 **QUESTIONS BY MEMBERS OF THE COUNCIL PURSUANT TO COUNCIL PROCEDURE RULE NO.11**

The Committee was informed that no questions from Members of the Council had been received.

**MATTERS DELEGATED TO COMMITTEE**

PL/112 **REPORT OF THE DIRECTOR OF COMMUNITY AND PLANNING SERVICES**

The Director of Community and Planning Services submitted reports for consideration and determination by the Committee and presented oral reports to the Meeting to update them as necessary. Consideration was then given thereto and decisions were reached as indicated.

PL/113 **OUTLINE APPLICATION (ALL MATTERS EXCEPT FOR ACCESS TO BE RESERVED) FOR THE RESIDENTIAL DEVELOPMENT OF UP TO 1,100**

**DWELLINGS, AN EXTRA CARE FACILITY, A LOCAL CENTRE COMPRISING: A SMALL SUPERMARKET WITH A FLOORSPACE NOT EXCEEDING 1000 SQM (NET); A SMALLER RETAIL UNIT WITH A TOTAL FLOORSPACE NOT EXCEEDING 200SQM (NET); A CAFE/RESTAURANT WITH A FLOORSPACE NOT EXCEEDING 200 SQM (NET); A PUBLIC HOUSE WITH A FLOORSPACE NOT EXCEEDING 650 SQM (NET); A DOCTORS SURGERY OR CRECHE; AND A COMMUNITY FACILITY, AS WELL AS A PRIMARY SCHOOL TOGETHER WITH ASSOCIATED PLAYING FIELDS AND THE PROVISION OF ASSOCIATED INFRASTRUCTURE (INCLUDING ROADS, FOOTPATHS, CYCLEWAYS, SUSTAINABLE URBAN DRAINAGE AND OPEN SPACE) AT LAND AT NEW HOUSE FARM MICKLEOVER DERBY**

It was reported that members of the Committee had visited the site earlier in the day. The Principle Area Planning Officer updated the Committee on correspondence received, subsequent amendments and a statement from Councillor Mrs Brown as local Ward Member.

Councillor Matthew Holmes, Derby City Council (objector) and Mr Michael Watts (applicant's agent) attended the Meeting and addressed Members on this application.

Members sought clarification on the affordable housing allocation. The Principle Area Planning Officer explained that the Council's Strategic Housing Manager had advised that the affordable housing mix in the report be amended and that Derby City Council be given nomination rights to half of these homes to help meet their waiting list demand. The Officer clarified that the remaining affordable housing would be in the form of a commuted sum to be used to provide off-site affordable housing and the amount would be finalised in consultation with the District Valuer. The Officer also confirmed that Highways England's recommendation would be adhered to, following ongoing discussions.

Members requested that consideration be given to the spine road as a clearway with adequate width. The Planning Services Manager agreed to raise the matter with the County Council. Members discussed the recommendation that it was deemed unnecessary for Derby City to be a party to the Section 106 Agreement as South Derbyshire District Council would have control to ensure that the development would be fit for purpose and achieve the necessary aims.

Councillor Muller addressed the Committee as Ward Member for Etwall, voicing support for the points made by Councillor Mrs Brown in her email and welcomed the amendments made to the recommendation in order to address these. The Councillor was joined by other Members in accepting the proposed appointment of an independent engineer to assess flood risk. Other Members raised concerns about the design of the Sustainable Drainage Systems particularly in relation to health and safety and referred to the latest CIRIA standards.

**RESOLVED:-**

**A. That delegated authority be granted to the Planning Services Manager, Chairman and Vice-Chairman of Planning Committee to conclude the following:**

- i) Securing the appropriate level of financial contribution for the Section 106 Agreement for the community building if not provided on-site by the developer;**
- ii) Securing the appropriate level of financial contribution for the Section 106 Agreement for the off-site affordable housing contribution in consultation with the District Valuer;**
- iii) Securing all other reasonable contributions through on-going detailed negotiation;**
- iv) Any reasonable conditions/informatives requested by Derby City Council and Highways England following the conclusion of on-going discussions.**

**B. Subject to A, permission be granted subject to the conditions set out in the report with the inclusion of: a reference to safety design and engineer sign-off in condition 30; amendment to condition 22 (double negative corrected); delegation to allow flexibility to move conditions to the Section 106 Agreement and vice-versa; allow a fallback contribution in the Section 106 Agreement of £3.5m to enable Derbyshire County Council to build and deliver a primary school with sufficient land as early as possible; commuted sum for Council to adopt Sustainable Drainage Systems if necessary; revise on-site affordable housing provision in accordance with Strategic Housing Manager's request.**

**PL/114 OUTLINE APPLICATION (ALL MATTERS EXCEPT FOR ACCESS TO BE RESERVED) FOR THE RESIDENTIAL DEVELOPMENT OF UP TO 132 DWELLINGS AT LAND AT SK2719 3256 SITE B WOODLAND ROAD STANTON SWADLINCOTE**

The Planning Services Manager presented the report informing Committee of history of the application.

Mr Stuart Ashton (Applicant) attended the Meeting and addressed Members on this application.

Councillor Richards attended the Meeting as Ward Member for Newhall and Stanton and addressed the Committee welcoming the application but raised concern regarding the education grant opportunity. Other Members concurred requesting that authority be delegated to the Planning Services Manager in order for the concerns to be addressed with County Council.

One Member sought clarification on whether service charges would be imposed on households on this site. The Planning Services Manager responded that this could be a possibility if the site is managed by a private company.

**RESOLVED:-**

***That planning permission be granted as recommended in the report of the Director of Community & Planning Services, with a request to await reconsideration by Derbyshire County Council on its position on secondary school contribution and that authority be delegated to the Planning Services Manager to delete the additional Affordable Housing contribution, if necessary.***

PL/115 **APPROVAL OF RESERVED MATTERS FOR LAYOUT, SCALE, APPEARANCE AND LANDSCAPING OF PLANNING PERMISSION REF: 9/2014/1141 ON LAND AT SK3825 9087 JAWBONE LANE KINGS NEWTON DERBY**

The Planning Services Manager presented the report reminding Committee of the Inspector's decision to grant the outline application earlier in the year and revisions made to Condition 1 in relation to the approved plan numbers.

Mrs Jessica Long (objector) attended the Meeting and addressed Members on this application.

Councillor Hewlett attended the Meeting as local Ward Member highlighting concerns that the location of the site had been specified as Kings Newton, and noted that Melbourne would be more accurate. The Councillor also raised concerns relating to the proposed design, position of the affordable housing and lack of bungalows. The Planning Services Manager responded to the issues raised and advised that the Street Naming and Numbering system had selected the locality as Kings Newton, but agreed that future reference of the site would be Melbourne.

Councillor Harrison addressed the Committee as the other Ward Member and whilst concurring with the objector's comments on the need for one, two and three-bedroom properties, questioned why local requirements did not supersede the Inspector's decision to allow four-bedroom houses on this development. The Planning Services Manager responded addressing these concerns. The inclusion of the condition for details of safety design of detention pond was welcomed by the Councillor.

**RESOLVED:-**

***That consent be granted as recommended in the report of the Director of Community & Planning Services subject to amendment of Condition 1 changing plan numbers, inclusion of the condition for details of safety design of detention pond and future reference of the site as Melbourne.***

Abstention: Councillor Harrison

PL/116 **THE ERECTION OF A THREE BEDROOM DETACHED DWELLING WITH INTEGRAL GARAGE ON LAND ADJACENT TO 16 DALSTON ROAD NEWHALL SWADLINCOTE**

Committee was informed that this application had been withdrawn.

PL/117 **PROPOSED TREE PRESERVATION ORDER 468 ON LAND TO THE EAST OF 29 PENKRIDGE ROAD, CHURCH GRESLEY**

***RESOLVED:-***

***That this Tree Preservation Order (TPO) be confirmed with modifications as per the plan attached to the report.***

PL/118 **TREE PRESERVATION ORDER 476 AT MELBOURNE SENIOR CITIZENS CENTRE, CHURCH STREET, MELBOURNE**

Whilst referring to the Background Information section of the report, Councillor Watson commented that where correspondence is received, it would be helpful to detail whether the opinion is in favour or against the proposed order. The Planning Services Manager agreed that this would be provided in future reports.

Councillor Hewlett addressed the Committee as local Ward Member raising concerns relating to the effects of the growing tree including the health and safety implications for those visiting the centre. The Planning Services Manager responded advising that a notice had been submitted to fell the tree, so if the order was not confirmed then felling would be permitted.

Some Members commented that although the removal of the tree would potentially affect the street scene, the local Ward Members' comments were of concern and therefore replanting of a suitable replacement would be acceptable.

***RESOLVED:-***

***That this Tree Preservation Order (TPO) not be confirmed and a suitable replacement be requested.***

Abstention: Councillor Shepherd

PL/119 **LOCAL GOVERNMENT ACT 1972 (AS AMENDED BY THE LOCAL GOVERNMENT (ACCESS TO INFORMATION) ACT 1985)**

***RESOLVED:-***

***That, in accordance with Section 100(A)(4) of the Local Government Act 1972 (as amended), the press and public be excluded from the remainder of the Meeting as it was likely, in view of the nature of the business to be transacted or the nature of the proceedings, that there would be disclosed exempt information as defined in the paragraphs of Part 1 of the Schedule 12A of the Act indicated in brackets after each item.***

**EXEMPT QUESTIONS BY MEMBERS OF THE COUNCIL PURSUANT TO COUNCIL PROCEDURE RULE No 11.**

***The Committee was informed that no questions had been received.***

The meeting terminated at 8.00pm.

COUNCILLOR A ROBERTS

CHAIRMAN



ENVIRONMENTAL AND DEVELOPMENT SERVICES COMMITTEE:  
SPECIAL - BUDGET

4<sup>th</sup> January 2018

**PRESENT:-**

**Conservative Group**

Councillor Watson (Chairman), Councillor Muller (Vice-Chairman) and Councillors Coe, Mrs Hall, Smith (substituting for Councillor Roberts), Tipping and Wheeler

**Labour Group**

Councillors Chahal, Dunn, Taylor and Tilley

**In attendance**

Councillor Mrs Coe (Conservative Group)

EDS/71 **APOLOGIES**

Apologies for absence from the meeting were received from Councillors Mrs Brown, Mrs Patten and Roberts (Conservative Group).

EDS/72 **DECLARATIONS OF INTEREST**

The Committee was informed that no declarations of interest had been received.

EDS/73 **QUESTIONS FROM MEMBERS OF THE PUBLIC UNDER COUNCIL PROCEDURE RULE NO 10**

The Committee was informed that no questions from Members of the Public had been received.

EDS/74 **QUESTIONS BY MEMBERS OF THE COUNCIL UNDER COUNCIL PROCEDURE RULE NO 11**

The Committee was informed that no questions from Members of the Council had been received.

**MATTERS DELEGATED TO COMMITTEE**

EDS/75 **SERVICE BASE BUDGETS 2018/19**

The Strategic Director (Corporate Resources) presented the report to Committee, outlining the budgetary process through to the meeting of Council on the 26<sup>th</sup> February 2018 via the Finance and Management Committees of 11<sup>th</sup> January 2018 and 15<sup>th</sup> February 2018. Reference was made to the budget surplus for 2017/18, the good level of General Reserves and the

reasons behind the Base Budget revisions for Environmental and Development Services, namely refuse collection, recycling and increased income. Risks and service pressures, in terms of income levels versus surplus / deficit outturns, recycling costs, growth, the imminent increase in planning fees and environmental education, were also highlighted. Proposed alterations to the various fees and charges, where applicable, were also outlined.

Councillor Dunn queried the inclusion of gulley cleaning, rising from zero to £20k in the accounts and the reduced pest control fees for low income groups. In relation to the former matter, the Director confirmed that this inclusion reflected the fact that the service had been brought back in-house. With regard to pest control fees, the Director clarified that subject to proof of benefit receipt, a lower level of fees were applied for this service, a situation welcomed by the Councillor.

Councillor Tilley referred to the new Section 106 and GIS software purchases and queried whether the figures quoted including training. The Director responded in the affirmative.

**RESOLVED:**

***1.1 Members considered that the proposed revenue income and expenditure for 2018/19 for the Committee's Services, as detailed in Appendix 1 to the report, and agreed to refer to the Finance and Management Committee for approval.***

***1.2 Members considered and approved the proposed fees and charges for 2018/19, as detailed in Appendix 2 to the report.***

EDS/76

**LOCAL GOVERNMENT ACT 1972 AS AMENDED BY THE LOCAL GOVERNMENT (ACCESS TO INFORMATION) ACT 1985**

**RESOLVED:-**

***That, in accordance with Section 100(A)(4) of the Local Government Act 1972 (as amended), the press and public be excluded from the remainder of the Meeting as it would be likely, in view of the nature of the business to be transacted or the nature of the proceedings, that there would be disclosed exempt information as defined in the paragraphs of Part 1 of the Schedule 12A of the Act indicated in brackets after each item.***

**EXEMPT QUESTIONS FROM MEMBERS OF THE COUNCIL UNDER COUNCIL PROCEDURE RULE NO 11**

***The Committee were informed that no exempt questions from Members of the Council had been received.***

The meeting terminated at 6.20pm.

COUNCILLOR P WATSON

**SOUTH DERBYSHIRE AREA FORUM**

**AREA 1 – ETWALL**

**Tuesday, October 3<sup>rd</sup>, 2017 at Sutton on the Hill Village Hall**

**PRESENT:-**

**South Derbyshire District Council representatives**

Councillor Mrs Lisa Brown (Chair), Councillor Andy Billings, Councillor Martyn Ford, Councillor David Muller, Councillor Mrs Julie Patten, Councillor Mrs Amy Plenderleith.

Frank McArdle – Chief Executive.

Dennis Bateman – Senior Safer Neighbourhood Warden.

Tom Sloan – Clerk.

**Derbyshire County Council representatives**

Councillor Martyn Ford, Councillor Mrs Julie Patten.

**Parish Council / Meeting representatives**

Ian Bennett (Etwall Parish Council), Norman Ireland (Etwall Parish Council), David Neal (Etwall Parish Council), Carol Smith (Hilton Parish Council), Mike Smith (Hilton Parish Council), C Timmins (Dalbury Lees Parish Council).

**Members of the public**

Jo Bagley (South Derbyshire CVS), SM Creeth (Scropton Neighbourhood Watch), AR Creeth (Scropton Neighbourhood Watch), R Dutton, R Dutton, Sharon Freeman, GM Wale.

EA/11 **Apologies**

Councillor Andy Roberts.

EA/12 **Declarations of interest**

None.

EA/13 **Chair's announcements**

Councillor Mrs Lisa Brown updated the meeting on several planning applications, including the [Page 59 of 88](#) New House Farm development near

Mickleover, a wedding venue at Sutton on the Hill and building at Egginton Road, Etwall. She also reported that an application related to the rail interchange between Egginton and Etwall was unlikely to be forthcoming soon.

EA/14 **To note the minutes of the meeting held on June 12<sup>th</sup>, 2017 (copy attached)**

The minutes were approved as a true and correct record.

EA/15 **Report back on issues raised at the last meeting**

Councillor Mrs Brown reported that Derbyshire County Council's response to several questions put to it had been extraordinarily disappointing. The meeting wanted to liaise and bring back responses. DCC's Area Forum Liaison Officer post had been vacated but she hoped it would be filled again. Councillor Mrs Brown apologised for a lack of response to issues which had been raised, which included an update on street light repairs in Hatton, a query regarding A-frames left at the roadside in Etwall and a request to review the speed limits in Hilton. Councillor Martyn Ford said that the current administration had only been in place for three weeks when the previous meeting took place. The new administration had dispensed with Local Area Meetings – it was a case of point taken regarding getting someone down from County Hall. He was seeing the director responsible that week. Councillor Mrs Brown said she would write a letter to the leader of DCC on the subject.

**Maintenance of King George V playing fields**

A resident asked who would be responsible if a child was hurt on play equipment. It was confirmed that Etwall Parish Council had public liability insurance for the playing fields.

EA/16 **Public questions on issues raised by residents**

A resident again raised the issue of recycling. A leaflet had been circulated from Derbyshire County Council. However, what South Derbyshire District Council and its contractor recycled didn't necessarily tally with the leaflet's contents. There was a mish-mash of what residents could and couldn't do.

A resident reported that there was no pavement in the first section of Burnaston Lane, Etwall, as it left the village. A solution had been pursued in years past and DCC was favourable but a landowner wouldn't sell the land to create a pathway. The resident would like to see the issue pursued once more with DCC – with compulsory purchase if needed.

**ACTION: Tom Sloan to seek a report back on the area in question**

Councillor Ford raised the issue of a car going through a shop window in Chestnut Grove, Etwall. Simon Tilley, an officer from DCC, had visited the scene to look at possible measures from a highways point of view, but he had moved on to other duties. Councillor Ford would again raise the problem at County Hall and see if the haphazard parking at the location could be tackled by the provision of better parking.

**ACTION: Councillor Martyn Ford to report back on the issue**

A resident raised the new traffic island for the New House Farm development near Etwall. A signpost for the new roundabout had been placed too close to it and the error was later realised and the sign moved. However, the post had been left in place. A sign reminding motorists they were coming out of a 70mph limit into a 60mph limit on the A514 had also gone as part of construction. A contractor's sign was also left in the road. Councillor David Muller said he would bring it up at a liaison meeting with developers.

**ACTION: Councillor David Muller to report back from developers liaison meeting**

**EA/17 County council issues**

Councillor Ford reported that the managerial structure at DCC had been changed, with the chief executive departing. There was now a structure of strategic directors.

Councillor Mrs Julie Patten updated that the jet patchers had been operational, repairing potholes in Derbyshire's roads. Councillor Ford added that an extra £6 million had been earmarked for highways maintenance. LED lighting was also being looked at for the county's street lights.

Councillor Mrs Brown reported that a fracking application had been made in North Derbyshire. Councillor Ford confirmed that it was in the Dronfield area and there could be the opportunity to drill.

A resident stated that it was disappointing that the previous DCC administration had removed street lights which could have been put into use with new LED lights. Councillor Ford replied that the structures could have been removed due to corrosion.

**EA/18 District council issues**

Frank McArdle gave an update regarding recycling in South Derbyshire after residents asked for clarity on what could go in their green bin. A total of 93,500 bins per month were collected in the 84,000 acre district. During four years with the contractor, the collection rate for recycling bins was

1.8% – it was impressive how good the people of South Derbyshire were at recycling. In the last 12 months, the rate was 3.8% and in May-June it rose to 6.5%, mainly due to the presence of egg boxes in recycling bins. It was quite a dilemma for SDDC. Since a meeting between Mr McArdle and the contractor, the recycling rates had improved.

Egg boxes were not recyclable and had to go in the black bin with general waste, black food trays contained certain dyes and couldn't be put in with other plastics and pizza boxes couldn't be recycled due to grease penetrating the cardboard. SDDC's website contained a list of do's and don'ts for resident – or they could ring for information. Councillor Mrs Brown added that a new SDDC website was about to go live and it would be a great help to residents.

In answer to a request by Dalbury Lees Parish Council to take over grounds maintenance in the village, Mr McArdle reported that his next initiative regarding the subject was to consider a joint partnership with another borough council in a part public, part private sector initiative. The aim was to improve the standard of service while driving down costs. A trial would take place and Mr McArdle was hopeful it would have a positive outcome.

EA/19 **Date of next meeting**

The date of the next meeting would be announced in due course.

**Councillor Lisa Brown  
Chair**

The meeting terminated at 8.10pm.

**SOUTH DERBYSHIRE AREA FORUM**

**SWADLINCOTE**

Wednesday, October 4, 2017 at Swadlincote Town Hall

**PRESENT:-**

**District Council Representatives**

Councillor Mrs Kim Coe (Chair), Councillor Robert Coe, Councillor Stuart Swann, Councillor Ray Tipping.

Frank McArdle – Chief Executive.  
Tom Sloan – Clerk.

**Derbyshire County Council Representatives**

Councillor Gary Musson, Councillor Stuart Swann.

**Parish Council / Meeting Representatives**

None.

**Members of the Public**

C Bowley, Ron Causer, Colin Dobson, G Fox, Alan Jones, Helen Kreft (Burton Mail), Sheila Mayer, Maureen Mycock, Dave Sharpe.

SA/11 **Apologies**

Councillor Mrs Linda Chilton, Chris Horridge, Shirley Horridge, Ron Lane, Councillor Gordon Rhind, Councillor Trevor Southerd, Councillor Steve Taylor, Councillor Neil Tilley, Councillor Mrs Sandra Wyatt.

SA/12 **Declarations of interest**

None.

SA/13 **Chairman's announcements**

Councillor Mrs Kim Coe mentioned that Swadlincote's Safer Neighbourhood Police Team had been named Derbyshire SNT of the Year.

Councillor Ray Tipping was introduced to the meeting as the new representative for Woodville.

A resident stated how disappointed they were at the lack of councillors present at the meeting. Councillor Mrs Coe replied that Councillor Mrs Linda Chilton was unwell and Councillor Steve Taylor was on holiday.

SA/14 **The minutes of the meeting held on June 13, 2017**

The minutes were approved as a true and correct record.

SA/15 **Report back on issues raised at the last meeting**

**HGV signage in Coppice Side**

Frank McArdle reported that he had asked for a trial for all delivery drivers on site to resend directions to all delivery drivers in an effort to get them to use the correct route into the shopping centre. The trial ended on October 21 and then the affected residents would then be asked if they'd noticed an improvement. A resident said they had not noticed a difference – there were no delivery signs at all. Mr McArdle said he would investigate the possibility of installing better signage. Councillor Stuart Swann asked if it was worth speaking to companies at a high level. Mr McArdle agreed that it could be an approach.

**Bollards in High Street, Swadlincote**

A resident reported that a secure van had come the wrong way up High Street the previous week. The bollard had not been lifted. Mr McArdle said he would find out who was responsible for it.

**ACTION: Frank McArdle to report back on bollard responsibility**

SA/16 **Public questions on issues raised by residents**

Regarding an issue at a previous meeting, a resident stated that they had a photo of a defunct footpath sign in Coppice Side which needed removing. Mr McArdle asked to see them after the meeting.

A resident of South Street, Woodville, said they felt abandoned by SDDC and DCC over a piece of highway outside their property which was unadopted. Thorn Street residents used the piece of highway every day to access car parking but it wasn't surfaced and cut up as well as producing dust. The resident has asked those using the road for £50 towards some



tarmac to surface it but they didn't respond. Mr McArdle replied that the resident had not been abandoned but SDDC had no rights or liabilities related to the piece of highway. He sympathised with the resident, but was powerless to do anything about the situation. Councillor Gary Musson added that he was getting up to speed with the issue and would explore any possible avenues with DCC. A resident said a solution would be to move some bollards and prevent access. Councillor Musson replied that moving them would cost in the region of £3,000 and a new Traffic Order would be needed.

A resident raised the issue of a bund outside the former Snooty Fox pub, in Hartshorne. A year earlier they had suggested something more permanent to protect the site was needed. Mr McArdle replied that a planning application for the site was imminent.

A member of the public asked what the situation was regarding the unfinished Diana Memorial Garden in Swadlincote. They also asked why the works were being carried out by a company from Melton Mowbray and not a local firm. Mr McArdle replied that there was a delay in supply of granite for the works and that best value dictated selection of contractor, regardless of their location. A resident added that it was a strange development at a time of cutbacks in the county.

A resident asked if any plans were in place to install charging points for electric cars since the Government was banning the sale of conventional cars from 2040. Mr McArdle replied that he didn't think Government had yet made detailed plans regarding the edict.

Councillor Musson said that parking was an ongoing problem that was going to get worse over time. Mr McArdle suggested he speak to Mike Roylance in SDDC's Economic Development department.

A member of the public asked what the situation was regarding the Woodville Regeneration Route. Mr McArdle replied that a meeting was taking place the next day regarding the initiative.

SA/17 **County council issues**

None.

SA/18 **District council issues**

Mr McArdle reported that SDDC was looking forward to the International Food Market in Swadlincote at the weekend. It was a brilliant event for the town. Small businesses continued to grow in the area and there was a lot going on in Swadlincote. SDDC's Economic Development team continued to look at new ideas and the Makers' Market came out of the food market.

Councillor Mrs Coe updated that the first South Derbyshire Community Awards would take place on October 13. A lot of businesses in South Derbyshire, including Toyota, had provided sponsorship.

A resident thanked SDDC for keeping parking free in South Derbyshire.

Councillor Mrs Coe said that more interesting shops were coming into Swadlincote. Mr McArdle added that the Economic Development team should be congratulated.

A member of the public raised the issue of the paving degrading on the Delph. Mr McArdle replied that there was spare York Stone to carry out repairs.

A resident asked if there was any movement on Gresley FC relocating to a new ground. Mr McArdle replied that the club was a private company. The local authority had done everything possible to provide options for the club.

SA/19 **Date of next meeting**

The date of the next meeting would be announced in due course.

**Councillor Kim Coe  
Chair**

The meeting terminated at 8.12pm.

**SOUTH DERBYSHIRE AREA FORUM**

**REPTON**

**October 10, 2017 at Stenson Fields Primary School**

**PRESENT:-**

**District Council representatives**

Councillor Peter Smith (Chair), Councillor Andy MacPherson, Councillor David Shepherd, Councillor Michael Stanton.

Stuart Batchelor (Director of Community and Planning Services), Tom Sloan (Clerk).

**Derbyshire County Council representatives**

Councillor Mrs Linda Chilton.

**Parish Council / Meeting representatives**

Fred Hill (Newton Solney Parish Council), Dave Morris (Newton Solney Parish Council), Richard Lisewski (Stenson Fields Parish Council), Peter Rainey (Repton Parish Council).

**Members of the public**

David Barker, Ben Broadhurst, Ragnild Dahl-Cunningham, Rob Davison, Heather Hall, Sam Watters, Simon Yearby.

RA/10 **Apologies for absence**

Councillor Neil Atkin, Sue Carter, Councillor Manjit Chahal, Councillor Martyn Ford, Mrs Griffiths, Derek Lomas, Phil Smith, Carol Wynn.

RA/11 **Declarations of interest**

None.

RA/12 **Chairman's announcements**

Councillor Peter Smith announced that SDDC had launched its new website. It was more intuitive and user-friendly than its predecessor. Stuart Batchelor added that the website should be more useful to residents in future.

RA/13 **The minutes of the meeting held on June 26, 2017**

The minutes were agreed as a true and accurate record.

RA/14 **Report back on issues raised at the last meeting**

**Car damaged opposite the Bonnie Prince due to incomplete road works**

Councillor David Shepherd reported that several cars had been damaged at the site. Councillor Smith added that developers needed to take heed of their responsibilities.

**Wall at Church Side, Willington**

Councillor Smith said he would have chosen a wall more in keeping with the area. It was an eyesore. Councillor Andy MacPherson added that the householder had planned some planting to soften the scene.

**Anti-social behaviour at Foremark Reservoir**

Councillor Smith said he was pleased to see regular meetings taking place with Severn Trent and thanked Mr Batchelor for improving links with the company. Councillor Smith asked if something could be done about Chinese Lanterns released from Severn Trent land. Mr Batchelor said he would get SDDC Anti-Social Behaviour Officer Claire Rawlins to pick the issue up. Councillor MacPherson added that there were people using Foremark Reservoir to camp overnight and a Severn Trent ranger would help tackle the problem.

**ACTION: SDDC Anti-Social Behaviour Officer Claire Rawlins to be informed of issues at Foremark Reservoir**

**Japanese Knotweed in Repton**

Councillor MacPherson said he was concerned that the weed had been hacked back and the sap in it would potentially spread. There were occasions when it was best to leave the weed alone. Weed killer was used to treat Japanese Knotweed. Peter Rainey from Repton Parish Council replied that he believed the weed had been treated and a covering had been put down at the entrance to the site. The job would take a few years to complete.

RA/15 **Public questions on issues raised by residents**

A resident reported that they had fallen quite heavily outside the dentist's surgery at 95, High Street, Repton, due to the poor condition of the pavement. Another resident said they used a website called [www.fixmystreet.com](http://www.fixmystreet.com) to report issues around roads and pavements. It

automatically informed the relevant authority of the problem. The problem had not been reported to Repton Parish Council.

**ACTION: Tom Sloan to report damaged pavement to Derbyshire County Council**

A Newton Solney resident raised a patch of common land next to the River Trent off an unmade and unadopted road. There were concerns locally over travellers getting onto the site. Newton Solney Parish Council wanted to put a gate over the lane but provide access to a farmer and any other statutory body needing access to the river from the lane. Councillor Smith said he'd spoken to the Rights of Way department at DCC and approval was possible as long as pedestrian access was maintained and water bailiffs could access the site.

A Stenson Fields resident whose daughter attended Stenson Fields Primary School asked whose responsibility it was for parking in the area of the school. It was chaotic in the morning and something needed doing. Councillor Smith replied that it was a frustrating issue but was a nationwide problem around schools. Councillor Mrs Linda Chilton added that it was endemic. People were lazy and wouldn't walk – but it was an offence to park over someone's drive. She'd been out with police numerous times but once police went the problem returned. Councillor David Shepherd said that in 30 years as a school governor the issue had been raised over and over again with parents and residents. Only police could solve the problem but they couldn't police every school. A resident suggested a Private Members' Bill from MP Heather Wheeler to force a wholesale rewriting of the laws.

**ACTION: Tom Sloan to report issue to Sgt Graham Summers and MP Heather Wheeler. Councillor Mrs Linda Chilton to take photographs of issue and liaise with Councillor Neil Atkin, the area county councillor**

A resident complained about speeding along the 40mph section of Wragley Way. He felt it should have been a 30mph limit and not a 40, with drivers doing "60-70mph". Another resident added that campaigns had been undertaken on the issue for years. Police were aware of it but had to prioritise roads due to resources.

**ACTION: Tom Sloan to report issue to police and ask for feedback for the next Safer Neighbourhood Meeting**

RA/16 **County Council issues**

Councillor Shepherd had asked for one last look at a pedestrian crossing and signage for Stenson Road, with no response. Could some sort of sign not be put up reminding drivers that pedestrians were around? Mr Batchelor asked if Safer Neighbourhood Funding could be used. A resident added that there was no response on getting a DCC officer back to the meetings again. What

could Councillor Mrs Chilton update after raising it at her group meeting? Councillor Mrs Chilton replied that Paul Jameson (ex-Area Forum Liaison Officer) could not return as he had a new role. Councillor Smith added that efforts were being made to get the role refilled.

**ACTION: Councillor Mrs Linda Chilton to provide a further report back on the Area Forum Liaison Officer role**

RA/17 **District Council issues**

Mr Batchelor reported that Local Plan Part II would go to Full Council after feedback from the Planning Inspector. The South Derbyshire Open Space, Sport And Community Facilities Strategy had been approved. It dictated how money was spent on such facilities. It was a live document and any ideas should be brought forward to ensure they were considered and would attract funding.

A Parish Liaison Meeting had been held to discuss issues affecting parishes. A request had been made to have DCC Highways attend a future meeting to discuss how they dealt with planning applications.

Councillor Shepherd raised the issue of the canal bridge at Barrow on Trent being damaged, possibly by developer's lorries visiting the new estate in Wragley Way. It had been reported to the Canal and River Trust. He felt the damage made the bridge dangerous. Could the forum ask Derby City Council for a travel plan for developers and the aforementioned trust whether the bridge would be repaired? A resident added that livestock hauliers visiting local farms could also be responsible.

**ACTION: Tom Sloan to obtain travel plan and seek a timetable of repairs from the Canal and River Trust**

A resident said that parking at Stenson Bubble at weekends was a problem. The road was narrow and chicaned and it was incredibly dangerous. A roadside sign was covered with vegetation, which didn't help.

**ACTION: Councillor Mrs Linda Chilton to report covered sign to Councillor Neil Atkin**

RA/18 **Date of next meeting**

To be announced in due course.

**Councillor Peter Smith**  
CHAIR

The meeting terminated at 8.30pm.

Page 70 of 83

**SOUTH DERBYSHIRE AREA FORUM**

**NEWHALL**

Wednesday, October 11, 2017 at St John's Church, Newhall

**PRESENT:-**

**South Derbyshire District Council representatives**

Councillor Paul Dunn (Chair), Councillor Sean Bambrick, Councillor Kevin Richards, Councillor Mrs Linda Stuart, Councillor John Wilkins.

Kevin Stackhouse (Director of Finance and Corporate Services), Tom Sloan (Clerk).

**Derbyshire County Council representatives**

Councillor Sean Bambrick, Councillor Gary Musson.

**Parish Council / Meeting representatives**

None.

**Members of the public**

Mick Chilver, Colin Dobson, Graham Hall, Richard House, Margaret Hughes, Mick Lunn, Cathy Miles (South Derbyshire CVS), Mick Mulgrew, Russell Nash, Mary Richards, Rhea Turner (Burton Mail), Barry Woods.

NA/10 **Apologies for absence**

Mike Lacey.

NA/11 **Declarations of interest**

None.

NA/12 **Chairman's announcements**

None.

NA/13 **The minutes of the meeting held on June 20, 2017**

The minutes were approved as an accurate record of the meeting.

NA/14 **Report back on issues raised at the last meeting**

**Pedestrian crossing at Wideshaft**

Councillor John Wilkins reported that there used to be a crossing 50 yards away. It was installed after a petition was lodged with Derbyshire County Council – a similar exercise now could yield positive results. Councillor Gary Musson added that he would look into the issue. A resident asked if Wideshaft was in Swadlincote and not Midway.

**Bollard outside cottages in Orchard Street**

Councillor Paul Dunn said that having read DCC's report back, he felt there had been a misunderstanding over what was requested. He asked for DCC to look again at the location.

**ACTION: Tom Sloan to ask for a further report back from DCC**

**Midway Community Centre – MUGA requested by residents**

A resident complained that nothing had been reported on the MUGA after a meeting had been promised on the subject. He had suggested an alternative location for the play area on the Horseshoe. An item of equipment at the current play area had been damaged on August 3 and had not been repaired. Three swings had also not been repaired. He questioned the community involvement in the centre and claimed it was known locally as a 'sports hall'. It was a major disappointment. Councillor Dunn added that a one-year celebration was coming up on October 25 but there was little to celebrate. All he'd heard was complaints about parking and vandalism and he'd met with SDDC Chief Executive Frank McArdle about the centre.

Kevin Stackhouse clarified that currently there were no plans for a MUGA at the centre and he'd been told one was never promised. There were plans to put something on the site, but it wasn't a MUGA, and there were proposals to tackle the car park issues. Four youths who were the main troublemakers in the car park had now been dealt with. Regarding community involvement, South Derbyshire CVS had been asked to get involved.

The resident said that the sporting ventures at the centre were commercial. He took umbrage with being told a MUGA was never in the plans as he'd seen one drawn on a draft. He'd never got an adequate reply on what had happened to it.



Cathy Miles from the CVS said it was a matter of working with what was there and trying to get some community groups going in the centre.

Councillor Kevin Richards reported that he'd had a meeting with Mr McArdle. One of the issues at the centre which had been solved was a lack of storage space, rectified with an extra room built on the side of the building. He added that there was work being done to resolve the issues around play areas. Community involvement was needed and if there was a sense of ownership, people would look after the centre. A prime example of this was Newhall Old Post Centre. He and other councillors would keep pushing for a MUGA at the centre. A resident asked why people had been told to forget a MUGA. Councillor Richards replied that one was not included on the final plans. Councillor Dunn urged those present to attend the open day on October 25 between 2pm and 7pm to make their feelings known.

A member of the public asked how much room hire was. It was confirmed as £10 an hour plus VAT. Councillor Dunn added that the plan wasn't to hire it at £10 an hour for commercial ventures to make a profit. Councillor John Wilkins said the closest centre to Midway in style was the one built on the Goseley Estate and that initially suffered vandalism. The centre let charitable groups have a cheaper rate than commercial organisations. Mrs Miles said that was the model being looked at for Midway.

A resident asked if there was categorically going to be no MUGA. They also asked how the centre was managed and whether that had an effect on vandalism. Was the centre manager full-time? Councillor Dunn confirmed the caretaker post was part-time and was advertised at 18 hours per week.

NA/15 **Public questions on issues raised by residents**

A resident raised electoral issues at the previous election, with some voters turned away from polling stations. Councillor Richards replied that Mr McArdle was aware of the issues. The resident said that they'd received nine voting cards at their address. They returned them to SDDC and also wrote to the Elections team but didn't get a response. Councillor Dunn replied that there had been issues with a temporary officer in Elections.

A member of the public asked if SDDC could tidy up the area around four garages in Pine Grove, Newhall, when ground workers came to cut nearby grass. The path behind Pine Grove going to the Burrows was also in a poor state and needed work.

**ACTION: Tom Sloan to report issues to Derbyshire County Council**

A resident complained about the run down building next door to the Old Post Centre at 1, Main Street, Newhall. Years previously, the resident claimed a grant was awarded by SDDC to help make the property habitable. However, it was still unoccupied and was an eye sore again.

**ACTION: Tom Sloan to report building to SDDC Environmental Health**

A resident asked when a dog bin would be reinstalled on the east side of Newhall Park. Mr Stackhouse replied that SDDC was aware of the problem and the area had been cleaned and a basket left for bags of dog mess as a temporary measure.

A resident complained about the lack of a security light at Pine Grove car park in Newhall. Councillor Sean Bambrick confirmed it was an SDDC responsibility.

**ACTION: Tom Sloan to report question over lighting at the location to relevant SDDC department**

NA/16 **County council issues**

A resident asked if land opposite Chrysanthemum Court was going to be developed by DCC. Councillor Dunn replied that a development company was going to be set up by the old administration at County Hall but he was unsure of the new administration's plans. Councillor Bambrick said he would take the question to DCC and report back.

**ACTION: Councillor Sean Bambrick to report back on formation of a development company**

NA/17 **District council issues**

None.

NA/18 **Date of next meeting**

The next meeting would be held on a date to be announced.

Councillor Paul Dunn  
CHAIRMAN

The meeting terminated at 8.23pm.

**SOUTH DERBYSHIRE AREA FORUM**

**AREA 3 – MELBOURNE AREA**

**Tuesday, October 24<sup>th</sup>, 2017 at Recreation in Aston**

**PRESENT:-**

**District Council representatives**

Councillor John Harrison (Chair), Councillor Mrs Hilary Coyle, Councillor Jim Hewlett, Councillor Peter Watson.

Frank McArdle (Chief Executive), Tom Sloan (Clerk).

**Derbyshire County Council representative**

Councillor Mrs Linda Chilton.

**Parish Council / Meeting representatives**

Nancy Hawksworth (Shardlow & Great Wilne Parish Council), Chris Holt (Barrow Parish Council), Avril Record (Weston Parish Council), Mike Selby (Aston Parish Council), Dave Smith (Melbourne Parish Council),

**Members of the public**

Steve Aynsley, David Brown, Hilary Forber, Tony Hurrell, Barbara James, John Parkes,

MA/10 **Apologies for absence**

Councillor Neil Atkin

MA/11 **Declarations of interest**

None.

MA/12 **Chairman's announcements**

None.

MA/13 **The minutes of the meeting held on June 19, 2017**

On the proposition of Councillor Peter Watson, the minutes were AGREED as a true and correct record.

MA/14 **Report back on issues raised at the last meeting**

**Missing sign in Weston on Trent**

Councillor Mrs Linda Chilton updated the meeting that the missing sign was part and parcel of a bigger issue. An officer would come to the next Area Forum and explain the situation. The signage in the area was going to change and some signs would become much larger, but there was nothing definitive to report yet. A resident said signs were all well and good, but what was going to be done about the Cuttle Bridge junction? Councillor Mrs Chilton said there was a possibility the junction would change.

**Traffic issues in Chapel Street, Melbourne**

Councillor Mrs Chilton reported that Highways officers had visited from DCC along with local members and there was a project under way which encompassed the whole of Melbourne. A one-way system had been mentioned. It was fortunate that on this occasion there were problems for officers to witness. The whole of Melbourne was dangerous and inconsiderate parking was a major problem. It wouldn't be cheap or quick, but there was a project in the pipeline.

**Pinch points on Swarkestone Causeway**

Councillor Mrs Chilton said she was waiting on a response from Julian Gould of Heritage England, but it was highly unlikely changes to Swarkestone Bridge would be sanctioned. Repairs to damaged parapets were also awaited. A resident added that practicality had to come before anything and traffic wasn't going to go away. Councillor John Harrison said that work would continue at the junction of the A453 and M1 for another two years, meaning a rat run through Stanton by Bridge would continue to be used. A volume check of local roads was long overdue. Councillor Mrs Chilton said a survey was being waited upon. There were 7,000 jobs coming to the area in the next 10 years and the East Midlands Gateway location was ideal for it. Melbourne would be affected. She added that Cuttle Bridge was part of the bigger picture relating to Swarkestone Causeway.

Frank McArdle added that HS2 could also increase development and add extra traffic onto the network. Infrastructure improvements were needed.

Councillor Peter Watson agreed that a traffic survey was required to discover the true volumes on Swarkestone Causeway. Cars were also

considerably wider than in the past, worsening the effect of the pinch points. He added that the sooner a new bridge was built, the better.

A resident added that the roads serving Swadlincote were terrible. With the new interchange being built at the M1, drivers would move easily from city to city but a short journey from Melbourne to Chellaston would take 40 minutes. The roads in the area were atrocious.

### **Weeds in Chapel Street, Melbourne**

Councillor Harrison stated that it could be a job for the lengthsman employed by Melbourne Parish Council.

### **MA/15 Public questions on issues raised by residents**

A resident asked how much notice statutory authorities had to give regarding road closures. A notification had appeared in a newspaper stating that London Road between Cheal Close and Glenn Way in Shardlow would be closed between November 5 and 14 by Severn Trent Water. It would necessitate changes to a bus route and affect schools traffic coming from Alvaston, Boulton and Chellaston. Councillor Harrison replied that lots of communication was needed regarding road closures and if it was inadequate there was a case for postponing the work. Councillor Watson was unsure whether it was a month or two months' notice which was normally required. When a road was closed, the alternative involved a road of the same category.

**ACTION: Councillor Peter Watson to make enquiries at SDDC and find out if the road closure notice was correct**

A resident asked if anyone could plant trees on a grass verge? Councillor Mrs Chilton replied that a Cultivation Licence was needed to plant a tree on public land.

A Barrow resident raised the issue of Willington development traffic coming through Swarkestone to avoid a low bridge in Willington. There were too many HGVs coming past. They also reported an HGV doing a U-turn to avoid Swarkestone Bridge – the new signs weren't working. Councillor Mrs Chilton replied that DCC was attempting to get satellite navigation software updated. The problem was mainly with drivers from abroad using older sat-navs – and, if turning back, they had taken notice of the signs. A Moving Traffic Order allowing camera installation was being sought.

A resident reported that the cycle lane between Shelton Lock and Swarkestone (part of Network 6) wasn't lit. They were concerned that more accidents with cyclists would result at the Bonnie Prince island. Councillor Harrison added that it would involve Derby City Council as well and it was

always difficult doing cross-border operations. Mr McArdle added that Section 106 money could be available from a new development.

**ACTION: Tom Sloan to provide a report back into possible lighting of the cycle path in the area of the Bonnie Prince island**

MA/16 **County Council issues**

Councillor Mrs Chilton reported that most of the issues she was dealing with were work in progress.

MA/17 **District Council issues**

Mr McArdle proposed to invite four representatives from both Aston and Weston to come into the Chamber at SDDC to discuss possible boundary changes between the villages. A change had to be mutually beneficial and issues had to be explored with both parishes.

The Chamber of Trade in Swadlincote and District had agreed to look at reaching out into the Melbourne area for new members.

The Swadlincote Air Training Corps had recently completed 45 years' service to the district. A recommendation had been made for a Freedom of the District award and the decision would be made by members.

MA/18 **Date of next meeting**

To be advised in due course.

**Councillor John Harrison**  
CHAIRMAN

The meeting terminated at 8.18pm.

**SOUTH DERBYSHIRE AREA FORUM**

**LINTON**

Wednesday, October 25th, 2017 at Netherseal Village Hall

**PRESENT:-**

**District Council Representatives**

Councillor Pat Murray (Chair), Councillor Mrs Beth Hall, Councillor Bob Wheeler.

Stuart Batchelor – Director of Community and Planning Services  
Tom Sloan – Clerk.

**Derbyshire County Council Representatives**

Councillor Pat Murray.

**Parish Council / Meeting Representatives**

Claire Bradford (Coton in the Elms Parish Council), Karen Bradford (Coton in the Elms Parish Council), Mary Horne (Walton Parish Council), Sheila Jackson (Castle Gresley Parish Council), Carole Knight (Overseal Parish Council), Alan Lees (Coton in the Elms Parish Council), Janice Pallett (Castle Gresley Parish Council), Ollie Pallett (Castle Gresley Parish Council), John Powell (Linton Parish Council), Louise Ross (Rosliston Parish Council), Steve Sharpe (Overseal Parish Council), Tony Stone (Netherseal Parish Council), Lynn Sullivan (Rosliston Parish Council), Carol Talbot (Walton Parish Council).

**Members of the Public**

Jane Beebee, Bethany Pridding (Burton Mail), Lynda Smout.

LA/10 **APOLOGIES**

Councillor John Grant, Stephanie Marbrow.

LA/11 **DECLARATIONS OF INTEREST**

None.

LA/12 **CHAIRMAN'S ANNOUNCEMENTS**

Page 19 of 83

None.

LA/13 **THE MINUTES OF THE MEETING HELD ON JUNE 28, 2017**

The minutes were approved as a true and correct record.

LA/14 **REPORT BACK ON ISSUES RAISED AT THE LAST MEETING**

**Derbyshire County Council issues**

**Ivy growing on the pavement at Hillside Road, Linton**

Regarding the lack of response from DCC to an overgrown footway in Linton, Councillor Pat Murray reported that the loss of Paul Jameson as Area Forum Liaison Officer meant that an excellent go-between had been lost. DCC was looking at the situation and he hoped to have some information soon.

**HGVs turning in Station Lane, Walton and damaging properties**

Councillor Murray reported that DCC was working on a plan regarding signage to help combat the issue of HGVs entering Station Lane. It would hopefully help residents. A resident said they'd been told there was no chance of a camera being installed. Councillor Murray replied that there were no cameras available.

**Traffic mounting the pavement in Lullington Road, Overseal**

Councillor Murray reported that DCC had visited the location on many occasions in the previous few years but there was nothing which could be done about the situation. A resident added that it was highly frustrating having to deal with ageing infrastructure which was unsuitable for modern levels of traffic – yet still new developments were being built. Another resident said that Overseal had been defined as a key service village by SDDC, yet it fell far short of the requirements for one. Stuart Batchelor replied that the Local Plan Part I stood up under scrutiny. Highways specifications were based on national standards. He recommended that parish councils attend an SDDC parish and member briefing on the subject to have it explained by DCC experts. The process for getting improved signage and cameras was long and laborious. The only solution was the third river crossing at Walton.

Councillor Bob Wheeler updated that the developer wanted the bridge built so 2,000 extra houses could be built along with an industrial development. Regarding the new bridge, discussion were apparently being held with potential investors and the bridge was not dead and buried. The issue was a developer having enough [Page 80 of 83](#) to pay for the bridge and it was



about £12 million before any houses had been sold. From a cash flow point of view, it was difficult. When the bridge was announced by former Deputy Prime Minister Nick Clegg, the £7m he alluded to was never actually there. There was £2.5m in place from the local economic partnership.

A resident complained that clerk Tom Sloan had failed to get DCC Highways officers to the meeting to answer questions on the subject. Mr Batchelor replied that DCC policy was now to not send an officer to the Area Forums. A better option would be to get an officer to a parish and member briefing.

A member of the public said they felt the new Woodville Relief Road would make traffic “like the M25” through South Derbyshire. Councillor Wheeler replied it would improve the situation at the Clock Island, which was already fouled up at peak times. A planning application for the road was expected soon.

LA/15 **PUBLIC QUESTIONS ON ISSUES RAISED BY RESIDENTS**

A resident raised a problem with push bikes and motorbikes using the footpath across Walton Bridge to avoid the queue of vehicles. Could an S-gate be put across the footpath to discourage this?

**ACTION: Tom Sloan to forward request for an S-gate to Derbyshire County Council**

A member of the public asked if a sign could be placed at the bottom of Gorse Lane in Netherseal telling HGVs to use the A444 rather than coming through the village. Signage in place at the Robin Hood and the Crickets was poor, with the latter facing the wrong way and covered in vegetation.

**ACTION: Councillor Pat Murray to raise issue with Derbyshire County Council Highways**

A resident asked if a meeting could be arranged with Highways so residents could air their views. Councillor Wheeler replied that he had written to the responsible director regarding a lack of response to questions posed by the forum. The situation was unacceptable and the answers might not be what was wanted, but the forum would at least like a reply. He was still awaiting a response to his email. Mr Batchelor added that there was a review of Area Forums and Safer Neighbourhood Meetings as there was a concern over dropping attendances. It was hoped that in the absence of an officer at the meetings, DCC would provide an officer to give adequate responses. It was important that residents got to speak about issues pertinent to them and their local area.

A resident stated that developers were hammered for not using wheel-washers at building sites. Why did the same not seem to apply to farmers? As a cyclist, they felt it was quite dangerous at times. Mr Batchelor replied that he couldn't answer the question. It would likely be a DCC enforcement issue.

A member of the public asked why so much lobbying was needed to get so little public money spent on various schemes to do with highways. Mr Batchelor replied that meetings took place across Derbyshire and with resources being finite, the most needy got money awarded. It was necessary to show how serious an issue was to attract spending with DCC.

LA/16 **COUNTY COUNCIL ISSUES**

None.

LA/17 **DISTRICT COUNCIL ISSUES**

Mr Batchelor reported that Part II of the South Derbyshire Local Plan would go to Full Council the following week. SDDC would then have a full local plan in place up to 2028. Part II governed where small developments of less than 100 houses would be located. It also contained design guidance and guidelines around open spaces and payments for community facilities.

The Open Space, Sport and Community Facilities Strategy had been to committee at SDDC. Any community projects could still be put in the plan, however.

On November 15 there would be a South Derbyshire Partnership refresh even at Toyota. Any community groups interested were welcome to attend.

The procurement process for Rosliston Forestry Centre was reaching its end. A new operator would be in place by April 1. The centre would remain free at point of entry. A resident asked if the current staff would remain. Mr Batchelor replied that a TUPE (Transfer of Undertaking) process would be undertaken for staff. Another resident said that dog bins were overflowing at the centre. Mr Batchelor replied that he would report the issue to the management at Rosliston.

A resident reported that the lease for the Coton in the Elms playing fields had expired. There was no legal tenure so grant funding couldn't be obtained. Mr Batchelor replied that it was SDDC policy to pass control on to the local level and he would investigate

**ACTION: Stuart Batchelor to provide a report back on the status of the playing fields in Coton in the Elms**

LA/18 **DATE OF NEXT MEETING**

The date of the next meeting would be advised in due course.

**Councillor Pat Murray  
Chair**

The meeting terminated at 8.28pm.