

Date: 13th September 2017

Dear Councillor,

Council

YOU ARE HEREBY SUMMONED to attend the Meeting of the **Council** to be held in the **Council Chamber**, on **Thursday, 21 September 2017 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: Chief Superintendent Jim Allen
- 3 To confirm the Open Minutes of the Council Meeting held on the 29th June 2017 (CL/28-CL/43)
Council 29th June 2017 Open Minutes **6 - 11**
- 4 To note any declarations of interest arising from any items on the Agenda
- 5 To receive any announcements from the Chairman, Leader and Head of Paid Service.
- 6 To receive any questions by members of the public pursuant to Council Procedure Rule No.10.
- 7 To receive any questions by Members of the Council pursuant to Council procedure Rule No. 11.
- 8 To authorise the sealing of the documents.
- SEALED DOCUMENTS **12 - 12**
- 9 ANNUAL REPORT 2016-17 **13 - 25**
- 10 LOCAL GOVERNMENT OMBUDSMAN – ANNUAL REVIEW LETTER 2017 AND UPDATE ON RECENT DEVELOPMENTS TO THE OMBUDSMAN SERVICE **26 - 28**
- 11 REVIEW OF OUTSIDE BODIES LIST **29 - 35**

12	To receive and consider the Open Minutes of the following Committees:-	
	Licensing and Appeals Sub-Committee 14th June 2017 Open Minutes	36 - 36
	Overview and Scrutiny 21st June 2017 Open Minutes	37 - 39
	Finance and Management Committee: Special 22nd June 2017 Open Minute	40 - 42
	Planning Committee 27th June 2017 Open Minutes	43 - 46
	Planning Committee 18th July 2017 Open Minutes	47 - 49
	Finance and Management Committee: Special 20th July 2017 Open Minute	50 - 51
	Licensing and Appeals Sub-Committee 4th August 2017 Open Minutes	52 - 52
	Planning Committee 8th August 2017 Open Minutes	53 - 57
	Environmental and Development Services Committee 17th August 2017 Open Minutes	58 - 61
	Housing and Community Services Committee 24th August 2017 Open Minutes	62 - 64
	Finance and Management Committee 31st August 2017 Open Minutes	65 - 68
	Planning Committee 5th September 2017 Open Minutes	69 - 72
	Overview and Scrutiny 6th September 2017 Open Minutes	73 - 75

Etwall Area Forum Minutes 12th June 2017	76 - 79
Swadlincote Area Forum Minutes 13th June 2017	80 - 83
Melbourne Area Forum Minutes 19th June 2017	84 - 88
Newhall Area Forum Minutes 20th June 2017	89 - 92
Repton Area Forum Minutes 26th June 2017	93 - 96
Linton Area Forum Minutes 28th June 2017	97 - 100

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

Exclusion of the Public and Press:

- 17** 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.
- 18** To confirm the Exempt Minutes of the Council Meeting held on 29th June 2017 (CL/44-CL/47)
Council 29th June 2017 Exempt Minutes
- 19** To receive any Exempt questions by Members of the Council

pursuant to Council procedure Rule No. 11.

- 20** To receive and consider the Exempt Minutes of the following Committees:-

Finance and Management Committee: Special 22nd June 2017
Exempt Minute

Planning Committee 18th July 2017 Exempt Minutes

Finance and Management Committee: Special 20th July 2017
Exempt Minute

Licensing and Appeals Sub-Committee 4th August 2017 Exempt
Minutes

Environmental and Development Services Committee 17th August
2017 Exempt Minutes

Housing and Community Services Committee 24th August 2017
Exempt Minutes

Finance and Management Committee 31st August 2017 Exempt
Minutes

MINUTES of the MEETING of the
SOUTH DERBYSHIRE DISTRICT COUNCIL
held at the Civic Offices, Civic Way, Swadlincote
on Thursday 29th June 2017
at 6.00pm

PRESENT:-

Conservative Group

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

Labour Group

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

CL/28 **APOLOGIES**

Apologies for absence from the Meeting were received from Councillors Atkin, Billings, Mrs Brown, Mrs Patten and Mrs Wyatt (Conservative Group) and Councillor Dunn (Labour Group).

CL/29 **PRESENTATION: SOUTH DERBYSHIRE PARTNERSHIP**

As Chairman of the South Derbyshire Partnership, the Leader introduced the presentation which was delivered by the Director of Community and Planning Services and the Health Partnership Manager highlighting the Partnership's key objectives.

Councillor MacPherson requested information on how projects would be funded and the order in which they would be prioritised. The Director provided information on funding from the Council and the various organisations that contribute to the Partnership.

Councillor Smith welcomed the newly-appointed Health Partnership Manager and thanked both Officers for the presentation.

CL/30 **MINUTES OF ANNUAL COUNCIL**

The Open Minutes of the Annual Council held on 18th May 2017 (CL/1-CL/24) were approved as a true record.

CL/31 **MINUTES OF CIVIC COUNCIL**

The Open Minutes of the Civic Council held on the 25th May 2017 (CC/1-CC/5) were approved as a true record.

It was noted that in reference to the Vice-Chairman, Minute No. CC/3, should have read 'Councillor Mrs Hall then made the Declaration of Acceptance of Office of Vice-Chairman and thanked Members for the honour conferred upon her'.

CL/32 **DECLARATIONS OF INTEREST**

No declarations of interest were received.

CL/33 **ANNOUNCEMENTS FROM THE CHAIRMAN**

The Chairman of the Council outlined a summary of events attended since his appointment, including the Music at Melbourne event, Summer Tea Party to celebrate the work of the CVS volunteers, Dance in the Forest at the Glade in Rosliston Forestry Centre, Armed Forces Day where the Chairman had accepted the flag from the British Legion and had it hung over the Civic Offices for a week to mark Armed Forces Week, Festival of Leisure, the reception held for 12/11 Squadron, South Derbyshire Music Centre in Coton, and presentations for achievement awards held at Pingle Academy and Burton and South Derbyshire College.

CL/34 **ANNOUNCEMENTS FROM THE LEADER**

The Leader referred to the successful Festival of Leisure event and commended all involved.

Whilst noting the process of developing the Corporate Plan, the Leader informed Council that it had been suggested that a Member Champion for the Corporate Plan be appointed. Council were advised that this item would be added to the Agenda as a formal nomination for the next Meeting and the Opposition were invited to appoint a representative accordingly. The Leader advised that Councillor Mrs Coyle would represent the Conservative Group.

CL/35 **QUESTIONS BY MEMBERS OF THE PUBLIC PURSUANT TO COUNCIL PROCEDURE RULE NO. 10**

Council were informed that no questions had been received.

CL/36 **QUESTIONS BY MEMBERS OF THE COUNCIL PURSUANT TO COUNCIL PROCEDURE RULE NO. 11**

The following question had been received, on notice, from Councillor Richards:

"Given the recent Grenfell Tower tragedy, can the Chief Executive assure this Council, that we have not approved or contracted any installation of external cladding similar to that used at Grenfell Towers (Aluminium composite material) on any buildings that do not comply with health & safety, fire and Building Regulations."

In the absence of the Chief Executive, the Director of Finance and Corporate Services confirmed that the Council does not own or manage any high rise

properties and has not used Aluminium Composite Material for external cladding on its buildings. Members were advised that central government (Communities Department) had been informed that no issues had been raised by the recent checks conducted on any Council properties, in particular those housing tenants and that the Council were working with government for updates on the national situation

Councillor Richards welcomed this response and requested that this reassurance be publicised to notify tenants and residents of South Derbyshire. The Leader informed Council that a public statement would be issued shortly.

CL/37 **SEALED DOCUMENTS**

<u>Date</u>	<u>No. of Seal</u>	<u>Nature of Document</u>
07.04.17	11703	Transfer – 23 Kilburn Way, Newhall
21.04.17	11711	Transfer – 5 Windsor Close, Newhall
01.06.17	11740	Transfer – 27 Nelson Street, Swadlincote
14.06.17	11747	Transfer – 16 Dundee Road, Midway

RESOLVED:

That the Sealed Documents listed, for which there is no specific authority, be duly authorised.

CL/38 **LOCAL PLAN PART 2 MODIFICATIONS**

The Director of Planning and Community Services presented the report to Council explaining that an additional recommendation to note the Inspector's Letter at Appendix D had been included. The Director updated Members that Officers had been delegated authority to consider modifications made through the examination process. The main modifications required were outlined in the report and explained in detail in the Appendices.

The Planning Services Manager highlighted corrections in Appendices A-C in the report as follows:

In the Appendix A - Main Modifications: at MM3 (Paragraph 2.2 - SDT1) – the wording 'within a settlement' should be shown struck through; at MM4 (Paragraph 2.3 - SDT1) – the word 'development' should not be bold; at MM6 (H23) – the wording 'up to' within policy A-N should be 'around' ; at MM41 (BNE8) – Criteria ii) should be deleted and criteria iii) should become criteria ii); at MM44 (BNE10) within the new fourth bullet point the word 'or' should be struck through; within the new fourth bullet point the wording 'in all cases' should be in bold; within the new fifth bullet point the word 'substantial' should be struck through; at MM51 (INF12) - the word 'for' should be bold; at MM53 (INF13) – the section crossed out within the explanation should be removed from the modifications table.

In Appendix B - Minor Modifications: at M21 (H23J) – The sentence 'A landscape buffer to be implanted and enhance on the south western area of the site' should be in bold; at M25 (paragraph 4.1 of the Built and Natural

Environment Chapter) – the second sentence of paragraph 4.1 should be removed from the minor modifications table.

In Appendix C - Policy Map Modifications: (Appendix A to the Plan) at PM6 - the map showing the proposed change of Swadlincote Settlement Boundary should be drawn to include land in Policy H2 in Part 1; PM7 (Appendix A to the Plan) should be added to describe an amendment to Hilton Settlement Boundary to show the inclusion of land in Policy H23C.

Councillor Plenderleith referred to section 3.11 of the report seeking clarification on the amendment to the wording from ‘up to’ to ‘around’ and requested further detail on how this would be quantified. Other Members sought clarification on the definition of the word ‘around’ in planning terms.

The Planning Services Manager informed Council that this change had been requested by the Inspector to give greater flexibility in the numbers of properties and advised that the definition would be determined by Members at the time of consideration of an application.

Councillor Watson, whilst noting the weight that the existence of a Local Plan carries, proposed that the amended recommendations including the corrections be approved. Members were advised that the consultation would commence on Friday 7th July and submission to adopt the Local Plan Part 2 at September’s Council Meeting would be dependent on receipt of the Inspector’s report.

RESOLVED:

1.1 To approve the main and minor modifications (Appendix A, B and C), subject to the amendments as outlined to Council.

1.2 To approve consultation upon the main and minor modifications, subject to the amendments as outlined to Council, in order to allow continued progression on the Local Plan Part 2.

1.3 To note the Inspector’s Letter dated 8th May

Against: Rhind, Shepherd and Chahal.

CL/39 **OPEN MINUTES**

Council received and considered the open minutes of its Committees.

RESOLVED:-

That the open minutes of the following Committees were approved as a true record:-

<u>Committee</u>	<u>Date</u>	<u>Minutes No’s</u>
<i>Licensing and Appeals Sub-Committee</i>	<i>13.04.17</i>	<i>LAS/44-LAS/46</i>
<i>Planning</i>	<i>09.05.17</i>	<i>PL/226-PL/238</i>
<i>Etwall Joint Management Committee Special</i>	<i>16.05.17</i>	<i>EL/66-EL/68</i>

<i>Licensing and Appeals Sub-Committee</i>	<i>18.05.17</i>	<i>LAS/47-LAS/49</i>
<i>Environmental and Development Services</i>	<i>01.06.17</i>	<i>EDS/1-EDS/15</i>

In relation to Minute No. EDS/10, Councillor Tilley requested that further detail be added to clarify the reasons for the Labour Group's abstention from the vote. A previous scheme aimed to redevelop the entire row of shops had been discussed, but had not been feasible due to lack of consensus amongst the shop-owners. The current scheme was therefore recommended as the best option in these circumstances, although Members queried whether the proposed expenditure represented value for money.

Councillor Richards referred to Minute No. EDS/12 commenting that by scheduling the consultation process in the urban core during the day precluded residents who work and questioned if the timing could be reconsidered.

Councillor Watson, as Chairman of the Environmental and Development Services Committee advised that the consultation did run from 9:30am until 2:30pm and an evening session could be explored. The Director of Planning and Community Services advised that this would be reviewed and a response would be provided in due course.

<i>Planning</i>	<i>06.06.17</i>	<i>PL/1-PL/11</i>
<i>Housing and Community Services</i>	<i>14.06.17</i>	<i>HCS/1-HCS/11</i>
<i>Finance and Management</i>	<i>15.06.17</i>	<i>FM/1-FM/17</i>

In relation to the 15th June 2017 Finance and Management Committee Meeting, Councillor Ford wished for it to be noted that although his attendance had not been recorded, he did attend the Meeting.

CL/40 **THE COMPOSITION OF COMMITTEES, SUB-COMMITTEES & WORKING PANELS FOR THE REMAINDER OF THE MUNICIPAL YEAR**

Council was informed that no changes had been made to the composition of the committees, sub-committees and working panels since its last meeting.

CL/41 **COMPOSITION OF SUBSTITUTE PANELS**

The Leader announced that Councillor Mrs Coe be added to the substitute panel for Environmental and Development Services Committee, replacing Councillor Atkin.

The Leader also announced that Councillor Atkin be added to the substitute panel for Housing and Community Services Committee, replacing Councillor Mrs Coe.

The Leader of the Opposition announced that Councillor Dunn be removed from the substitute panel for Finance and Management Committee, a new substitute to be advised in due course.

CL/42 **REPRESENTATION ON OUTSIDE BODIES**

The Leader confirmed that a review of Outside Bodies representation was currently being conducted.

CL/43 **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 18th May 2017 (CL/25-CL/27) 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:-

<u>Committee</u>	<u>Date</u>	<u>Minutes No's</u>
Planning	09.05.17	PL/239-PL/240
Environmental and Development Services	01.06.17	EDS/16-EDS/17
Housing and Community Services	14.06.17	HCS/12-HCS/15
Finance and Management	15.06.17	FM/18-FM/21

The meeting terminated at 7.10pm.

COUNCILLOR M STANTON

CHAIRMAN OF THE DISTRICT COUNCIL

REPORT TO:	COUNCIL	AGENDA ITEM: 8
DATE OF MEETING:	21st SEPTEMBER 2017	CATEGORY: DELEGATED
REPORT FROM:	CHIEF EXECUTIVE	OPEN
MEMBERS' CONTACT POINT:	DEMOCRATIC SERVICES 01283 595848 / 595722	DOC:U:\JAYNE\Commtee\COMM REP\Sealed Docs report 21 Sept 17.docx
SUBJECT:	SEALED DOCUMENTS	REF: J. BEECH
WARD(S) AFFECTED:	VARIOUS	TERMS OF REFERENCE: N/A

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>
18.07.17	11761	Transfer – 11 Appleton Close, Newhall
26.07.17	11762	Transfer – 32 St John's Drive, Newhall
31.07.17	11783	Transfer – 22 Bailey Avenue, Overseal

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

REPORT TO:	FULL COUNCIL	AGENDA ITEM: 9
DATE OF MEETING:	21st SEPTEMBER 2017	CATEGORY: DELEGATED
REPORT FROM:	DIRECTOR OF FINANCE & CORPORATE SERVICES	OPEN
MEMBERS' CONTACT POINT:	KEVIN STACKHOUSE 01283 595811	DOC:
SUBJECT:	ANNUAL REPORT 2016/17	REF:
WARD(S) AFFECTED:	ALL	TERMS OF REFERENCE:

1.0 Recommendations

1.1 Elected Members are asked to approve the draft Annual Report 2016/17.

2.0 Purpose of Report

2.1 To inform Elected Members of the Council's Annual Report, which summarises how we work, what we achieved during the year and our financial performance.

2.2 The report has been written and designed to be appealing to the public, our partners and to businesses in the District.

3.0 Detail

3.1 The Annual Report follows a set style and presentation of information for our residents and key stakeholders. Each year, revisions to the format and layout are proposed to ensure the report is unique and remains informative.

3.2 The Annual Report 2016/17 captures the work done by the Council as well as achievements in partnership with other organisations. Throughout the document it can be seen that:

- The Council has produced a Corporate Plan for 2016-2021 with new themes that guide and capture all of the work that the Council does.
- There continues to be a high level of achievement because of the Council's ongoing commitment to partnership working.
- The Council has a robust approach towards the management of its resources and its performance in 'doing more with less'.
- We are responsive to the needs and expectations of our communities.
- The Council's work is enabling South Derbyshire to keep pace with its status as being one of the fastest-growing Districts in the country. This includes producing a new Housing Strategy and building 45 new Council-owned homes across three sites in Linton, Swadlincote and Overseal.
- South Derbyshire is 'open for business', with multi-national firms continuing to invest in the area and major events like the Swadlincote Festival of International Food and Crafts pulling in thousands of visitors and promoting inward investment.

3.3 The Annual Report has again been managed, developed and designed by the Policy and Communications Team. All photos used in the report have been taken in South Derbyshire.

3.4 It is important for the Council to continue to inform the community, businesses and partners of the work that has been completed and the plans for the future. This provides another vehicle to explain and receive feedback on our stated vision of 'making South Derbyshire a better place to live, work and visit'.

4.0 Financial Implications

4.1 The Annual Report has been produced in-house by the Policy and Communications Team and is accommodated within the current budget.

5.0 Corporate Implications

5.1 This Annual Report reports on and is built around the themes of the Corporate Plan 2016/21 – People, Place, Progress and Outcomes. It includes a summary of our financial performance for 2016/17.

6.0 Community Implications

6.1 This report enables a better understanding of what we do as a Council, what we have achieved, what we provide in partnership and how we spend money. This promotes the work of the Council and enhances our reputation.

7.0 Conclusions

7.1 This Annual Report responds to a number of sources of good practice and will be used to champion the work of this Council throughout the coming financial year.

7.2 It is built on the strong outcomes that have been achieved during 2016/17. All services have contributed to this Annual Report through their actions in delivering customer-focused services for the community.

7.3 The Annual Report is available for viewing at **Appendix 1**.

Annual Report 2016/17



Contents

- 2-3** Welcome to South Derbyshire
- 4-5** South Derbyshire – Changing for the better
- 6-7** People - Keeping residents healthy, happy and safe
- 8-9** Place - Creating vibrant communities to meet residents' needs
- 10-11** Progress - Encouraging inward investment and tourism
- 12-13** Outcomes - Work that underpins all of our activities
- 14-15** Get involved in the Council's Work
- 16-17** Working in partnership
- 18-19** Summary of annual accounts



The new Swadlincote golf course under construction

South Derbyshire continues to thrive – even more tourists are visiting, more businesses are moving in and more people are choosing to make it their home.

Providing services to meet the increasingly diverse needs of the District takes careful planning, and 2016/17 was a year in which we worked hard to set out the ways we will achieve this.

At the same time the year saw plenty of exciting events taking place and much high-profile work being completed.

Among the highlights were the opening of an outstanding sports facility in Melbourne, the long awaited unveiling of Midway Community Centre and the continued progress in constructing a new golf course in Swadlincote.

An exhibition celebrating the life of South Derbyshire boxing legend Jack Bodell brought around 1,500 visitors into Swadlincote and the Aviva Women's Tour 2016 saw camera crews and cycling fans gather along the eight-mile section from Elvaston to Bretby.

Behind this key strategies were launched and a new Corporate Plan created, covering the period 2016-2021. This plan sets out our vision and values for South Derbyshire, based on themes of People, Place, Progress and Outcomes.

New ways of monitoring our progress were introduced to keep a close eye on performance, with a shared approach across all departments focused on making this District a better place to live, work and visit.

Our Housing Strategy 2016-2021 was introduced, with three key strategic priorities - improving access to and supply of housing; well-maintained, safer, greener homes; and enabling people to live independently.

Work was completed on dozens of new Council homes at sites in Linton, Swadlincote and Overseal. These were the first Council-owned housing developments in South Derbyshire for a generation.

Significant progress was also made on getting the District declared to be 'Dementia Friendly' and having the Civic Offices registered as a Safe Place for vulnerable people who need assistance.

Plans were put in place to create a 'cycling legacy' to make the District one of the most attractive places to travel on two wheels. The South Derbyshire Cycle Plan proposes a five-year programme of activities and infrastructure changes designed to get 50,000 extra women taking up cycling by 2030, as well as a 50 per cent increase in those who bike to work.

The South Derbyshire Economic Development Strategy 2016-2020 aims to set out an understanding of the economic challenges and opportunities facing the area and to put forward a vision for further development.

The District already serves as home to large, multi-national organisations including JCB Power Systems, Keystone Lintels, Nestle and Toyota Motor Manufacturing UK, as well as small and medium enterprises operating in a range of sectors.

The strategy has been designed to directly contribute to the achievement of the Progress objectives identified in the Corporate Plan.

The Local Plan Part 1 was adopted in June 2016, setting out the long-term vision, objectives and strategy for the spatial development of South Derbyshire and providing a framework for promoting and controlling development.

Our aim of increasing the amount of waste recycled was given a huge fun and educational boost by Waste less, Save more, a scheme which saw us work with partners between January and December 2016 to cut household waste and save families money. It was made possible thanks to a £1 million investment by Sainsbury's and has left us with a positive and lasting legacy.

While much to be proud of was achieved in 2016/17, we must now build on some excellent foundations to ensure that South Derbyshire continues to be a prosperous, attractive and growing District well into the future.



Bob Wheeler - Leader
South Derbyshire District Council



Frank McArdle - Chief Executive
South Derbyshire District Council



The Corporate Plan 2016-21

Our Corporate Plan is based on extensive research and consultation into South Derbyshire's needs. It groups our work under four key themes: People, Place and Progress, leading to successful Outcomes.

The Corporate Plan is central to our work – it sets out our values and visions for South Derbyshire and defines our priorities for delivering high-quality services.

The Council aspires to meet the expectations of local communities. This Annual Report demonstrates how work and activities under the Corporate Plan themes have contributed to that in 2016/17.



Dreamscheme community project



The production line at Toyota Manufacturing UK in Burnaston

Our vision

'Making South Derbyshire a better place to live, work and visit'

Our values

Throughout our work, we will:

-  Put our residents first
-  Actively listen and resolve problems
-  Set clear targets
-  Develop our staff
-  Act decisively
-  Be driven by economy, effectiveness and efficiency
-  Lead for success

What we do

-  Promote and develop economic development, tourism, sport and leisure.
-  Employ Safer Neighbourhood Wardens to make our communities cleaner and safer.
-  Collect household rubbish and continue to promote recycling in innovative ways.
-  Provide a 24-hour, 365-days-a-year emergency Careline service.
-  Manage and maintain more than 3,000 Council homes and offer a homelessness prevention service to those in need.
-  Save money and the environment through energy efficiency schemes.
-  Carry out street cleaning, pest control and work to prevent pollution.
-  Support voluntary groups, cultural activities and crime prevention work.
-  Deal with planning applications, building regulations, tree preservation orders, listed buildings and heritage.
-  Work with partners on a wide variety of community projects for the benefit of residents.
-  Work to ensure that the food and drink served in South Derbyshire's restaurants, cafes and pubs is safe to consume.
-  Collect Council Tax and Business Rates and pay Housing Benefits.



Eureka Park, Swadlincote



TwoTwenty staircase solutions in Foston



Bin collections



Food hygiene inspections

The following pages provide a snapshot of what has been achieved in 2016/17 under our Corporate Plan themes.

People - Keeping residents healthy, happy and safe

Examples of what we achieved:

The **average time for processing** changes in circumstances to Benefit claims was 6.7 days, well below the eight-day target.

A **Science Discovery Day** hosted by the Environmental Education Project challenged youngsters to enjoy some hands-on experiments and learning.

A South Derbyshire taxi firm boss was ordered to **pay more than £1,300** for operating a private hire vehicle with an unlicensed driver.

Members of the public were invited along to the Three Marinas Charity Walk to launch the **National Forest Walking Festival 2016**, which featured more than 80 walks catering for every age, taste and ability.

The first **outdoor table tennis** facility in the District was installed in Aston-on-Trent after the Council secured a £12,000 grant from supermarket giant Tesco under its Bags of Help initiative.

The **Eureka Park Cycle Show** gave people of all ages the chance to try out cycling, as well as watch some of the world's finest riders race through the area as part of the Aviva Women's Tour 2016.

A new **cycling hub** designed to encourage more commuters to use pedal power was unveiled at Swadlincote's Green Bank Leisure Centre.

The Apex Climbing Centre – a state-of-the-art **indoor climbing centre** at Swadlincote's Green Bank Leisure Centre – opened to the public.

Two fly-tippers were fined £400 each as the Council became one of the first UK local authorities to use new powers to issue **on-the-spot fines** for small-scale offences.

Stickers urging people to think before throwing away food were applied to wheelie bins at **18,000 homes**.

Giant board games, Olympic-themed fun days and a variety of sports all formed part of the **Summer Activities 2016** programme to keep youngsters entertained.

Thousands of people flocked to Maurice Lea Memorial Park in Church Gresley for a **national Playday** celebration.

A comprehensive programme of **health walks** was put together to encourage people to take their first steps into exercise.

Swadlincote swimmer and Paralympic bronze medallist Lewis White was named both sportsman of the year and disabled sportsperson of the year at the District's annual **sports awards**, which recognise sporting talent, coaches and dedicated volunteers.

A **Sports Pass and Grant Scheme**, open to all budding South Derbyshire athletes, offered assistance in helping them to realise their potential by providing free use of leisure facilities in the area.

South Derbyshire's **Community Food Hub** project dished up its 1,000th meal, less than a year after it was set up.

Two Swadlincote cafes became the first businesses in South Derbyshire to pledge their support to making the District a **'Dementia Friendly Community'** by examining their working practices to better cater for those with dementia.

A scheme encouraging businesses and organisations to invite **breastfeeding mums** to use their facilities was relaunched.

92% of our tenants were very or fairly satisfied with the **quality of their new home**.



Apex Climbing Centre



Eureka Park Cycle Show



Food Hub



National Forest Walking Festival



Summer activities



Lewis White



Breastfeeding mums



Eureka Park Invisible Heritage Project



Melbourne Sports Park



Green Flag Award

Examples of what we achieved:

Nine volunteers spent a combined 1,500 hours creating a **patchwork quilt** chronicling the heritage of Swadlincote's Eureka Park, under the Eureka Park Invisible Heritage Project.

A new **wildlife and educational pond** was created at Rosliston Forestry Centre, to be used as a teaching resource by involving schools, volunteers and community groups.

Details of Derbyshire's Domestic Abuse Support Line were printed on receipts at Swadlincote's Argos store thanks to the efforts of the South Derbyshire Domestic and Sexual Abuse Action Group, as part of an effort to **stamp out domestic abuse** during the football European Championship.

Forty-five **new Council homes** were unveiled across three sites to help meet the needs of a fast-growing population.

Church Gresley's Maurice Lea Memorial Park and Swadlincote's Eureka Park were given **Green Flag Awards** for the second year running, ranking them among the finest in the UK.

A deal to purchase 11 derelict former firefighters' properties in Swadlincote and turn them into **affordable homes** was completed.

A **stage adaptation** of popular author and comedian David Walliams's book Ratburger was brought to The Glade at Rosliston.

The £2.5 million state-of-the-art **Melbourne Sports Park** was officially opened. The facility features a new clubhouse, floodlit football and rugby pitches, floodlit tennis/netball courts, a floodlit artificial grass pitch and new car parking space.

Hilton Youth Group, catering for those aged 10 to 16, was founded to engage and entertain youngsters.

A Public Spaces Protection Order (PSPO) was introduced in Swadlincote town centre as part of a **blitz on anti-social behaviour**.

The new **Midway Community Centre**, two newly laid football pitches and a children's play area were unveiled, a development made possible thanks to a deal struck between the Council and housing developer Strata Homes Ltd.

An animated '**Mouldy Matters**' film designed to help people keep their homes condensation and mould free was produced by the Council.

The Council scooped the **Development of the Year Award** from the Chartered Institute of Housing at the Midlands regional awards ceremony in recognition of the 22 family homes and bungalows delivered across two sites in Swadlincote and Overseal.

A session designed to stamp out **hate crime** and provide information and support was held in Stenson Fields.

Newhall Park received a fresh injection of colour to add to its beauty thanks to a **community tree-planting day**.

A three-week exhibition celebrating the life of South Derbyshire **boxing legend Jack Bodell** attracted an estimated 1,500 visitors, with a new housing development in Newhall also named after the popular fighter.

The Council's Dreamscheme project, designed to engage young people, was shortlisted in the **Excellence in Youth Involvement** category at the Central Tenant Participation Advisory Service (Tpas) Awards.

The Firefly Tattoo Parlour in Swadlincote became the first tattooing business in South Derbyshire to sign up to the **Tattoo Hygiene Rating Scheme** and be awarded a mark of 4 (very good).



Midway Community Centre



Jack Bodell exhibition



New Council homes



South Derbyshire Business Breakfast

Celebrity chefs, a bake off challenge, live entertainment and the finest **flavours from across the globe** all formed part of the Swadlincote International Food and Drink Festival, which pulled in thousands of visitors.

An impressive 84.1% of food businesses achieved the **top hygiene rating of five**, thanks to positive publicity and the educational work of our Commercial team.

Free help and advice was on offer at a **South Derbyshire Business Breakfast**, designed to support people in taking their businesses to the next level.

Courses to bring teachers and educators up to speed in the art of passing on **practical woodland craft techniques** to children were held in Rosliston.

People with ambitions of starting their own business were offered the chance to find out all they needed to know at a **'Thinking of Starting a Business?'** session.

The Swadlincote Town Centre Guide was unveiled – an encyclopaedia featuring more than 230 retailers and businesses that promotes **places to shop, eat and visit** in the market town of The National Forest.

Those hoping to find a new career were given a helping hand thanks to a series of **new work club sessions** in Etwall.

The first **Swadlincote Makers Market**, specialising in handmade products and incorporating the former farmers' market, was held.



Makers Market



Swadlincote Town Centre Guide

Examples of what we achieved:

The South Derbyshire **Economic Development Strategy 2016-2020** – a document pointing the way towards long-term economic prosperity for the District – was unveiled.

Hundreds of **career opportunities** offered by more than 40 employers were up for grabs at our annual jobs fair. Work-based 'have a go' skills were offered to youngsters to ignite their interest and highlight talents that could help them choose a future career path.

44,315 queries were handled by the Tourist Information Centre as the visitor appeal of the District continued to grow.

The **'Food Saver Champions,'** recruited under Sainsbury's Waste less, Save more project, became a familiar sight across the District as part of the drive to help families cut household bills by reducing food waste.

Karen Bailey was appointed as our **first town crier**. The role was introduced as part of the Swadlincote Townscape Heritage scheme project, which was made possible through Heritage Lottery Fund money and whose aim is to further improve the town centre and build on its history.

Special offers and free street entertainment were all part of the first **'Swadlincote Shopping Day,'** with businesses involved in the event promoting their new products and deals by using the hashtag #Swadoffers on social media.



Jobs fair



Town Crier



Food saver champions



Economic Development Strategy



Call answering in Customer Services

Satisfaction in responses to customer enquiries stood at 95.8% for phones and 97% for face to face. The Council received 44 compliments and two comments about services during 2016/17. All feedback will be used to further improve our work.

The Council joined forces with Derby City Council to help **fight fraud** by sharing resources, intelligence and state-of-the art detection techniques. The focus would fall on areas such as tackling illegal sub-letting, identifying false claims for Council Tax reduction and making sure people pay their Council Tax on time.

A legal process to determine potential **boundary changes and governance arrangements** in an area of rural South Derbyshire was completed. Following a Community Governance Review, it was resolved that Barrow upon Trent would transfer around 153.5 acres of land into the parish of Stenson Fields, while Stenson Fields would take in around 197 acres of land to the south-west, which previously sat in the unparished area of Twyford and Stenson.

Extensive local consultation took place to establish whether or not a **new parish council** should be created for Newhall and Stanton. 376 voted in favour of the idea and 514 against.



ISO14001

The Council was again certified with the flagship **British Standard ISO14001**, which recognises the efforts of businesses and organisations in managing and minimising their environmental impact. We were one of the first organisations globally to achieve the revised standard two years previous, with the re-certification acting as confirmation of our commitment to working innovatively and sustainably for the benefit of South Derbyshire residents.



Customer care

Examples of what we achieved:

Designs were drawn up and content overhauled as part of a move towards a **new look Council website**.

South Derbyshire successfully **carried out its duties** as part of the Derbyshire Police and Crime Commissioner Election and the EU Referendum.

The Council was awarded a **Gold level award** – recognising its commitment to accident and ill-health prevention – by the Royal Society for the Prevention of Accidents (RoSPA). It was the sixth consecutive year that we have achieved the gold standard.

Our Customer Services team met **grade of service** every month during 2016/17, with more than 80% of calls handled within 20 seconds.

The **South Derbyshire Local Plan Part 1** was officially adopted, a document that addresses development requirements in the District up to 2028. Members of the public were given their chance to have a say on the Local Plan Part 2 at a series of drop-in sessions.

Over a dozen **home visits** were carried out to those entitled to Benefits but unable to visit the Civic Offices to complete paperwork and provide documentary evidence.



RoSPA award



Page 21 of 100

Local elections



Local Plan



Consultation

Attending Council meetings

All our committees report back to Full Council meetings, where their work can be considered by every Elected Member.

You are welcome to come to see a committee or the Full Council in action. You can find a full calendar of meetings, as well as agendas and the minutes which record what was decided, by visiting the Council and Democracy section of our website at www.south-derbys.gov.uk.

Most of the meetings of the Council and its committees are open to the public. Occasionally some final agenda items are exempt, which means that they can be discussed with only Councillors present.

Items are classified as exempt due to specific legal and contractual reasons, or where individuals are identified.

The Finance and Management Committee ensures that all Council services are organised and funded effectively and efficiently.

The Environmental and Development Services Committee, and the Housing and Community Services Committee, set out and monitor the work of Council staff to ensure we deliver the best possible services for the people of South Derbyshire.

The Council's Licensing and Appeals Committee handles licensing for entertainment, alcohol and private hire drivers as well as any appeals on employment issues by Council staff.

In 2016/17 the Overview and Scrutiny Committee assisted the Finance and Management Committee to develop the Council's budget proposals, looked into recycling and bulky waste collections and also focused its attention on how we support the voluntary sector.

The Planning Committee considers applications in relation to planning policy, the representations received from members of the public, consultation responses and the recommendations of the planning officer.

Our tenant participation work encourages individuals to make a real contribution to the decisions that affect their homes and communities. A directory of tenants details those interested in contributing to service delivery reviews. Participants are contacted when opportunities for involvement arise.

Publications such as the Housing Services' Annual Report, our tenants' e-bulletin Housing News and our suite of leaflets ensure people are kept well informed.

Having your say at Area Forums

At these meetings, people can raise issues concerning their own area, get involved in the decision-making process and find out more about Council services.

The meetings, held up to four times a year, cover the Etwall, Linton, Melbourne, Newhall, Repton and Swadlincote areas. Each starts with a Safer Neighbourhood meeting, where community safety issues are discussed with Derbyshire Police Officers and Police Community Support Officers.

Through the commitment of people who attended these meetings during 2016/17 the fight against crime and anti-social behaviour continued, with 14 local Safer Neighbourhood Projects funded.

Improvements to CCTV schemes at Melbourne, Aston and Barrow were among the recipients of the grant money available. Newhall Old Post Centre and Swadlincote's Bus Park Cafe also got new equipment to help with surveillance of their premises.

Grants were awarded to the Tuesday Night Project and Goseley Activity Project to give teenagers in the Swadlincote area night-time

entertainment and combat anti-social behaviour. A similar scheme in Hilton was also funded, as was Willington Arts Festival.

There is a second meeting, beginning at 7.30pm, which is dedicated to District and County Council matters.

The dates of Area Forums, agendas and minutes can be found on our website at www.south-derbys.gov.uk/areaforums



Let us know

To tell us your opinions on Council services or how we have dealt with an issue, please contact Customer Services. Alternatively, go to our website at www.south-derbys.gov.uk where you can complete a form that comes directly to us. If you wish to make a complaint about a Councillor, please find all the details you need on the Councillors and Meetings section of our website.

Your District Councillors

Aston-on-Trent			Church Gresley			Etwall		Willington & Findern		Hatton		Hilton		Linton		Melbourne	
Midway			Newhall & Stanton			Repton		Seales		Stenson		Swadlincote		Woodville			



Rolls-Royce – sponsor of the Environmental Education project

By working in partnership with other organisations and by offering sustained support to voluntary and other local groups, South Derbyshire continues to achieve more for less.

Partners with whom we work include:

Active Nation

Active Nation manages the Green Bank Leisure Centre in Swadlincote and Etwall Leisure Centre in partnership with the Council. Each of these centres has undergone extensive refurbishment work in recent times.

Citizens Advice

South Derbyshire District Council helps to fund Citizens Advice so that it can continue providing vital support and advice on issues such as employment and debt.



Sainsbury's

Derbyshire County Council / Parish Councils

South Derbyshire District Council, Derbyshire County Council and Parish Councils work in conjunction on a vast array of projects designed to benefit local people.

Law:Public

When required, Law:Public offers the Council's legal team additional expertise across its broad range of legal services.

Melbourne Sporting Partnership

The Melbourne Sporting Partnership (MSP) was established in 2005 to drive improvements to the recreation site at Cockshut Lane, Melbourne. The Partnership includes local sports clubs, Melbourne Parish Council and ourselves.

Safer South Derbyshire Partnership

This is the statutory Community Safety Partnership for South Derbyshire. It brings together agencies to reduce and prevent incidents of crime and anti-social behaviour in the District.

Sainsbury's

The national supermarket chain invested £1 million in Swadlincote in 2016 as part of its Waste less, Save more campaign, designed to reduce food waste and save families money. The project brought a range of partners together.

South Derbyshire CVS

South Derbyshire CVS chairs the Strategic Volunteering Partnership, which is assisted by the District Council, to support all forms of volunteering in South Derbyshire.

Active South Derbyshire

South Derbyshire Sport focuses on increasing sports participation by young people. More than 7,000 young people attended the Summer Activities sessions held in the District's parks during the summer of 2016.

The Forestry Commission

South Derbyshire District Council jointly owns Rosliston Forestry Centre in partnership with The Forestry Commission.

The National Forest Company

The National Forest Company is a co-sponsor with Rolls-Royce of the Environmental Education Project, which works to develop knowledge, respect and understanding of the environment. It also supports events and walking schemes.

The South Derbyshire School Sports Partnership

The partnership is managed by the Council's Sport and Health team. It has had great success with activities for young people including competitions and festivals, school games, leadership and volunteering and Bikeability.

The South Derbyshire Partnership

This partnership of the public, private and voluntary sectors promotes South Derbyshire through three groups which focus on community safety, sustainable development and health and wellbeing.



The Forestry Commission

Other partnerships the Council works in conjunction with include:

- Aurora Country Developments Ltd
- Derbyshire Sport
- Derbyshire Police
- John Port School
- People Express
- Public Health England
- Rolls-Royce
- Central Midlands Audit Partnership
- Local Energy Area Partnership
- Home Improvement Agency
- Derbyshire Traveller Issues Working Group
- D2N2 Better Business Regulation Partnership
- Sport England
- The Football Foundation
- The NHS



Football Foundation



Safer South Derbyshire Partnership



Active Nation

Summary of accounts

Our income

Our total income for 2016/17 was £53.1 million, compared to £50.9 million in 2015/16.

This came from grants, housing rents and Council Tax, together with fees and charges. The main reason for the increase was income received from planning and development contributions, which the Council retains to pay for future expenditure.

Our element of the Council Tax increased by 1.95% from £150.25 (Band D) in 2015/16 to £153.18 in 2016/17. This was the first increase in the level of Council Tax for six years.

£22.2m	Government grants
£0.6m	Other grants
£9.1m	Fees and charges
£0.1m	Interest
£12.5m	Housing rents
£8.6m	Local taxation

£53.1m Total

Our expenditure

Our revenue account shows the costs of running our services. In 2016/17, we spent £46.6 million on delivering services. This was 10% less than the £52.1 million spent in 2015/16. The decrease was mainly due to lower capital contributions required from housing revenues to finance the Housing New Build programme. This investment, which was substantially delivered in 2015/16, was completed in 2016/17.

What we spent on services

£46.6 million total



£6.6 million surplus

What we spent on land and property

Our **capital account** sets out the money we spend on buying and improving our land and property so we can offer first-class public facilities. In 2016/17, we spent £8.3 million on our land and property assets. We financed this through a mixture of grants and contributions, together with investing our own capital receipts and reserves.

£8.3 million expenditure



At the end of the financial year we draw up a balance sheet that shows how much our land and buildings are worth, what we owe others, what others owe us and how much cash we have. Our net worth as at March 31 was valued at £72.1m, an increase from £46.4m in 2015/16. This was due to an increase in the value of Council houses, together with the addition of land and property being held for future investment in services.

Our balance sheet: 31 March 2016

Revenue reserves & balances		Net Assets	
£12.1m	General balances	£148.5m	Value of land & property
£45.9m	Unusable reserves <small>(offsets the values of the Council's assets and its pension deficit)</small>	£26.0m	Liquid assets
£5.6m	Capital reserves	-£102.4m	Less money owed by us
£8.5m	Earmarked reserves		
£72.1m	Net worth	£72.1m	total

The Director of Finance's statement

The Council was able to achieve a budget surplus in 2016/17 of £6.6m. This was largely planned as additional resources were received from Council house rents, Council Tax and Planning Services.

This money has been set-aside in the Council's reserves to meet anticipated increases in future expenditure arising from the growth of the District, together with the requirement to repay Government debt previously passed over by the Government for investment in Council housing.

The accounts also show that the Council continues to invest in leisure facilities and in providing new Council Housing.

Although the Council's overall financial position remains healthy, it faces a financial challenge from 2018/19 to continue to 'balance the books'. This is mainly due to a reduction in Government funding and the cost pressures which are anticipated to arise from growth. The Council has already made some budget savings and has put money aside towards ensuring that the financial position remains healthy into the future.



Kevin Stackhouse
Director of Finance and Corporate Services, South Derbyshire District Council

Follow us on:



@SDDC

@SDDCsport

@RFC1993

@RoslistonEnvEd

@SharpesMuseum

@SwadlincoteTIC

@SwadTeam

@MarketsSwad

@SDerbysBAS

@SDIWD

Follow us on:



South Derbyshire Environmental Health

South Derbyshire Sport

SDDC Housing

Safer South Derbyshire Partnership

Rosliston Forestry Centre

Roger Badger

Environmental Education Project at
Rosliston Forestry Centre

Sharpe's Pottery Museum

Swadlincote Tourist Information

Swadlincote Waste less Save more

National Forest Walking Festival

Swadlincote Town Team

Swadlincote Markets

Swadlincote Townscape Heritage Scheme

Swadlincote Food & Drink Festival

Swadlincote Wedding Fairs

Pictures courtesy of:

Toyota Manufacturing UK

TwoTwenty staircase solutions

The National Forest Company

Sainsbury's

Get Active in the Forest

REPORT TO:	COUNCIL	AGENDA ITEM: 10
DATE OF MEETING:	21st SEPTEMBER 2017	CATEGORY: DELEGATED
REPORT FROM:	CHIEF EXECUTIVE	OPEN
MEMBERS' CONTACT POINT:	FRANK McARDLE CHIEF EXECUTIVE (EXT. 5702)	DOC: U:\JAYNE\Commtee\COMMRE P\LGO Annual Review 2017.docx
SUBJECT:	LOCAL GOVERNMENT OMBUDSMAN – ANNUAL REVIEW LETTER 2017 AND UPDATE ON RECENT DEVELOPMENTS TO THE OMBUDSMAN SERVICE	REF: J Beech
WARD(S) AFFECTED:	ALL	

1.0 Recommendations

1.1 To accept the Local Government Ombudsman's Annual Review Letter 2017.

2.0 Purpose of Report

2.1 This report will provide Members with a summary of complaints made to the Local Government Ombudsman ("LGO") against this Authority during the year 2016/17.

2.2 It will also bring Members up to date on developments in the LGO service.

3.0 Detail

3.1 On 20th July 2017, the Council received the Annual Review Letter for the period 2016/17 and a summary of statistics on complaints.

3.2 The Ombudsman's Office made decisions on 5 complaints about the Council in 2016/17. Of these complaints, 1 complaint was not upheld, 1 was closed after initial enquiries, 2 were referred back for local resolution and 1 complaint was upheld and resolved.

3.3 The LGO does not provide detailed information about the statistics and, therefore, in order to provide some background information for Members, the Council's LGO Link Officer has produced a table of complaint decisions, which is attached at **Annexe 'A'**. This provides a breakdown of the type of complaints received and a summary of the decisions.

LGO Developments

Change of Name

- 3.4 Since 2010, the Local Government Ombudsman has operated with jurisdiction over all registered social care providers, able to investigate complaints about care funded and arranged privately. In response to feedback from care providers (who tell the Ombudsman that the current name is a real barrier to recognition within the social care sector), the LGO has changed its name to Local Government & Social Care Ombudsman.

Appointment of Local Government & Social Care Ombudsman

- 3.5 The reporting year saw the retirement of Dr Jane Martin after completing her seven year tenure as Local Government Ombudsman. Michael King was appointed to the role in January 2017.

4.0 Financial Implications

- 4.1 None directly arising from this report.

5.0 Corporate Implications

- 5.1 A good complaints system is an opportunity for the Council to show that it cares about providing a good service, and that it genuinely values feedback on whether there are any problems which need attention. It is, therefore, imperative that we get feedback, not only through our own complaints system, but also from the Ombudsman, and that this information is widely distributed to show that this Authority takes complaints seriously and deals with them sympathetically.

6.0 Community Implications

- 6.1 One of the roles of the Local Government Ombudsman is to investigate complaints about Councils from members of the public. Its aim is to get Councils to put things right if they have gone wrong and if this has affected members of the public directly.

7.0 Conclusion

- 7.1 The Annual Review Letter and the publishing of complaint decisions on the LGO website are useful additions to other information held by the Council, highlighting how people experience or perceive its services. They should also be seen as an opportunity to continue to improve the services offered by the Council.

8.0 Background Papers

- Annual Review Letter 2017 from the Local Government Ombudsman

LOCAL GOVERNMENT OMBUDSMAN COMPLAINT DECISIONS 2016/17

Category	Summary of Decision	Decision			
		Not Upheld	Closed after initial enquiries	Referred back for local resolution	Upheld
Housing	Complainant alleged the Council unreasonably overpriced his property when selling it to him under the Right to Buy Scheme. LGO found no evidence of fault in the way the Council instructed its surveyor to value the property, or in the offer of sale it made to him. The Ombudsman was satisfied the Council followed professional advice from its valuer and had taken a consistent approach to other similar properties sold under the Right to Buy scheme.	✓			
Planning and Development	Complaint about the Council's actions following the complainant's application to carry out work on a tree in a conservation area and the subsequent making of a Tree Preservation Order. The Ombudsman decided the complainant had not suffered a significant injustice, as he could apply to the Council to prune the tree and would have a right of appeal should that application be refused.		✓		
* Housing	No record held of this complaint and no further details available from LGO.			✓	
Corporate and Other Services	Complaint that the Council contravened its own Terms of Reference when it undertook a Community Governance Review. The Ombudsman referred the complainant back to the Council. The complainant was offered a meeting to discuss the complaint, but declined. She requested a written response to her concerns and this was provided .			✓	
Planning and Development	Complaint regarding how the Council dealt with a Section 106 Agreement, alleging delay and additional costs. LGO decided the Council was at fault for issuing incorrect instructions to its solicitors and failing to spot an error until they were about to complete the Agreement. However, it was recognized that the Council did not charge for any duplicated or unnecessary work and that the complainant was required to pay for all work necessary to complete a correct S106 Agreement. The Council agreed to apologise to the complainant and pay them £100 in recognition of the delay. The Council also took steps to ensure all planning staff who instruct solicitors in planning agreements received appropriate training. The Ombudsman was satisfied this was an appropriate remedy for the complaint.				✓

* LGO has stated that the statistics comprise the data they hold, and may not necessarily align with the data held by the Authority. For example, their numbers include enquiries from people they signpost back to the Authority, but who may never contact the Council.

REPORT TO: FULL COUNCIL **AGENDA ITEM: 11**
DATE OF MEETING: 21st SEPTEMBER 2017 **CATEGORY:**
REPORT FROM: CHIEF EXECUTIVE **OPEN**
MEMBERS' CONTACT POINT: FRANK McARDLE 01283 595702 **DOC:**
SUBJECT: OUTSIDE BODIES REVIEW **REF:**
WARD(S) AFFECTED: ALL **TERMS OF REFERENCE:**

1.0 Recommendations

- 1.1 Members approve the removal of the inactive organisations from the Outside Bodies list, as detailed at 3.2 below.
- 1.2 Members approve the revised Outside Bodies List 2017/18, as detailed at Appendix 1 to the report.

2.0 Purpose of Report

- 2.1 To advise Members of the outcome of the review of the Outside Bodies List.

3.0 Detail

- 3.1 A review of the Outside Bodies List was undertaken following a request made by the Leader of the Council.
- 3.2 Members assigned to Outside Bodies were canvassed to ascertain the level of engagement with the named organisations. Where no engagement was identified, contact was made with the organisations concerned. The table below details the findings for each of the listed Outside Bodies and identifies the reasons, in the Comments column, for removing the inactive organisations from the Outside Bodies List.

No	Organisation	Current Status	Comments
1	Acre Lane, Shardlow Sand & Gravel Site Liaison Committee	Active	
2	Adult Care Services Board (Supporting People)	Inactive	Derbyshire County Council confirmed that this body no longer exists.
3	Arts Derbyshire	Active	
4	Association of Retained Council Houses Ltd. (ARCH)	Active	
5	Building Control Joint Working Party	Inactive	This board related to the initiative to join

	Project Board		an external consortium; now no longer being pursued.
6	Burton Hospitals NHS Foundation Trust Governors	Active	
7	Central Midlands Audit Partnership Board **Committee Chair change**	Active	Councillor representation at these board meetings to change to the Chairman of the Finance and Management Committee.
8	Community Arts Project ("People Express") Management Committee	Active	
9	Community Transport (Swadlincote) Management Committee	Active	Committee still active and organisation to issue invitations to future meetings.
10	D2 Joint Committee For Economic Prosperity	Active	
11	Derby Airfield Consultative Committee	Active	Meetings called as required – very infrequent.
12	Derby and Derbyshire Strategic Leadership Forum	Active	
13	Derby and Sandiacre Canal Trust Ltd	Active	
14	Derbyshire Hate Crime Panel **Name Change**	Active	Derbyshire County Council confirmed that the body is now called Derbyshire Hate Crime Practitioners Network Meeting.
15	Derbyshire Partnership Forum	Active	
16	Derbyshire Police and Crime Panel	Active	
17	Derbyshire Sport	Active	
18	Donington Park Racing Circuit Liaison Committee	Active	
19	East Midlands Airport Independent Consultative Committee	Active	
20	East Midlands Airport Liaison Committee	Active	
21	East Midlands Arts	Active	
22	East Midlands Councils	Active	
23	Elvaston Quarry Waste Disposal Site Liaison Committee	Active	
24	Environmental Education Project Steering Group	Active	
25	Goseley Community Centre Committee	Active	
26	Heart of the Forest Forum	Active	National Forest Co are in the process of reviewing their structure, looking at four working groups with an umbrella executive. The review is due to be completed this autumn, when they will invite proposals for outside representation. The Heart of the Forest Forum name is likely to be retained.

27	Hilton Harriers Mease Management Committee	Active	
28	Homestart	Active	
29	Local Government Association General Assembly Rural Commission Urban Commisiion	Active Inactive Inactive	The Rural & Urban Commissions no longer exist, replaced by People & Place and City Regions respectively. These are far smaller organisations with appointments made by the LGA's political office on an invitation only basis.
30	Local Government Information Unit	Active	
31	Melbourne Sporting Partnership	Active	
32	New Albion Revised Liaison Committee	Active	
33	Next Step Against Domestic Abuse	Inactive	No longer exists following the withdrawal of funding.
34	Parking and Traffic Regulations (outside London) Adjudication Joint Committee	Active	PATROL now in Wilmslow, not Manchester. Welcome pack to be issued.
35	Pingle Artificial Turf Pitch Management Group	Active	
36	Relate	Active	Contact re-established – awaiting review.
37	Rosliston and Caldwell Village Hall Management Committee	Active	
38	Rosliston Forestry Centre Management Executive	Active	
39	Rosliston Forestry Community Group	Active	
40	Rural Action Derbyshire	Active	
41	Safer South Derbyshire Partnership Strategic Group	Active	
42	Shardlow Heritage Centre Museum Working Group **Name Change**	Active	Now known as Shardlow Heritage Trust Council of Management since becoming a formal charity. Councillor details added to distribution list.
43	Sharpe's Pottery Heritage & Arts Trust Ltd.	Active	
44	Sir John Port and John Osbourne Almshouses Charitable Trust	Active	
45	Social Care Forum	Active	Organisation have added Councillor's details to direct mailing list, with meeting invitations to also be sent.
46	South Derbyshire Citizens Advice **Name Change**	Active	Organisation recently changed its name to Citizens Advice South Derbyshire and Derby (CASDAD).
47	South Derbyshire CVS	Active	
48	South Derbyshire Partnership	Active	

49	South Derbyshire Mental Health Association	Active	
50	South Derbyshire Music Trust Management Committee	Active	
51	South Derbyshire Strategic Sports Group	Active	
52	Swadlincote Shopmobility Scheme	Inactive	Organisation no longer exists following the withdrawal of funding.
53	Swarkestone Pit, Barrow-on-Trent Sand and Gravel Site Liaison Committee	Active	
54	Toyota Community Liaison Committee	Active	
55	Waste Less/Save More Project	Active	

3.3 Subject to agreement to the above, a revised Outside Bodies List has been compiled, as detailed at Appendix 1, taking into account the above revisions and organisation name changes.

4.0 Financial Implications

4.1 There are none relating to this report.

5.0 Corporate Implications

5.1 There are none relating to this report.

6.0 Community Implications

6.1 There are none relating to this report.

7.0 Background Papers

7.1 Original Outside Bodies List 2017/18.

7.2 Revised Outside Bodies List 2017/18 (Appendix 1).

**SCHEDULE OF PERSONS NOMINATED FOR SERVICES AS
REPRESENTATIVES OF THE COUNCIL
ON OUTSIDE BODIES FOR 2017/18**

Organisation	Representative(s)
1. Acre Lane, Shardlow Sand & Gravel Site Liaison Committee	Councillor P Watson Councillor Mrs H Coyle (sub)
2. Arts Derbyshire	Councillor J Hewlett
3. Association of Retained Council Houses Ltd. (ARCH)	Councillor J Hewlett Director of Housing and Environmental Services
4. Burton Hospitals NHS Foundation Trust Governors	Councillor Mrs K Coe
5. Central Midlands Audit Partnership Board	Chairman of Finance and Management Committee Vice-Chairman of Finance and Management Committee (sub)
6. Citizens Advice South Derbyshire and Derby (CASDAD)	Councillor J Hewlett Councillor Mrs K Coe
7. Community Arts Project (“People Express”) Management Committee	Councillor Mrs M Hall Councillor Mrs K Coe
8. Community Transport (Swadlincote) Management Committee	Councillor M Hall
9. D2 Joint Committee For Economic Prosperity	Councillor R Wheeler Councillor M Ford (sub)
10. Derby Airfield Consultative Committee	Councillor M Ford
11. Derby and Derbyshire Strategic Leadership Forum	Councillor R Wheeler Councillor M Ford (sub) Chief Executive Monitoring Officer (sub)
12. Derby and Sandiacre Canal Trust Ltd	Councillor M Stanton
13. Derbyshire Hate Crime Practitioners Network Meeting	Councillor J Patten
14. Derbyshire Partnership Forum	Councillor R Wheeler
15. Derbyshire Police and Crime Panel	Councillor P Murray Councillor S Swann (sub)
16. Derbyshire Sport	Councillor P Smith
17. Donington Park Racing Circuit Liaison Committee	Councillor P Watson Councillor N Atkin (sub) Councillor J Harrison (sub)
18. East Midlands Airport Independent Consultative Committee	Councillor J Harrison Councillor M Ford (sub)

19. East Midlands Airport Liaison Committee	Aston, Melbourne and Repton Ward Members
20. East Midlands Arts	Councillor J Patten
21. East Midlands Councils	Councillor R Wheeler
22. Elvaston Quarry Waste Disposal Site Liaison Committee	Councillor P Watson Councillor Mrs H Coyle (sub)
23. Environmental Education Project Steering Group	Councillor J Hewlett
24. Goseley Community Centre Committee	Councillor Mrs K Coe Councillor S Taylor
25. Heart of the Forest Forum	Councillor M Stanton
26. Hilton Harriers Mease Management Committee	Councillor J Patten
27. Homestart	Councillor P Smith
28. Local Government Association (London)	Councillor R Wheeler (General Assembly)
29. Local Government Information Unit	Councillor R Wheeler Councillor M Ford (sub)
30. Melbourne Sporting Partnership	Director of Community and Planning
31. New Albion Revised Liaison Committee	Councillor P Watson
32. Parking and Traffic Regulations (outside London) Adjudication Joint Committee	Councillor P Watson
33. Pingle Artificial Turf Pitch Management Group	Councillor P Smith
34. Relate	Councillor J Patten
35. Rosliston and Caldwell Village Hall Management Committee	Councillor R Wheeler
36. Rosliston Forestry Centre Management Executive	Councillor J Hewlett
37. Rosliston Forestry Community Group	Councillor J Grant
38. Rural Action Derbyshire	Councillor M Stanton
39. Safer South Derbyshire Partnership Strategic Group	Councillor R Wheeler Councillor J Hewlett (sub)
40. Shardlow Heritage Trust Council of Management	Councillor M Stanton
41. Sharpe's Pottery Heritage & Arts Trust Ltd.	Councillor Mrs H Coyle Councillor Mrs K Coe Councillor M Stanton Councillor R Wheeler
42. Sir John Port and John Osbourne Almshouses Charitable Trust	Councillor D Muller

43. Social Care Forum	Councillor P Smith
44. South Derbyshire CVS	Councillor Mrs M Hall Councillor R Tipping
45. South Derbyshire Partnership	Councillor R Wheeler Councillor M Ford Councillor K Richards Councillor T Southerd (sub) Chief Executive
46. South Derbyshire Mental Health Association	Councillor J Hewlett
47. South Derbyshire Music Trust Management Committee	Councillor P Murray
48. South Derbyshire Strategic Sports Group	Councillor P Smith Councillor J Hewlett (sub)
49. Swarkestone Pit, Barrow-on-Trent Sand and Gravel Site Liaison Committee	Councillor P Watson Councillor Mrs H Coyle (sub)
50. Toyota Community Liaison Committee	Councillor R Wheeler Councillor D Muller
51. Waste Less/Save More Project	Councillor P Watson

LICENSING AND APPEALS SUB-COMMITTEE

14th June 2017 at 10.00am

PRESENT:-

Members of the Licensing and Appeals Sub-Committee

Councillor Watson (Chairman), Councillor Wheeler (Conservative Group) and Councillor Dunn (Labour Group)

District Council Representatives

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

LAS/1 **APPOINTMENT OF CHAIRMAN**

Councillor Watson was appointed Chairman of the Sub-Committee.

LAS/2 **APOLOGIES**

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

LAS/3 **DECLARATION OF INTEREST**

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

MATTERS DELEGATED TO SUB-COMMITTEE

LAS/4 **DETERMINATION OF AN APPLICATION FOR THE GRANT OF A PREMISES LICENCE UNDER THE LICENSING ACT 2003 – LIVE NATION (MUSIC) UK LTD, CATTON HALL, WALTON UPON TRENT, SWADLINCOTE, DERBYSHIRE, DE12 8LN**

The Sub-Committee considered an application for a Premises Licence for Live Nation (Music) UK Ltd, Catton Hall, Walton Upon Trent, Swadlincote, Derbyshire, DE12 8LN.

RESOLVED:-

That the application for a Premises Licence be granted, as detailed in the Decision Notice, a copy of which is incorporated in the signed minute book at “SMB1”.

The Meeting terminated at 10.10am.

COUNCILLOR P WATSON

OVERVIEW AND SCRUTINY COMMITTEE

21st June 2017

PRESENT:-

Conservative Group

Councillor Swann (Chairman), Councillor Billings (Vice-Chairman) and Councillors Atkin and Mrs Coe

Labour Group

Councillors Bambrick, Dr Pearson and Mrs Stuart

OS/1 **APOLOGIES**

Apologies were received from Councillor Mrs Patten (Conservative Group)

OS/2 **MINUTES**

The Open Minutes of the Meeting held on 22nd March 2017 were taken as read, approved as a true record and signed by the Chairman.

OS/3 **DECLARATIONS OF INTEREST ARISING FROM ITEMS ON AGENDA**

Councillor Mrs Coe declared an interest in Item 8 by virtue of being the Council's representative on Outside Bodies for Sharpe's Pottery Heritage & Arts Trust Ltd, Community Arts Project ("People Express") Management Committee, South Derbyshire Citizens Advice and Goseley Community Centre Committee.

Councillor Bambrick declared an interest in Item 8 by virtue of representing the Council for the Old Post Centre in Newhall.

OS/4 **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/5 **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/6 **REGULATION OF INVESTIGATORY POWERS ACT 2000 (RIPA) – QUARTERLY REPORT ON USAGE**

The Director of Community and Planning Services outlined the report, emphasising that the usage of Regulation of Investigatory Powers Act 2000 (RIPA) since 1st March 2017 was nil, and no authorisations had been requested or granted.

Councillor Atkin wished for it to be noted that a response to his query regarding the monitoring of body-worn cameras at the previous Committee Meeting on 22nd March 2017 had been received.

RESOLVED:-

Members noted the internal report on the Council's use of the Regulation of Investigatory Powers Act 2000.

OS/7 **ANNUAL REPORT FROM THE OVERVIEW AND SCRUTINY COMMITTEE 2016/17**

Members were advised that the report had been presented to Council.

RESOLVED:-

Members noted the Committee's Annual Report for 2016/17.

OS/8 **REVIEW OF FUNDING TO VOLUNTARY AND COMMUNITY SECTOR ORGANISATIONS**

The Community Partnership Officer presented the report to Committee outlining details of the organisations in receipt of funding, the level of funding and how this is distributed. The Director of Community and Planning Services highlighted the importance of the Voluntary and Community Sector organisations to this Council, as they assist in the provision of services that Council's in other locations deliver themselves.

Members sought clarification on the criteria required in order to bid for funding. The Community Partnership Officer advised that funding provision is led by the County Council and matched by this Council. Members queried whether alternative groups in the community could also bid. The Director advised that he would liaise with South Derbyshire CVS to confirm the criteria.

Councillor Dr Pearson noted that the report outlined funding for 2016/17 and queried whether funds have been allocated for 2017/18. The Director responded that the current process would allocate the same budget as for 2016/17. Members discussed the adverse impact on two organisations in South Derbyshire as a result of the reduction in funding from the County Council and queried whether this Council could review their own allocation in view of the invaluable services provided by such organisations to South Derbyshire residents.

The Community Partnership Officer further advised that as Service Level Agreements with organisations are in place for three years, they are reviewed at each renewal stage. Councillor Dr Pearson noted this and further added that a schedule to periodically review such Service Level Agreements could assist in monitoring on an ongoing basis. Members discussed the option of reviewing services currently offered in line with the Corporate Plan and requested information on whether there are any alternative organisations which could be also considered as service providers.

RESOLVED:-

Members noted the information on support to voluntary and community sector organisations and requested a further report to this Committee to include information on any alternative organisations for consideration.

OS/7 **SETTING THE OVERVIEW AND SCRUTINY COMMITTEE WORK PROGRAMME 2017-18**

RESOLVED:-

Members considered and agreed the proposed Committee Work Programme for the year 2017/18 with the inclusion of the additional report on Voluntary and Community Sector Organisations.

OS/9 **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 7.00pm.

COUNCILLOR SWANN

FINANCE AND MANAGEMENT COMMITTEE:
SPECIAL – FINAL ACCOUNTS

22nd June 2017

PRESENT:-

Conservative Group

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

Labour Group

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

In attendance

Councillor Atkin (Conservative Group)

FM/22 **APOLOGIES**

Apologies were received from Councillors Ford (Conservative Group) and Wilkins (Labour Group).

FM/23 **DECLARATIONS OF INTEREST**

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

FM/24 **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/25 **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/26 **REPORTS OF THE OVERVIEW AND SCRUTINY COMMITTEE**

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

FM/27 **TREASURY MANAGEMENT ANNUAL REPORT 2016/17**

The Director of Finance and Corporate Services presented the report to Committee.

RESOLVED:

- 1.1 Members approved the Treasury Management Annual Report for 2016/17.**
- 1.2 Members noted the Treasury Management Stewardship Report and Prudential Indicators for 2016/17 (as detailed in Appendix 1 to the report) and that the Council complied fully with all requirements.**
- 1.3 Members recommended that the Statement on the Minimum Revenue Provision for 2016/17, as detailed in Section 5 to the report, be submitted to Council for approval.**

FM/28 BUDGET OUT-TURN AND FINAL ACCOUNTS 2016/17

The Director of Finance and Corporate Services presented the report to Committee.

Members raised queries relating to Members' pensions, training and expenditure and the procurement of new fleet vehicles, both addressed by the Director.

RESOLVED:

- 1.1 Members approved the final out-turn position for:**
- **The General Fund Revenue Account 2016/17**
 - **The Housing Revenue Account 2016/17**
 - **Capital Expenditure and Financing 2016/17**
 - **The Collection Fund 2016/17**
 - **The Balance of Reserves and Provisions at 31st March 2017.**
- 1.2 That a net appropriation of £177,057 in 2016/17 is made from the General Fund Reserve to other Earmarked Reserves as detailed in the report.**
- 1.3 That the following contributions are made to Bad Debt and Appeal Provisions in 2016/17:**

Sundry Debtors	-2,547	General Fund
Temporary Accommodation	4,091	General Fund
Housing Benefit Overpayments	108,222	General Fund
Council Tax Arrears	51,332	General Fund
Business Rates Arrears	35,625	General Fund
Business Rates Appeals	124,629	General Fund
Planning Appeals	-24,455	General Fund
Housing Rent Arrears	24,983	HRA

FM/29 **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.

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.

CORPORATE SERVICES: FINAL ESTABLISHMENT AND PROPOSED BASE BUDGET (Paragraph 2)

Members approved the recommendations in the report.

The meeting terminated at 6.35pm.

COUNCILLOR J HARRISON

CHAIRMAN

PLANNING COMMITTEE

27th June 2017

PRESENT:-

Conservative Group

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

Labour Group

Councillors Dr Pearson, Rhind (substituting for Councillor Tilley), Shepherd and Southerd

In attendance

Councillors Mrs Patten, Smith and Tipping (Conservative Group)

PL/12 **APOLOGIES**

Apologies for absence were received from Councillors Ford (Conservative Group) and Tilley (Labour Group)

PL/13 **DECLARATIONS OF INTEREST**

Councillor Muller declared a personal interest in Item 1.1 on the Agenda by virtue of having had discussions with objectors before he became a Planning Committee Member and stated that whilst he would speak as a Ward Member, he would be vacating the Chamber during the vote.

Councillor Stanton declared a personal interest in Item 1.2 on the Agenda by virtue of being acquainted with the applicant.

Councillor Harrison declared a personal interest in Item 1.2 on the Agenda by virtue of being acquainted with the applicant as fellow parish councillors.

Councillor Mrs Brown declared a personal interest in Item 1.1 on the Agenda by virtue of being acquainted with the applicant and many of the objectors.

PL/14 **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/15 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/16 CHANGE OF USE FROM FORMER FARM BUILDINGS TO WEDDING VENUE, FORMATION OF INCIDENTAL CAR PARKING AREAS, IMPROVEMENTS TO VEHICULAR ACCESS AT GRANGEFIELDS FARM, LONG LANE, THURVASTON, ASHBOURNE

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

Mr Ian McHugh (objector) and Mr Bryan Wolsey (applicant's agent) attended the Meeting and addressed Members on this application.

Councillor Muller addressed the Committee as Ward Member for Etwall, acknowledging the many concerns raised locally and recognising the potential effects on the area if planning permission was granted.

The Vice-Chairman addressed the Committee as the other Ward Member for Etwall, raising concerns relating to the impact on a tranquil rural area, change of use, traffic, fireworks, Chinese lanterns, camping, noise and light pollution, whilst also recognising that the application was within policy guidelines and its potential advantages, namely in terms of rejuvenating an old building, investment in the area and employment opportunities.

Councillor Mrs Patten addressed the Committee as the County Councillor for the area, highlighting concerns regarding traffic, the absence of a travel plan, operating times, marquees, the proposed fire pit, landscaping, smoking areas, site security, parking capacity and footpath treatment.

Other Members commented on the viability of the project if too many conditions were applied, the success of other such venues, the demand for such venues, noise mitigation issues, its sustainability, the welcome rejuvenation of old buildings, the proposed timber cladding and recommended that the offer of a liaison committee be taken up.

The Area Planning Officer and Planning Services Manager addressed all of the above queries.

Members agreed that conditions regarding the banning of fireworks and lanterns, control of external lighting and for Environmental Health to sign off

the sound system and sound insulation during the construction works to be added.

Councillor Muller left the Chamber at 6.45pm.

RESOLVED:-

That planning permission be granted as recommended in the report of the Director of Community & Planning Services, subject to the additional conditions referred to above.

Abstention: Councillor Mrs Brown.

Councillor Muller returned to the Chamber at 6.50pm.

PL/17

THE SITING OF FOUR CABINS FOR HOLIDAY ACCOMMODATION AND CREATION OF ASSOCIATED PARKING, ALONG WITH WIDENING OF ACCESS ON LAND TO THE REAR OF 45-59 MANCHESTER LANE, HARTSHORNE, SWADLINCOTE

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

Mr Kevin Banton (objector) and Mr Bryan Wolsey (applicant's agent) attended the Meeting and addressed Members on this application.

Councillor Mrs Coe addressed the Committee as Ward Member for Woodville, expressing concerns regarding the singular entry / exit, the existence of sufficient tourism demand, the chalet's usage, loss of privacy for the neighbouring properties, security issues, its location outside the village confines, limited bus services and safety issues on Manchester Lane.

Other Members raised concerns or comments relating to the impact on local views and the National Forest vista, difficulties with walking and cycling to and from the site, provision elsewhere in the District being under-utilised, the lack of local shops, its intrusion into the countryside, conflict with policy guidelines, its amenity impact, the height of other buildings already near the site, its suitability based on its location and views, the screening provided by the current hedge, the potential for protection of hedges, the potential appeal outcomes/costs if refused and the limited economic benefits. These issues were addressed by the Planning Services Manager.

RESOLVED:-

That planning permission be refused contrary to officer recommendation on the grounds of intrusion into the countryside contrary to policy EV1, INF10, BNE4, BNE5 and S1.

Abstention: Councillor Stanton.

Councillors Mrs Patten and Smith left the Meeting at 7.35pm.

- PL/18 **CHANGE OF USE FROM CHILDRENS CENTRE (USE CLASS D1) TO AUCTION HOUSE (SUI GENERIS USE) AND ANCILLARY ACTIVITIES, AND ALTERATIONS TO VEHICULAR ACCESS AT THE FORMER CHILDRENS CENTRE, MOUNT PLEASANT ROAD, CASTLE GRESLEY, SWADLINCOTE**

RESOLVED:-

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

- PL/19 **RETENTION OF FRONT GARDEN WALL AND RAISED GROUND BEHIND AT 183 SWARKESTONE ROAD, CHELLASTON, DERBY**

Mr Bahader Chera (applicant) attended the Meeting and addressed Members on this application.

Councillor Watson addressed the Committee as Ward Member for Aston on Trent, referring to the height of the wall in the original application and that, even with the proffered reduction in height in this application, the wall would remain 1.7m in height; still too high, he felt, in the context of the immediate area.

RESOLVED:-

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

- PL/20 **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 7.50pm.

COUNCILLOR A ROBERTS

CHAIRMAN

PLANNING COMMITTEE

18th July 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/21 **APOLOGIES**

No apologies for absence were received.

PL/22 **MINUTES**

The Open Minutes of the Meetings held on 9th May 2017 (PL/226-PL/238) and 6th June 2017 (PL/1-PL/11) were taken as read, approved as a true record and signed by the Chairman.

PL/23 **DECLARATIONS OF INTEREST**

Councillor Mrs Brown declared a prejudicial interest in Item 1.2 on the Agenda by virtue of the applicant being a family member and stated she would be leaving the Chamber whilst the matter was debated.

PL/24 **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/25 **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.

Councillor Shepherd joined the Meeting at 6.05pm.

PL/26 **THE EXTENSION TO TOYOTA DESPATCH YARD CAR PARK, INCLUDING CREATION OF FURTHER FLOOD ATTENUATION MEASURES, EARTH SCREENING AND ECOLOGICAL LANDSCAPING AT TOYOTA MOTOR MANUFACTURING UK LTD, BURNASTON, DERBY**

The Principal Area Planning Officer provided Committee with an update on ecology following receipt of a full Ecological Impact Assessment and the consultation response from the Derbyshire Wildlife Trust. The Officer outlined the impact on protected species, including recommendations from Derbyshire Wildlife Trust. He advised that the development accords with the requirements of local and national planning policies subject to the imposition of additional conditions requiring the development to be undertaken in accordance with the mitigation measures identified in the submitted Ecological Impact Assessment.

Councillor Mrs Brown addressed the Committee as Ward Member for Etwall, commending the application and Toyota's good track record in the area. Some concern had been expressed regarding the potential for light pollution and whilst the Councillor was content with the proposed flood treatments, she was mindful of the impact on the reservoir it ultimately flowed into.

RESOLVED:-

That delegated authority be granted to the Planning Services Manager to grant planning permission subject to the inclusion of the additional conditions recommended by the Derbyshire Wildlife Trust.

Councillor Mrs Brown left the Meeting at 6.15pm.

PL/27 **OUTLINE APPLICATION (ALL MATTERS EXCEPT FOR ACCESS TO BE RESERVED) FOR THE RESIDENTIAL DEVELOPMENT OF MAXIMUM OF TWO DWELLINGS AT 10 THE ORANGERY, CHURCH ROAD, EGGINTON, DERBY**

The Principal Area Planning Officer informed Committee of a further response received from Egginton Parish Council, outlining their concerns relating to the highway, a request for further traffic surveys, parking provision, traffic diverted off the A38 following incidents and a suggestion that double yellow lines be applied to both sides of the road by the property in question.

Mr Bryan Wolsey (applicant's agent) attended the Meeting and addressed Members on this application.

Councillor Muller addressed the Committee as the other Ward Member for Etwall, noting that concerns relating to the wall had been addressed in the report, the outcome likely to actually improve its appearance.

Other Members raised comment relating to access / egress from the site and parking provision. The Principal Area Planning Officer referred to the revised access in the application and the allocation of parking would be determined in the reserved matters application. Queries were also made in relation to the boundary wall, in terms of the options for protecting its current appearance,

the possible use of reclaimed brick and the potential for its demolition. The Principal Area Planning Officer confirmed that whilst there was a risk that the wall could be removed, as it was neither listed nor in a conservation area, the aim was to retain its look and character via Condition 5. It was suggested that Condition 11, relating to materials, be amended to include the wall and require the re-use of the existing bricks as well as others to match.

RESOLVED:-

That planning permission be granted as recommended in the report of the Director of Community & Planning Services, subject to the amendment to Condition 11.

PL/28 **PLANNING AND OTHER APPEALS**

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

9/2015/1215	Woodville Road, Hartshorne
9/2016/0001	Derby Road, Foston
9/2016/0645	Bridge Lane, Weston on Trent
9/2016/1141	Sinfin Lane, Barrow upon Trent

PL/29 **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 9th May 2017 (PL/239-PL/240) 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 6.40pm.

COUNCILLOR A ROBERTS

CHAIRMAN

FINANCE AND MANAGEMENT SPECIAL COMMITTEE

20th July 2017

PRESENT:-

Conservative Group

Councillor Harrison (Chairman), Councillor Mrs Plenderleith (Vice-Chairman) and Councillors Ford, Hewlett, MacPherson, Watson and Wheeler

Labour Group

Councillors Rhind, Richards, Southerd and Wilkins

In Attendance

Councillor Atkin (Conservative Group) and Councillor Taylor (Labour Group)

FM/32 **APOLOGIES**

Apologies were received from Councillors Mrs Coe, Mrs Coyle and Smith (Conservative Group).

FM/33 **DECLARATIONS OF INTEREST**

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

FM/34 **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/35 **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/36 **REPORTS OF THE OVERVIEW AND SCRUTINY COMMITTEE**

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

FM/37 **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.

**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.

**HOUSING SERVICES – A WAY FORWARD - FORMAL CONSULTATION
SUMMARY (Paragraph 2)**

Members approved the recommendations in the report.

The meeting terminated at 6.40pm

COUNCILLOR J HARRISON

CHAIRMAN

LICENSING AND APPEALS SUB-COMMITTEE

4th August 2017

PRESENT:-

Members of the Licensing and Appeals Sub-Committee

Councillor Mrs Patten (Chairman), Councillor Watson (Conservative Group) and Councillor Richards (Labour Group)

District Council Representatives

S Ali (Principal Legal Officer), E McHugh (Senior Licensing Officer), R Pabla (Democratic Services Officer), and F Tucker (Trainee Licensing Officer)

LAS/5 **APOLOGIES**

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

LAS/6 **DECLARATION OF INTEREST**

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

MATTERS DELEGATED TO SUB-COMMITTEE

LAS/7 **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.

REVIEW OF A PRIVATE HIRE DRIVER'S LICENCE (Paragraph 1)

The Sub-Committee considered a review of a Private Hire Driver's Licence, based on the evidence before them.

The Meeting terminated at 10.35am.

COUNCILLOR MRS J PATTEN

PLANNING COMMITTEE

8th August 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 Rhind (substituting for Councillor Shepherd), Richards (substituting for Councillor Dr Pearson), Southerd and Tilley

PL/32 **APOLOGIES**

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

PL/33 **DECLARATIONS OF INTEREST**

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

PL/34 **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/35 **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/36 **THE ERECTION OF 9 DWELLINGS WITH ASSOCIATED EXTERNAL WORKS ON LAND TO THE REAR OF 82-98 WESTON ROAD, ASTON ON TRENT, DERBY**

In relation to the letters issued by the applicant and applicant's agent, the Officer clarified various points relating to the Mandarin appeal, settlement boundary, agricultural land grading and the Local Plan.

Mr Richard Pigott (applicant's agent) attended the Meeting and addressed Members on this application.

Councillor Watson addressed the Committee as Ward Member for Aston on Trent, making reference to the varying grades of agricultural land and how it can be affected by local conditions, such as its propensity to flood. The Councillor also emphasised that developers should pay due heed to the Local Plan, which took years to bring to fruition and should be adhered to. It was noted that this application related to an area outside the settlement boundary and that the five year supply is currently satisfied.

RESOLVED:-

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

PL/37 **THE VARIATION OF CONDITION 14 OF PLANNING PERMISSION 9/2015/0605 (RELATING TO HOURS OF USE OF EXTERNAL AREAS) AT KEYSTONE LINTELS LIMITED, RYDER CLOSE, CASTLE GRESLEY, SWADLINCOTE**

The Planning Services Manager referred to Condition 13 in the report and stated that it should have read as two years from when the permission was granted on 28th October 2015.

Mrs Janet Hodson (applicant's agent) attended the Meeting and addressed Members on this application.

Councillor Southerd addressed the Committee as Ward Member for Church Gresley, commenting on the objection raised on behalf of the adjacent St Modwen Homes site in relation to noise. The Planning Services Manager stated that the St Modwen noise report modelling had assumed 24 hour operation and that the actual noise report outcomes had been better than those anticipated in the modelling forecast.

RESOLVED:-

That planning permission be granted as recommended in the report of the Director of Community & Planning Services, subject to the variation of Condition 13.

PL/38 **THE ERECTION OF AGRICULTURAL STORAGE AND LIVESTOCK HOUSING UNIT AT SHADES FARM FROM GEARY LANE TO TOWN FARM, BRETBY, BURTON UPON TRENT**

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

Mr Martin Sansom (objector) and Mr Brian Mullin (applicant's agent) attended the Meeting and addressed Members on this application.

Councillor Stanton addressed the Committee as Ward Member for Repton and whilst acknowledging the various objections raised, noted that the proposed building was now greatly reduced in size and height, that the noise and smells were apposite to its intended use in a rural setting, that the pond was unlikely to be polluted given the distance involved and that it constituted an appropriate building for a genuine use.

The Vice Chairman, in noting the site's proximity to the conservation area, voiced her concerns relating to drainage, suggesting that a condition be added to address surface water and foul waste.

Other Members raised comments relating to supporting agriculture, the benefits of a building controlled by permission rather than purely permitted development, the treatment of slurry and the potential for further building under permitted development rights; matters addressed by the Planning Services Manager.

RESOLVED:-

That planning permission be granted as recommended in the report of the Director of Community & Planning Services, subject to an additional condition to require foul and surface water drainage details

PL/39

THE ERECTION OF A PERMANENT MARQUEE OVER EXISTING BEER GARDEN TERRACE AT THE BULLS HEAD, 84 HIGH STREET, REPTON, DERBY

The Principal Area Planning Officer noted that the address in the report should have read 84 High Street, not 85.

Mrs Mary Evans (objector) and Mr Richard Pope (applicant) attended the Meeting and addressed Members on this application.

Councillor Stanton addressed the Committee as Ward Member for Repton, outlining his concerns regarding the temporary nature of the structure in a conservation area, that it should either be removed, rebuilt with more appropriate materials or given five year extensions on application. The Principal Area Planning Officer clarified the position relating to temporary and permanent definitions, confirming that the marquee was considered a permanent building in planning terms. The Officer outlined the statutory duty to consider applications in conservation areas, in terms of measuring any harm caused versus any public benefits and conditions applied in relation to the structure's maintenance, regardless of any change of landlord / owner.

Other Members noted the success of the business venture, the condition and location of the marquee, whether permission would be required to demolish the structure and fire regulations requirements; all matters addressed by the Principal Area Planning Officer and Planning Services Manager.

Councillor Watson suggested that a condition be added to require records to be kept to ensure that the marquee materials are cleaned / replaced as required.

RESOLVED:-

That planning permission be granted as recommended in the report of the Director of Community & Planning Services, subject to an amended condition to require recording of maintenance / replacement of marquee materials.

PL/40 **CONVERSION AND EXTENSION OF A FORMER PUMP HALL AND WATER PRESSURE BALANCING TANK TO FORM A TWO-STOREY CONTEMPORARY RESIDENTIAL DWELLING ALONG WITH THE ERECTION OF A DETACHED OPEN AIR CAR PORT AT THE FORMER WATER WORKS, BOG LANE, MELBOURNE, DERBY**

Councillor Harrison addressed the Committee as Ward Member for Melbourne, welcoming this creative, positive development of quality and good design, which had also received support from the Melbourne Civic Society.

RESOLVED:-

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

PL/41 **THE FELLING OF 1 NO. MAPLE TREE AND 1 NO. LIME TREE AT SHARDLOW HOUSE, 94 LONDON ROAD, SHARDLOW, DERBY**

RESOLVED:-

That no objection be raised to the proposed works as recommended in the report of the Director of Community & Planning Services.

PL/42 **PLANNING AND OTHER APPEALS**

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

9/2016/1034	Woodville Road, Overseal
9/2016/1048	Staker Lane, Mickleover
9/2017/0152	Stenson Road, Derby

On request the Planning Services Manager explained the split decision reached in relation to the 9/2016/1048 Staker Lane, Mickleover, feasible as long as one decision does not have a bearing on the other.

PL/43 **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 7.20pm.

COUNCILLOR A ROBERTS

CHAIRMAN

ENVIRONMENTAL AND DEVELOPMENT SERVICES COMMITTEE

17th August 2017

PRESENT:-

Conservative Group

Councillor Watson (Chairman) and Councillors Mrs Brown, Mrs Coyle (substituting for Councillor Mrs Hall), Harrison (substituting for Councillor Muller), Murray (substituting for Councillor Tipping), Roberts and Stanton (substituting for Councillor Mrs Patten)

Labour Group

Councillors Chahal, Dunn, Taylor and Tilley

In attendance

Councillor Richards (Labour Group)

EDS/18 **APOLOGIES**

Apologies for absence from the meeting were received from Councillors Coe, Mrs Hall, Muller, Mrs Patten, Tipping and Wheeler (Conservative Group).

EDS/19 **MINUTES**

The Open Minutes of the Meeting held on 1st June 2017 were noted, approved as a true record and signed by the Chairman.

Councillor Tilley, in referring to Minute No.EDS/10, noted the further clarity given at the last Council Meeting, reflected in the Minutes of the that Meeting.

EDS/20 **DECLARATIONS OF INTEREST**

Councillor Roberts declared a personal interest in relation to Item 8 on the Agenda, by virtue of being a private hire licensed driver.

EDS/21 **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/22 **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/23 **REPORTS OF THE OVERVIEW & SCRUTINY COMMITTEE**

There were no Overview and Scrutiny Reports to be submitted.

MATTERS DELEGATED TO COMMITTEE

EDS/24 **CORPORATE PLAN 2016-21: PERFORMANCE REPORT (1 APRIL–30 JUNE 2017)**

The Director of Community and Planning Services presented the report to Committee. The Director drew particular attention to the ISO14001 Certificate of Environmental Management and the revisions to the Diana Memorial Garden in that, although not complete, both were progressing satisfactorily.

RESOLVED:

Members noted progress against performance targets.

EDS/25 **PRIVATE HIRE LICENSING MANDATORY TRAINING: CHILD SEXUAL EXPLOITATION AWARENESS**

RESOLVED:

Members approved the addition of child sexual exploitation awareness mandatory training for all existing and new private hire drivers in the Private Hire Licensing Policy.

EDS/26 **INFINITY GARDEN VILLAGE**

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

The Chairman proposed amendments to the recommendations, as follows:

- 1.1 Members authorise the establishment of a Liaison Group of neighbouring residents, businesses, developers and relevant Local Authorities to consider the proposals for the Garden Village as they emerge (No amendment was made to this recommendation).
- 1.2 The Director of Community and Planning Services is to report to this Committee details of any bid submitted by Derby City Council for the second tranche funding to support the delivery of the Garden Village.
- 1.3 The Director of Community and Planning Services is to report to this Committee details of any proposed expenditure of monies from a successful bid.

1.4 The Director of Community and Planning Services is to report to this Committee details of any proposed further bid for funding that may become available for which this project is eligible.

1.5 Recommendation no longer required.

The amendments were debated. Councillor Richards welcomed Recommendation 1.1 and the revisions to the other recommendations, although he felt that consultation should have occurred at an earlier stage.

The amendments and the substantive recommendations were then put to a vote.

RESOLVED:

1.1 Members authorised the establishment of a Liaison Group of neighbouring residents, businesses, developers and relevant Local Authorities to consider the proposals for the Garden Village as they emerge.

1.2 Members agreed that the Director of Community and Planning Services is to report to this Committee details of any bid submitted by Derby City Council for the second tranche funding to support the delivery of the Garden Village.

1.3 Members agreed that the Director of Community and Planning Services is to report to this Committee details of any proposed expenditure of monies from a successful bid.

1.4 Members agreed that the Director of Community and Planning Services is to report to this Committee details of any proposed further bid for funding that may become available for which this project is eligible.

EDS/27 **COMMITTEE WORK PROGRAMME**

RESOLVED:

Members considered and approved the updated work programme.

EDS/28 **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.

The Exempt Minutes of the Meeting held on the on 1st June 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 meeting terminated at 6.20pm.

COUNCILLOR P WATSON

CHAIRMAN

HOUSING AND COMMUNITY SERVICES COMMITTEE

24th August 2017

PRESENT:-

Conservative Group

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

Labour Group

Councillors Rhind, Richards, Shepherd and Taylor

In attendance

Councillor Atkin and Mrs Coe (Conservative Group)

HCS/16 **AWARDS**

The Chairman notified the Committee of the Council's achievement in being invited to the Houses of Parliament to be presented with three national 'Green Apple' awards and was joined by Councillor Watson in congratulating those officers involved in this achievement.

HCS/17 **APOLOGIES**

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

HCS/18 **MINUTES**

The Open Minutes of the Meeting held on 20th April 2017 were noted and approved as a true record and signed by the Chairman.

HCS/19 **DECLARATIONS OF INTEREST**

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

HCS/20 **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/21 **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. [Page 62 of 100](#)

HCS/22 **REPORTS OF THE OVERVIEW AND SCRUTINY COMMITTEE**

There were no Overview and Scrutiny Reports to be submitted.

MATTERS DELEGATED TO COMMITTEE

HCS/23 **CORPORATE PLAN 2016-21: PERFORMANCE REPORT (1 APRIL – 30 JUNE 2017)**

The Chief Executive presented the report to Committee outlining key successes. Councillor Mrs Coyle was joined by Members in thanking the Social Media and PR Specialist for his valuable contribution in producing the Corporate Plan and wished him well for the future in his new role.

RESOLVED:-

Members noted progress against performance targets.

HCS/24 **HOUSING POLICY POST ELECTION**

The Performance and Policy Manager presented the report to Committee explaining the impact of the recent General Election, the Grenfell Tower tragedy and the impending roll-out of Universal Credit on the Housing Service. The Performance and Policy Manager advised that as approved by both this Committee and Environmental and Development Services Committee, a response was submitted to Central Government on the Housing White Paper and that there were no further updates to report.

Further to the report, the Chief Executive provided an update on the new Depot site, advising that the building would be modernised to meet current regulations.

Councillor Richards raised concerns regarding the impact of the roll out of Universal Credit, with specific regard to the initial processing period and the potential consequences of the subsequent gap between payments. Members discussed their support in formally requesting a delay in the introduction of Universal Credit via the local Member of Parliament.

RESOLVED:-

The issues identified and actions to tackle these were noted by Members. Members approved to delegate authority to the Chairman of this Committee and Strategic Director of Housing Services to send a letter to the local Member of Parliament expressing concerns regarding the full roll-out of Universal Credit. The letter should ask for support for a delay in the introduction of Universal Credit and to make reference to concerns regarding the time period for claims.

HCS/25 **COMMITTEE WORK PROGRAMME**

RESOLVED:-

Members considered and approved the updated work programme.

HCS/26 **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 14th June 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.

DIRECT OFFERS OF ACCOMMODATION AND OFFERS MADE TO MEMBERS OF STAFF 2016-17 (Paragraph 1 & 2)

Members approved the recommendations in the report.

The Meeting terminated at 6.30pm.

COUNCILLOR J HEWLETT

CHAIRMAN

FINANCE AND MANAGEMENT COMMITTEE

31st August 2017

PRESENT:-

Conservative Group

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

Labour Group

Councillors Rhind, Southerd, Taylor (substituting for Councillor Richards) and Wilkins.

FM/40 **APOLOGIES**

Apologies were received from Councillor Mrs Coe (Conservative Group), and Richards (Labour Group).

FM/41 **MINUTES**

The Open Minutes of the Meetings held on 15th June 2017 were taken as read, approved as a true record and signed by the Chairman.

FM/42 **DECLARATIONS OF INTEREST**

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

FM/43 **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/44 **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/45 **REPORTS OF THE OVERVIEW AND SCRUTINY COMMITTEE**

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

FM/46 **CORPORATE PLAN 2016-21: PERFORMANCE REPORT (1 APRIL – 30 JUNE 2017)**

The Director of Finance and Corporate Services presented the report to Committee and updated Members on the final stages leading to the launch of the new Council website. [Page 65 of 100](#)

RESOLVED:

Members noted progress against performance targets.

FM/47 **DATA QUALITY & PERFORMANCE MANAGEMENT**

The Director of Finance and Corporate Services presented the report explaining the processes and levels of control in place to ensure the security of data.

RESOLVED:

1.1 Members noted progress made against the Data Quality Strategy Action Plan for 2016/17, as detailed in Appendix A to the report.

1.2 Members noted the recommendations and responses provided in the Data Quality and Performance Management Report 2016/17, Appendix B to the report.

1.3 Members approved the action plan for 2017/18, as detailed in Appendix C to the report.

FM/48 **BUDGET and FINANCIAL MONITORING 2017/18**

The Director of Finance and Corporate Services delivered the report to Committee, pointing out that savings from the transfer in-house from Northgate would be incorporated into the Medium Term Financial Plan. An increase in expenditure on vehicle replacement was reported, due to the procurement process to replace refuse vehicles. The Director advised Members on the changes proposed to the Counterparty List as a consequence of the banking restructure.

Councillor Southerd sought clarification on the status of the capital scheme for Swadlincote Woodlands Nature Reserve. The Director agreed to send a briefing note to Members with an update.

RESOLVED:

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

1.2 Members approved the updated Counterparty List for short-term investments and bank deposits as detailed in Appendix 2 to the report.

1.3 That restructuring in the UK banking sector and its potential effect upon the Council as detailed in the report was considered and noted by Members.

1.4 Members approved that the application of the EU Directive on market regulation as detailed in the report and its potential effect on the Council's Treasury Management operations be kept under review.

FM/49 MONEY MARKET FUNDS

The Director of Finance and Corporate Services presented the report to Committee, explaining that this investment would provide the option to diversify the cash the Council currently has on deposit. It was reported that such funds are used by many local authorities where the funds are liquid and the maximum length of investment is for sixty days.

RESOLVED:

- 1.1 Members approved that the Council's Lending Policy and Counterparty List are updated to include the use of Money Market Funds as detailed in the report.***
- 1.2 That a maximum overall limit of £10m be placed on deposits in Money Market Funds with a maximum of £2m invested in any one Fund.***
- 1.3 That delegation be given to the Director of Finance and Corporate Services to select and monitor the use of individual Funds.***
- 1.4 Members approved that the performance of Money Market Funds be reported to the Committee on at least a quarterly basis.***

FM/50 THE LOCAL AUTHORITIES' PROPERTY FUND

The Director of Finance and Corporate Services presented the report to Committee, explaining the operation, governance, performance and potential yield as well as the risks and benefits of the fund. The Director highlighted that any investment into this pool would potentially only benefit if it is long term.

Councillor Wilkins addressed the Committee expressing his moral objection to the proposal as he felt that local authorities should not enter into money markets and property speculation. Members expressed their concerns, but many agreed that as local authorities are responsible for public money to deliver services to residents, opportunities to make this money work smarter needed to be explored in order to respond to continuing cuts.

RESOLVED:

- 1.1 Members approved that the policy test for long-term investments, as detailed in the report, and the Council's Investment Strategy be updated accordingly.***
- 1.2 That the CCLA Lamit Property Fund be added to the Council's approved Counterparty List and the Investment Policy and Treasury Management Strategy be updated accordingly.***
- 1.3 Members approved that the Council invests £1m into the CCLA Lamit Property Fund for an indefinite period, subject to quarterly review.***

1.4 That progress on the value of the cash deposit together with dividend returns be reported to the Committee on a quarterly basis.

FM/51 **COMMITTEE WORK PROGRAMME**

RESOLVED:-

Members considered and approved the updated work programme.

FM/52 **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 15th June 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.

PROPOSED WRITE OFFS: COUNCIL TAX, BUSINESS RATES, BENEFIT OVERPAYMENTS (Paragraph 1)

Members approved the recommendation in the report.

COMMUNITIES – AMENDMENTS TO SPORT AND HEALTH AND COMMUNITIES UNITS’ STAFFING (Paragraph 2)

Members approved the recommendation in the report.

COMMUNITY SPORT ACTIVATION OFFICER (Paragraph 2)

Members approved the recommendation in the report.

The meeting terminated at 7.10pm.

COUNCILLOR J HARRISON

PLANNING COMMITTEE

5th September 2017

PRESENT:-

Conservative Group

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

Labour Group

Councillors Dr Pearson, Shepherd, Southerd and Tilley

PL/44 **APOLOGIES**

Apologies for absence were received from Councillors Ford and Stanton (Conservative Group)

PL/45 **DECLARATIONS OF INTEREST**

Councillor Shepherd declared a personal interest in Item 1.1 on the Agenda by virtue of being the local Ward Member previously involved in supporting and advocating the facility, and advised that he would remain impartial and participate in the debate.

PL/46 **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/47 **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/48 **THE ERECTION OF A COMMUNITY CENTRE AND ASSOCIATED PARKING AREA (RE-DESIGN OF COMMUNITY CENTRE APPROVED UNDER PLANNING PERMISSIONS 9/2011/0484 AND 9/2012/0039/RM) ON LAND OFF CHARTLEY ROAD STENSON FIELDS DERBY**

In relation to the title page of the report, the Chairman noted that the place name should read Stenson. It was reported that members of the Committee had visited the site earlier in the day. The Principle Area Planning Officer advised the Committee that an additional representation had been received in support of the application and clarified the previously approved scheme had been amended to provide a more efficient use for the building.

Mr Adam Walker (objector) and Mr Gurdev Dhillon (supporter) attended the Meeting and addressed Members on this application.

Councillor Shepherd addressed the Committee as Ward Member for Stenson, providing the background to this and the previously approved scheme, making reference to the work Officers, Members, local residents and developers had undertaken to ensure the design of a facility that would meet requirements. The Councillor added that several community meetings had taken place and a petition had been generated in favour of the facility.

RESOLVED:-

That planning permission be granted as recommended in the report of the Director of Community & Planning Services with delegated authority to the Planning Services Manager to continue negotiation to secure additional parking provision and whether secured or not, grant permission subject to conditions in the report.

PL/49

CONTINUED USE OF LAND AS SINGLE PITCH TRAVELLER SITE WITH ONE MOBILE HOME AND ONE TOURING CARAVAN AT LITTLE ACRES COTE BOTTOM LANE CHURCH BROUGHTON DERBY

Mr Yarwood (applicant's agent) attended the Meeting and addressed Members on this application.

Councillor Mrs Patten addressed the Committee as Ward Member for Hilton, raising concerns regarding the predominance of such sites in this location as opposed to the wider district and pitch size.

The Planning Services Manager provided a detailed response explaining the required five-year rolling supply of sites and referred to the Gypsy Traveller Accommodation Assessment (GTAA) study on the requirement apportioned to Derbyshire and East Staffordshire. Members were advised that the study does not allocate sites to wards or parishes. The Planning Services Manager also clarified issues regarding pitch size.

RESOLVED:-

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

Abstention: Councillor Mrs Patten

PL/50 **OUTLINE APPLICATION (ALL MATTERS EXCEPT FOR ACCESS AND LAYOUT TO BE RESERVED) FOR THE RESIDENTIAL DEVELOPMENT OF 3 DWELLINGS AT 230 STATION ROAD MELBOURNE DERBY**

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

Mr Andrew Large (applicant's agent) attended the Meeting and addressed Members on this application.

Councillor Harrison addressed the Committee as Ward Member for Melbourne and welcomed the resubmission of the amended application.

RESOLVED:-

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

PL/51 **USE OF SITE IN CONNECTION WITH B2/B8 USE RETENTION OF PERIMETER PALLISADE FENCING INSTALLTION OF DROPPED KERB, RETENTION OF HARDSTANDING AND RETENTION OF RETAINING WALL AT FIRST FENCE LTD KILN WAY WOODVILLE SWADLINCOTE**

Mr Martin Hall (objector) attended the Meeting and addressed Members on this application.

Councillor Taylor addressed the Committee as Ward Member for Woodville, outlining his concerns regarding the fence obstructing visibility and the subsequent danger to pedestrians when crossing the road.

The Principle Area Planning Officer advised the Committee that the Highways Authority had not raised any concerns regarding this site. Members expressed their concerns and disappointment that the applicants had not co-operated by complying with requests for further information.

RESOLVED:-

That planning permission be refused as recommended in the report of the Director of Community & Planning Services, subject to an amended recommendation to include a further reason for refusal on the basis of visual impact of the fence on the street scene, contrary to policy BNE1 of the Local Plan.

PL/52 **CONTINUED USE OF A DOMESTIC OUTBUILDING FOR A SELF CONTAINED RESIDENTIAL ANNEX TO THE HOST DWELLING AT THE HILL LODGE DEEP DALE LANE BARROW ON TRENT DERBY**

The Planning Services Manager explained this application to the Committee addressing questions raised by Members.

RESOLVED:-

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

PL/53 **ERECTION OF A STEEL FABRICATED 'FAMILY SILHOUETTE CYCLE' DISPLAY ON VACANT GRASSED AREA ON ENTRANCE TO GREENBANK LEISURE CENTRE CIVIC WAY SWADLINCOTE**

RESOLVED:-

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

PL/54 **THE ERECTION OF EXTENSIONS AT 38 BEECH AVENUE WILLINGTON DERBY**

RESOLVED:-

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

PL/55 **PLANNING AND OTHER APPEALS**

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

9/2016/1228 Rosliston Road, Walton on Trent

PL/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 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 7.35pm.

COUNCILLOR A ROBERTS

CHAIRMAN

OVERVIEW AND SCRUTINY COMMITTEE

6th September 2017

PRESENT:-

Conservative Group

Councillor Swann (Chairman), Councillor Billings (Vice-Chairman) and Councillors Atkin, Mrs Coe and Mrs Patten

Labour Group

Councillors Bambrick and Mrs Stuart

OS/10 **APOLOGIES**

Apologies were received from Councillor Dr Pearson (Labour Group)

OS/11 **DECLARATIONS OF INTEREST ARISING FROM ITEMS ON AGENDA**

Councillor Bambrick declared a personal interest in Item 6 by virtue of being a Swadlincote Community Transport Board Member.

Councillor Mrs Coe declared a personal interest in Item 6 by virtue of being a board member of various voluntary organisations.

OS/12 **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/13 **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/14 **REGULATION OF INVESTIGATORY POWERS ACT 2000 (RIPA) – QUARTERLY REPORT ON USAGE**

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

RESOLVED:-

Members noted the internal report on the Council's use of the Regulation of Investigatory Powers Act 2000.

OS/15 **REVIEW OF FUNDING TO VOLUNTARY AND COMMUNITY SECTOR ORGANISATIONS**

The Director of Community and Planning Services presented the report to Committee, stating that work relating to domestic violence was being discussed with Trident Reach and would be progressed via the relevant Policy Committee. With regard to a Shopmobility service, the Director confirmed that a tender exercise was also to be undertaken.

Councillor Mrs Patten recounted a previous process whereby organisations would show accounts, detailing how grants had been utilised. The Director thought that the grants process required sight of accounts, as written into the service level agreement, but that confirmation of this would be provided to Members. The Director further suggested that a detailed annual report be submitted to the Committee.

RESOLVED:-

Members noted the additional information provided, as requested at the last Committee Meeting on 21st June 2017 and agreed to the submission of an annual report detailing voluntary and community sector organisation funding.

OS/16 **REVIEW OF AREA FORUM MEETINGS**

The Director of Community and Planning Services presented the report to Committee, including his suggestion for a revised, combined format, emphasising that any change would require approval by Council.

Members queried or raised comment on the selection of chairman / vice-chairman for a combined meeting, as proposed, the choice of topics, dates and venues, the need for greater publicity and ongoing County Council participation.

RESOLVED:-

Members noted the report and agreed that the review process continue.

OS/17 **REVIEW OF ETWALL LEISURE CENTRE CONTRACT / COMMUNITY ACCESS**

The Director of Community and Planning Services delivered a presentation to Committee, assisted by Helen Warren, Active Nation Assistant Contracts Manager. In this, the Director highlighted the potential next stages, namely Active Nation's proposal to take up more use of the pool, subject to school requirements, a second pool proposal, Section106 developments, relating to the overflow car park, outdoor

use and changing improvements and the future with the school under new academy ownership.

Members queried or raised comment on the potential sale of parts of the current complex to realise capital and achieve more effective use of space, the demand for, and utilisation of, a second pool, the potential for revisions to the current contract and its next renewal date, the take-up of early morning swimming sessions, the potential for increased community usage, running costs, the withdrawal of County Council funding and plans for addressing the growing need for additional sports provision. The Director and Assistant Contracts Manager addressed each query in turn.

RESOLVED:-

Members noted the information provided and requested that further details regarding all forms of exercise be made available to Members.

OS/18 **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 7.20pm.

COUNCILLOR SWANN

CHAIRMAN

SOUTH DERBYSHIRE AREA FORUM

AREA 1 – ETWALL

Monday, June 12th, 2017 at Hilton Village Hall

PRESENT:-

South Derbyshire District Council representatives

Councillor Andy Billings (Chair), Councillor David Muller, Councillor Mrs Amy Plenderleith, Councillor Andy Roberts.

Frank McArdle – Chief Executive.

Dennis Bateman – Senior Safer Neighbourhood Warden.

Tom Sloan – Clerk.

Derbyshire County Council representatives

None.

Parish Council / Meeting representatives

Leslie Carter (Foston & Scropton Parish Council), Steve Cooper (Hilton Parish Council), Phil Coultas (Dalbury Lees Parish Council), Norman Ireland (Etwall Parish Council), David Neal (Etwall Parish Council).

Members of the public

Geoff Allen (Burnaston Neighbourhood Watch), Jo Bagley (South Derbyshire CVS), Barbara Beer, Bill Beer, Helena Coney, Mark Coney, Roger Hyland (Egginton Neighbourhood Watch), Sue Jolly, Bryan Myring (Etwall Neighbourhood Watch), Martin Payne, GM Wale, Emma Watson, Cynthia Warren.

EA/1 **Apologies**

Councillor Mrs Lisa Brown, Councillor Martyn Ford and Councillor Mrs Julie Patten

EA/2 **Declarations of interest**

None.

EA/3 **Election of vice-chair**

Councillor Mrs Amy Plenderleith nominated Councillor David Muller to be vice-chair. Councillor Andy Billings seconded the nomination and Councillor Muller was unanimously voted in by the councillors present.

EA/4 **Chair's announcements**

Dennis Bateman gave a presentation on the work being done by his team to combat environmental offences such as fly-tipping, litter, dog fouling and abandoned vehicles. A total of 65 litter-related Fixed Penalty Notices had been handed out in 2016-17 and a lot of them centred on fly-tipping at the Hatton tip. Councillor Mrs Plenderleith asked if similar enforcement action could be undertaken in Hilton. Mr Bateman replied that six such tickets had recently been issued in Hilton. A resident asked if fly-tipping offences included private land. Mr Bateman confirmed that they did. A resident asked if a Community Protection Notice (CPN) warning could be applied to someone with an overgrown garden that reduced the value of neighbouring properties. Mr Bateman replied that there were no hard and fast rules about what the legislation covered.

EA/5 **To note the minutes of the meeting held on January 30th, 2017 (copy attached)**

The minutes were approved as a true and correct record.

EA/6 **Report back on issues raised at the last meeting**

Street light repairs in Hatton

A resident claimed that Derbyshire County Council used to have three workers who travelled the county checking lights and a further three carrying out repairs. Now, they claimed, there was only one person doing both jobs. They had counted 10 faulty lights in Main Street, Hatton, but only five of them had been repaired. Why?

ACTION: Tom Sloan to ask Derbyshire County Council for clarity on street light repairs

Councillor Andy Roberts asked for the meeting to write to DCC and ask for representation at Area Forums following the arrival of a new administration.

ACTION: Tom Sloan to write a letter on behalf of Etwall Area Forum asking for Derbyshire County Council officer representation

EA/7 **Public questions on issues raised by residents**

A member of the public raised four issues.

1. A-frames for road signs remained in place long after the sign itself was removed by DCC. There was one left at Seven Wells in Etwall, for example. Who was responsible for them?

ACTION: Tom Sloan to pursue issue with Derbyshire County Council

2. Weeds growing in gutters around Etwall were getting out of control. Had South Derbyshire District Council given up removing them. Frank McArdle replied that the works were still carried out by SDDC under contract from DCC, who specified the number of cuts carried out each year.

ACTION: Tom Sloan to ask Derbyshire County Council for clarity on the number of gully clearing operations carried out each year

3. An Etwall resident had her green bin rejected because it contained an egg box. Previously they had been recyclable. Mr McArdle replied that the contractor had taken it upon themselves to make the distinction and he had asked for a meeting with them and the head of SDDC's Depot to discuss the situation. SDDC should have been notified of the change so residents could be alerted.

ACTION: Frank McArdle to report back on the outcome of a meeting with Palm Recycling

4. Contractors' signs at Bridge Bank had become overgrown. Could they be cleared? Councillor David Muller replied that he was attending a liaison meeting with the contractor and he would raise the issue.

A Dalbury Lees resident asked if the grass cutting budget could be devolved to the parish to better manage the work, including the collection of grass cuttings. Mr McArdle replied that there were 84,000 acres to cut in South Derbyshire and it wasn't possible to provide what the resident wanted. He was investigating alternative possibilities to the current service. Breaking up and devolving a service like grass cutting may be problematic, but would be investigated.

ACTION: Frank McArdle to provide a report back into possible options to improve the grass cutting service

A resident reported the flouting of a 7.5 tonne weight limit in Derby Road, Hilton. Was there any chance of getting improved signage from DCC? Councillor Billings said Councillor Mrs Patten had got an officer out from DCC to look at the problem and the question was in hand.

A resident asked if the speed limits in Hilton could be reviewed, with both 40mph sections at either end of the village reduced to 30mph.

ACTION: Tom Sloan to report request to Derbyshire County Council for a report back

A parish councillor stated that their organisation had been asked for a contribution from SDDC towards routine maintenance of a climbing frame at the King George V playing fields in Etwall. Was this correct?

ACTION: Frank McArdle to report back to Etwall Parish Council on the relevant policy

EA/8 **County council issues**

None.

EA/9 **District council issues**

There were issues around car parking at Etwall Leisure Centre that Mr McArdle was aware of and solutions were being sought. Councillor Mrs Plenderleith added that a car park to be used needed surfacing.

Mr McArdle was working with development company Tophat Industries Ltd at Foston on their plans for a 118,000 sq ft factory and 200 jobs.

At the recent General Election, 76,000 people were eligible to vote in South Derbyshire and 52,000 did, of whom 11,000 were postal voters. It represented a turnout of 69%.

A resident expressed concern with the rapid growth of villages like Etwall, with new housing estates not matched by improvements in infrastructure. Mr McArdle replied that South Derbyshire was a fast-growing area and he had great confidence in his authority's Planning department.

A member of the public said they believed a developer was contracted to pay for the building of a school upon completion of the 150th house on its site in the Etwall area. What was SDDC doing to help build schools in the area? Mr McArdle replied that his authority's planners took advice from statutory consultees, including the education authority, before awarding planning permission. If no objection was lodged from them, there was no legal basis for rejection on the grounds of a lack of school places.

EA/10 **Date of next meeting**

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

**Councillor Andy Billings
Chair**

The meeting Page 10 of 10 terminated at 8.45pm.

SOUTH DERBYSHIRE AREA FORUM

SWADLINCOTE

Tuesday, June 13, 2017 at Goseley Community Centre

PRESENT:-

District Council Representatives

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

Frank McArdle – Chief Executive.
Tom Sloan – Clerk.

Derbyshire County Council Representatives

Councillor Mrs Linda Chilton, Councillor Stuart Swann.

Parish Council / Meeting Representatives

None.

Members of the Public

Jenny Burley, Alan Clarke, Michael Hine, Eric Lummis, Sheila Mayer, Cathy Miles (CVS), Maureen Mycock, Dave Sharpe.

SA/1 **Apologies**

Colin Dobson, Councillor Neil Tilley.

SA/2 **Declarations of interest**

None.

SA/3 **Nomination of vice-chair**

Councillor Stuart Swann nominated Councillor Robert Coe to be vice-chair of the meeting for the forthcoming year. The councillors present voted unanimously to appoint Councillor Coe as vice-chair.

SA/4 **Chairman's announcements**

Councillor Mrs Kim Coe reported on a consultation being conducted by South Derbyshire District Council's Planning Policy department, the Physical Activity, Sport and Recreation Strategy which was due to be adopted by SDDC the following day and the work being undertaken by the Safer Neighbourhood Wardens.

SA/5 **The minutes of the meeting held on February 15, 2017**

The minutes were approved as a true and correct record.

SA/6 **Report back on issues raised at the last meeting**

Pedestrian crossing at Hepworths Retail Park

Frank McArdle had an action to raise the positioning of a pedestrian crossing with the owner of Hepworths Retail Park. He was now in possession of an aerial photograph of the site and had a health and safety officer looking into the issue.

Flooding of the roundabout in Civic Way

Mr McArdle updated the meeting that he was waiting for feedback from Severn Trent. The drains in question were in full working order and the problem was not at the locality, but elsewhere, possibly in Darklands Road. The issue would be discussed at SDDC's Flood Liaison meeting.

Flooding under the bridge in Occupation Lane, Woodville

Councillor Robert Coe reported that the problem seemed to have been eased by the building of an entrance and the installation of a new drain.

Potential for a pedestrian crossing / refuge at Castle Road

A resident said he felt a report into a possible crossing suggested it was a pedestrian's own fault if they were run over at the location.

SA/7 **Public questions on issues raised by residents**

A resident raised the issue of signage for HGVs in Coppice Side. Was it possible to have it improved? Mr McArdle asked the resident to speak to him after the meeting and show him exactly where signs were needed. He would take that information away and see what could be done.

ACTION: Frank McArdle to report back on possible new signage

A member of the public reported that a bollard in Thorn Street, Woodville – off High Street – had been broken and left lying on a verge since 2016. It wanted removing or reinstalling.

ACTION: Tom Sloan to report issue to Derbyshire County Council

Councillor Mrs Kim Coe raised the issue of drivers continuing to go the wrong way along High Street, Swadlincote. There were still bollards in place. Could they be raised to prevent this from happening?

ACTION: Tom Sloan to obtain a report from Derbyshire County Council regarding the bollards

A resident asked about a public footpath sign at the bottom of Coppice Side, Swadlincote, which seemed to have no footpath near it. Could it be removed? Mr McArdle asked the resident to see him after the meeting.

Councillor Mrs Kim Coe introduced Councillor Ray Tipping, who had recently won a by-election in Woodville. She also introduced Councillor Swann, the new Derbyshire County Council representative for Swadlincote South. Councillor Mrs Linda Chilton was also offered congratulations for being selected as the Chair of Derbyshire County Council for the year.

SA/8 **County council issues**

None.

SA/9 **District council issues**

Mr McArdle reported that at the recent General Election, 76,000 people were eligible to vote in South Derbyshire and 52,000 did, of whom 11,000 were postal voters. It represented a turnout of 69%.

The Festival of Transport had taken place since the previous meeting. It had been a safe, secure and professional festival.

Mr McArdle welcomed Councillor Tipping to the authority.

Swadlincote had switched from holding a farmers' market to a makers' market, hosted by Curly Magpie. Visitors were coming in larger numbers.

The Environment and Development Services Committee had approved a scheme to improve shop fronts on the Delph, Swadlincote. An artist's impression of what the area would potentially look like was impressive. Councillor Mrs Chilton asked how many empty shops there were in the town. Mr McArdle replied that an average market town had 14% of its shops empty. Swadlincote town centre currently had only one shop empty. People wanted to feel good about being in the town and free parking was key. SDDC's members resisted the chance to get an income from it year after year – it was not a way to encourage economic development.

Mr McArdle had asked Morrisons to help with improvements to Ernest Hall Way. The back entrances of traders in High Street, Swadlincote, were often blocked by parked cars and a scheme to discourage parking using tubs of plants was being considered by the supermarket's head office.

Mr McArdle was talking to a company which built care homes for older people about possibly coming to Swadlincote. The secret of a successful town centre was to put people in it.

SDDC's Depot was soon to disappear from its position opposite Sainsbury's and be relocated to an industrial estate. The land would be used for a pub and a Kentucky Fried Chicken eatery. A day centre and residential centre for young people with mental health issues would be built at the rear of the site. Work was predicted to start in September.

A resident asked if the old TG Green site in Swadlincote would be developed. Mr McArdle replied that the site had been bought but the problem was that five kilns, which were protected as a Site of Special Scientific Interest, needed investment. However, there was little commercial value in doing so. The kilns were falling into disrepair and the investor had been hit with a bill before work could even start. Until the issue was solved the site would not get developed.

Councillor Mrs Kim Coe reported that the Festival of Transport had become a charity. The plan was to expand it into a Festival of History. It was a case of 'watch this space'.

A community awards ceremony, sponsored by Toyota, was taking place on October 13, involving the Swadlincote Chamber of Trade and the CVS.

Mr McArdle reported that Sharpe's Pottery Museum was close to delivering a potter and wheel at the museum.

A resident asked if there was anything further to report on the regeneration route at Woodville. Mr McArdle replied that £6.4m was guaranteed to pump prime the scheme.

SA/10 **Date of next meeting**

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

**Councillor Kim Coe
Chair**

The meeting terminated at 8.30pm.

SOUTH DERBYSHIRE AREA FORUM

AREA 3 – MELBOURNE AREA

Monday, June 19th, 2017 at Melbourne Assembly Rooms

PRESENT:-

District Council representatives

Councillor John Harrison (Chair), Councillor Neil Atkin, Councillor Jim Hewlett, Councillor Peter Watson.

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

Derbyshire County Council representatives

Councillor Neil Atkin, Councillor Mrs Linda Chilton.

Parish Council / Meeting representatives

Rachel Cheshire (Barrow Parish Council), Edward Hicklin (Aston Parish Council), Jean Longley (Aston Parish Council), Avril Record (Weston Parish Council), Margaret Sharpe (Melbourne Parish Council).

Members of the public

Lucy Stephens (Village Voice), M Wheatley.

MA/1 **Apologies for absence**

Councillor Mrs Hilary Coyle, Michelle Skinner (CVS).

MA/2 **Declarations of interest**

None.

MA/3 **Chairman's announcements**

Councillor John Harrison announced that Part II of South Derbyshire's Local Plan was out for consultation. The aim was to have the consultation completed and the plan in place by the end of the year.

MA/4 **The minutes of the meeting held on January 24th, 2017**

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

MA/5 **Report back on issues raised at the last meeting**

Missing sign in Weston on Trent

Councillor Watson said the missing sign was at Cuttle Bridge and should tell motorists that there was a narrow bridge. In the previous minutes, at MA25, Derbyshire County Council Highways officer Dave Connell stated that two signs were being installed on the road to Weston. Where were these signs?

ACTION: Tom Sloan to ask Derbyshire County Council for a report on the signs

Swarkestone Causeway

Councillor Watson said he was unhappy with the electronic weight limit signs which had been introduced as they weren't a long-term solution to the problem. Lorries were ignoring them and driving straight across the bridge. How many overweight vehicles had been reported on the causeway since January, 2016 – and how many of these had been prosecuted? How many HGVs had been warned by the signs and changed route and how many had continued over the causeway? Councillor Mrs Linda Chilton said there would be an officer or two at the next meeting to answer questions regarding the causeway. Highways officer Neill Bennett had asked for data showing the number of overweight vehicles which had been recorded going over a monitoring station to the south of the causeway. He said that DCC was taking action where it could, but the new signs didn't record the number of vehicles which triggered them. He had also reported that it was difficult to get a Moving Traffic Order (needed for cameras) outside of London – the Department of Transport had turned down a request.

Councillor Harrison added that it had been some years since a traffic count had been undertaken on the causeway. He recalled that 25,000 cars a day used the road but suspected the number was now significantly higher. He thought it warranted another survey.

Councillor Watson asked why two officers were sent from DCC to deal with matters surrounding the causeway – surely this was a waste of public money. Councillor Mrs Chilton replied that the two officers in question – Mr Bennett and Mr Connell – had been to another meeting and were returning home.

Councillor Watson said that weight limit signs around the area needed reinforcing. A resident reiterated the same point and said that signage needed

improving as far afield as Woodville. Councillor Mrs Chilton replied that work was ongoing around the issue.

Amalfi White

Councillor Watson reported that a meeting had taken place with the owner of Amalfi White, police and South Derbyshire District Council officers. The restaurant had not done anything illegal and work was being done to solve issues around the venue. Councillor Harrison suggested possible amelioration work by having artificial refuges in the area.

Chapel Street, Melbourne

A resident said they felt Chapel Street was a bigger problem than Derby Road because of a curve which prevented a motorist from seeing oncoming traffic. Councillor Jim Hewlett added that a refuge could be built by the BT building's garden, if a wall was demolished.

ACTION: Councillor Mrs Linda Chilton to report issues back to Derbyshire County Council

MA/6

Public questions on issues raised by residents

Councillor Harrison said pot holes were so deep in Ingleby that a motorcyclist could easily be killed if they hit one and fell off their bike. Councillor Mrs Chilton replied that £30 million was being invested by DCC to tackle pot holes around the county.

Councillor Watson reported on behalf of a Stanton by Bridge resident that since works at Junction 23A / 24 of the M1 there had been absolute chaos all the way to Kings Newton and continuing to Stanton and beyond, mainly due to a pinch point on the Causeway. Could anything be done to stop this?

A resident said he felt that the problem with Swarkestone Causeway was that vehicles had got wider and it made pinch points an issue. Removing these points would help solve the problem. Councillor Mrs Chilton replied that English Heritage would probably object to such work as the bridge was an ancient monument.

ACTION: Councillor Mrs Linda Chilton to consult with English Heritage over possible work to pinch points on Swarkestone Bridge

A resident complained about weeds and grass growing in the gutter in Chapel Street, Melbourne. Could weed killer not be used to combat it rather than workers pulling it out only for it to return?

ACTION: Tom Sloan to report issue to Derbyshire County Council and ask if alternative approach could be taken

Councillor Watson reported that residents of Aston and Weston were still unhappy with the Cuttle Bridge junction. Could lights not be installed as they were at a junction in Willington with Findern Road near the humpback bridge, with the developer of Stenson Marina footing the bill? DCC needed to do a proper investigation into the potential for traffic lights. Councillor Neil Atkin replied that he had been emailed by Simon Tranter from Highways, who was aware of the request for improvements to the junction. He said costly measures had to be justified by a collision history at a location. Traffic signals cost between £70,000 and £200,000 and had to be prioritised along with other requests across Derbyshire. Richard Hanbury from Highways would have another look at the junction, but it would still be difficult to justify lights. Councillor Atkin's view was that officers were blaming driver error. He felt the solution would be to raise the road surface in one or two locations. Councillor Watson felt DCC had passed the buck for years over the issue.

ACTION: Councillor Neil Atkin and Councillor Mrs Linda Chilton to meet and discuss possible options for the Cuttle Bridge

MA/7 **County Council issues**

Councillor Mrs Chilton reported that there was a driving course for older people in Swadlincote on July 22. It would test eyesight and hearing.

An extra £30 million was being invested by the Highways department and extra money was also being put into adult social care.

MA/8 **District Council issues**

Kevin Stackhouse reported that SDDC recently produced its accounts for 2016-17 and they were now subject to audit. Full accounts were on the SDDC website and all residents had the chance to talk to external auditors independent of the council between July 3 and August 4.

SDDC's revamped website was due to be launched. Residents should notice a difference from the current site once the new version was operational, which wasn't as user friendly as the new version.

A resident asked if funding was available to help the shopkeepers of Melbourne as the footfall had dropped with the closure of the NatWest Bank. Councillor Atkin suggested that shops in Melbourne needed to stay open later as they did in Aston, with most residents at work during the day and unable to shop during regular hours. The resident replied that SDDC needed to look at the usage of buildings around the village – she felt that too many were becoming offices and not domestic properties which would increase the population of the village.

MA/9 **Date of next meeting** [Page 87 of 100](#)

To be advised in due course.

Councillor John Harrison
CHAIRMAN

The meeting terminated at 8.41pm.

SOUTH DERBYSHIRE AREA FORUM

NEWHALL

Tuesday, June 20, 2017 at Newhall Old Post Centre

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.

Parish Council / Meeting representatives

None.

Members of the public

Richard House, Alan Jones, Helen Kreft (Burton Mail), Colin Maddock, Mick Mulgrew, M Richards, M Ross, Barry Woods.

NA/1 **Apologies for absence**

Mr Hall, Councillor Robert Pearson.

NA/2 **Declarations of interest**

None.

NA/3 **Chairman's announcements**

Councillor Paul Dunn reported that a new Physical Activity, Sport and Recreation Strategy had been adopted by South Derbyshire District Council. Councillor Dunn added that a lot of work had gone into the new strategy in an effort to get people in the district more active.

SDDC was also consulting on three planning documents which would form part of future planning policy – local green spaces, affordable housing and a design guide. Feedback was being sought from residents.

NA/4 **The minutes of the meeting held on February 1, 2017**

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

NA/5 **Report back on issues raised at the last meeting**

Rose Tree Lane junction, Bretby Road, Newhall: damaged tactile paving

Derbyshire County Council turned down requests for a no parking sign at the location.

Leaking drain in the Fairway, Newhall

Severn Trent was carrying out further investigation at the site to see if the water was coming from a piped water source.

NA/6 **Public questions on issues raised by residents**

A resident said that at a previous area forum he and others had been promised a public meeting by SDDC to discuss a multi-use games area (MUGA) for older children at Midway Community Centre. The current situation saw younger and older children having to share one play area, which was proving problematic. He had been asked to attend with three officers from SDDC. Councillor Dunn said he had received an email two weeks after the meeting had taken place and he had asked why the meeting was with three officers and only one resident. The resident in question said he and others wanted a public meeting with SDDC Chief Executive Frank McArdle. Councillor Dunn said the MUGA was promised in initial plans for the centre and he wanted the issue reporting back verbatim to Mr McArdle and Director of Community and Planning Services Stuart Batchelor. Councillor Kevin Richards asked why an alarm had gone off for three days at the centre when it was supposed to have a caretaker. A resident replied that the caretaker had been off with a broken ankle at the time. Councillor Richards asked why there was no relief.

ACTION: Issues to be reported back to SDDC and clarity sought on what could be improved at Midway Community Centre

A resident reported that their son had left home at Christmas, 2015 and SDDC's Elections team was informed of his departure. However, he had recently been sent a poll card for the General Election. They had rung Elections and been asked to bring the card back to the Civic Offices as well as being told that any move ~~should be reported~~ should be reported to SDDC in writing – twice.

Councillor Dunn said he and another councillor had a meeting with Mr McArdle about issues around voting and he would raise the issue.

A resident asked if activities taking place for children during the summer holidays would be publicised. They felt that information came out too late after schools had broken up. Could it please come out earlier?

NA/7 **County council issues**

A member of the public complained about a lack of a crossing at Belmont School opposite Wideshaft. Could it be investigated by DCC for a potential crossing?

ACTION: Tom Sloan to report request to Derbyshire County Council

Councillor Mrs Linda Stuart reported that four cottages in Orchard Street, Newhall, opposite the bottom of Appleton Close, had an issue. The pavement had been built up because of flooding, solving the problem, but it made residents exiting their front doors vulnerable to passing traffic as there was a dropped kerb. One bollard was all that was needed. Councillor Richards said he'd encountered a similar problem in Stanton and DCC installed a bollard.

ACTION: Tom Sloan to report request to Derbyshire County Council

A resident asked what the situation was with a plot of land waiting to be developed by DCC in Plummer Road, Newhall. Councillor Dunn replied that DCC had been creating a development company which would have dealt with it but the cabinet member in charge of the project had lost their seat. The resident said the site had been derelict for 15 years. Councillor Sean Bambrick said the formation of a development company now sat with the new administration at DCC.

NA/8 **District council issues**

A member of the public asked if anything had been done about a recreation area for Stanton. One was due to be installed opposite the chapel. Councillor Bambrick replied that the land in question had been sold more than 20 years previously. Councillor Richards added that a play area was contained within the development plan.

Kevin Stackhouse reported that SDDC had recently produced its accounts for 2016-17 and they were now subject to audit. Full accounts were on the SDDC website and all residents had the chance to talk to external auditors independent of the council between July 3 and August 4.

SDDC's revamped website was due to be launched. Residents should notice a difference from the current site, which wasn't as user friendly as the new version.

NA/9 **Date of next meeting**

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

Councillor Paul Dunn
CHAIRMAN

The meeting terminated at 8.15pm.

SOUTH DERBYSHIRE AREA FORUM

REPTON

June 26, 2017 at Milton Village Hall

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 Neil Atkin, Councillor Mrs Linda Chilton.

Parish Council / Meeting representatives

Mary Goodall (Findern Parish Council), Rosemary Rose (Findern Parish Council), Trevor Skeith (Repton Parish Council), Steve Toone (Bretby Parish Council).

Members of the public

Polly Faulkner, Jade Fitch, Julie Fitch, Heather Hall, Parmjit Maskian, Sam Watters.

RA/1 **Apologies for absence**

Councillor Martyn Ford, Fred Hill, Lynette Nash, Anne Yates.

RA/2 **Declarations of interest**

None.

RA/3 **Chairman's announcements**

Stuart Batchelor reported that Local Plan Part II had been through the examination in public stage and it went very well. A list of modifications had been made ahead of a proposed adoption in September and they were currently out for consultation. One of the documents being consulted upon related to design and was interesting as it would affect the way developments

in South Derbyshire looked. An event at Repton Village Hall on July 5 between 2.30pm and 6pm would allow residents a chance to meet with officers and put across their thoughts.

Councillor Peter Smith reported that the new Physical Activity, Sport and Recreation Strategy had been adopted by South Derbyshire District Council. He was very passionate about exercise and the strategy was important to the community as it would promote the use of the whole district to improve people's health. The more people got involved, the better.

Mr Batchelor announced that plans were being made to possibly combine Area Forums with Safer Neighbourhood Meetings to make one meeting. There would possibly be an update in time for the next meeting in the autumn. If time was used better, there was a possibility that Derbyshire County Council would send an officer.

RA/4 **The minutes of the meeting held on January 31, 2017**

Councillor Michael Stanton raised the issue of Area Forum Liaison Officer Paul Jameson no longer holding the position and there being no replacement at DCC. It looked pointless sending any issues to County until that changed. Could the forum have an update as to what was going happen? Councillor Mrs Linda Chilton replied that issues would go into the Highways Hub. She had asked whether the situation could be reversed and an officer provided for Area Forums. DCC's Local Area Committees had ceased, so savings there could allow the Area Forum service to start again. Councillor Smith said that since Mr Jameson had departed there was a void and all the Area Forums could do would be the same as a member of the public, making the process longer. Was the forum seeking to get Mr Jameson's position reinstated?

ACTION: Councillor Mrs Chilton to raise the issue at a Derbyshire County Council group meeting

Drainage in Bretby Lane

No update was available from DCC at the previous meeting and therefore no minute could be taken. A resident said that the item had been on the agenda for years and all it needed was for DCC to contact Severn Trent and check that work promised had been carried out. Mr Batchelor replied that SDDC's annual Flood Liaison meeting had been held the previous week and the issue would appear in the minutes. Councillor Mrs Chilton added that to her knowledge work had been completed in Bretby Lane by Severn Trent.

The minutes were proposed by Councillor Andy MacPherson and seconded by Councillor Stanton.

RA/5 **Report back on issues raised at the last meeting**

Street lights being turned off at night in Willington

Councillor Neil Atkin reported that the previous administration at DCC didn't have streetlight repair backup. The job had now gone out to tender and the issue should be resolved very quickly in the short-term.

Car damaged opposite the Bonnie Prince due to incomplete road works

Councillor David Shepherd had reported DCC's response (that the issue needed to be taken up with a contractor) to the resident whose car was damaged. The resident considered himself beaten by it. Councillor MacPherson asked for the issue to be reported to SDDC Planning Enforcement as it regarded developers not finishing works before occupation.

ACTION: Tom Sloan to report issue to SDDC Planning Enforcement

RA/6

Public questions on issues raised by residents

A resident reported that a large wall had been built at Church Side, Willington, and had been joined onto the wall of St Michael's Church. It was an eye sore. Did the resident have planning permission for it? Councillor MacPherson confirmed that the wall was being investigated by SDDC Planning Enforcement to establish whether or not there was a breach. Mr Batchelor added that the issue was whether the wall was built under permitted development rights or not.

ACTION: Tom Sloan to ask for a report back from SDDC Planning Enforcement

A member of the public asked whether a flooding issue in Findern Road had been aired at the Flood Liaison meeting.

ACTION: Tom Sloan to produce Flood Liaison minutes as quickly as possible and circulate

A Milton resident living opposite an entrance to Foremark Reservoir complained about abusive drivers parking there at night and causing a nuisance through loud music, littering and general anti-social behaviour.

ACTION: Stuart Batchelor to liaise with the Safer South Derbyshire Partnership Anti-Social Behaviour Officer and if necessary write to Severn Trent Water

A Repton resident asked what action was appropriate with Japanese Knotweed. Councillor Smith replied that he had raised the invasive species at the Flood Liaison meeting. Experts there said it was a difficult issue to enforce but he had been told the weed had been cut back and treated. Councillor MacPherson added that cutting could be counterproductive.

ACTION: Tom Sloan to get feedback to the area forum on Japanese Knotweed from South Derbyshire District Council Environmental Health

A resident reported that shrubs were overhanging a road in Repton. Councillor Smith replied that SDDC was behind on cuts but a new piece of equipment was on the way which would help.

A member of the public asked if highways were considered during development. Mr Batchelor confirmed that they were – and expert advice was taken before permission was given. DCC gave the advice and an officer would go out and look in detail at the situation. Councillor MacPherson asked how much strength a Village Plan or a Neighbourhood Plan would have. Mr Batchelor replied that a Village Plan would form part of planning policy. A Parish Plan held no weight in the planning process.

A resident asked how many houses in total were planned on the old Calder Aluminium site in Repton Road, Willington. Traffic already queued from Willington to Repton and vice-versa. Mr Batchelor replied that he was unsure of the total but traffic issues would have been addressed by DCC. All information was available in the public domain.

RA/7 County Council issues

Councillor Linda Chilton reported that changes were taking place at County after the new administration took over.

RA/8 District Council issues

Mr Batchelor reported that a lot of work relevant to the area was going on at SDDC. An enforcement briefing would go out with the minutes, showing how SDDC was clamping down on issues including fly tipping, littering and dog fouling. Consideration was also being given to publicising poor hygiene ratings at eateries, as well as good ones. Councillor Smith added that SDDC could now levy £1,000 fines for people not clearing up after their dog.

Councillor Mrs Chilton said that Area Forums needed better advertising. Mr Batchelor replied that it was part of a review into the forums.

RA/9 Date of next meeting

To be announced in due course.

Councillor Peter Smith
CHAIR

The meeting terminated at 8.30pm.

Page 96 of 100

SOUTH DERBYSHIRE AREA FORUM

LINTON

Wednesday, June 28th, 2017 at Walton Village Hall

PRESENT:-

District Council Representatives

Councillor Pat Murray (Chair), 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

Mary Blackman (Walton Parish Council), Sheila Jackson (Castle Gresley Parish Council), Alan Lees (Coton in the Elms Parish Council), Stephanie Marbrow (Rosliston Parish Council), Janice Pallett, Ollie Pallett (Castle Gresley Parish Council), John Powell (Linton Parish Council), Kevin Tizzard (Linton Parish Council).

Members of the Public

Lynda Smout, Jane Summers, Rob Talbot, Hilary White-Evans (Money Spider Credit Union), B Wilson, G Wilson.

LA/1 **APOLOGIES**

Claire Bradford, Karen Bradford, Councillor John Grant, Councillor Mrs Beth Hall, Paul Jameson, Carole Knight, Carol Wright.

LA/2 **DECLARATIONS OF INTEREST**

None.

LA/3 **CHAIRMAN'S ANNOUNCEMENTS**

Councillor Pat Murray introduced Hilary White-Evans from the Money Spider Credit Union, who gave a presentation on the benefits of the organisation for

borrowers and savers. Councillor Murray added that there were families in South Derbyshire who needed the service of this established union.

LA/4 **THE MINUTES OF THE MEETING HELD ON FEBRUARY 6, 2017**

The minutes were approved as an accurate and correct record, with one change that Paul Marbrow was not a member of Rosliston Parish Council.

LA/5 **REPORT BACK ON ISSUES RAISED AT THE LAST MEETING**

Derbyshire County Council issues

Sunken Manhole

Several manholes had been reported as sunken at Ryder Close. Derbyshire County Council (DCC) replied that two needed remedial work. John Powell said there was a cross painted on one of the manholes in question and it was sunk 6in into the road. The other five were in an acceptable condition but one was rattling.

LA/6 **PUBLIC QUESTIONS ON ISSUES RAISED BY RESIDENTS**

Mr Powell raised the issue of ivy encroaching onto the footway at Hillside Road, Linton. He said residents had been informed that it wasn't wide enough for prams and buggies as the only pavement at the location. He thanked DCC for its work to clear the pavement. However, the work needed to be completed as there was around a foot of pavement still under the bank. A retaining concrete kerb was needed to ensure the pavement kept its full width.

ACTION: Report back required from Derbyshire County Council as to the state of the pavement

A Walton resident asked if an update was available on the new third river crossing and Walton bypass. Councillor Bob Wheeler replied that unfortunately there wasn't. Discussions were ongoing between the developer, DCC and the Local Enterprise Partnership. The resident asked how more houses had been allowed to be built without the road network in place following the initial 99 which were granted permission. Councillor Wheeler replied that DCC's Highways team acted as a statutory consultee on planning applications and if they didn't object to an application you couldn't decline it on highways grounds. Jean Blackman asked if there was any use in her contacting Drakelow Development and Councillor Wheeler replied that it could be useful.

A Walton resident raised the issue of inappropriate vehicles going into Station Lane and then turning around to avoid the Bailey Bridge, which had a three tonne weight limit. As many as two or three vehicles a day were turning in the road – with the result that two walls belonging to residents had been knocked down and a fence damaged. Residents were having to police the issue

themselves to prevent vehicles from using their driveways to turn around. He asked if it was possible for DCC to install improved signage to prevent the vehicles from entering Station Lane in the first place. Drivers appeared to be blindly following satnavs but better signs – including a three tonne weight limit sign – could help.

ACTION: Report back required from Derbyshire County Council into possible improved signage. Councillor Pat Murray and Walton Parish Council to liaise with residents before pursuing the issue at County Hall

Mr Powell added that recently a half-hour delay occurred in the area after an articulated lorry missed the quarry entrance on the Staffordshire side of the river. Better signage was also needed on the other side of the bridge.

An Overseal resident raised the issue of traffic coming into the village along Lullington Road and mounting the pavement to avoid oncoming traffic and posing a risk to pedestrians. Councillor Murray said he used the road most days and understood the issue. Residents were up in arms as it was an accident waiting to happen – and another 60 houses in Valley Road would only make the situation worse.

ACTION: Councillor Pat Murray to pursue the issue with Derbyshire County Council Highways

A resident asked why permission for more houses had been given if the issue was such a problem. Stuart Batchelor replied that the experts on highways resided with the county council, not the district council who granted permission. Nationwide specifications – taking into account traffic levels in London and the South East – were used and if SDDC refused permission on highways grounds without the backing of DCC, then any appeal would likely succeed. The basis was that every planning application should be passed unless a sound basis for rejection was presented.

ACTION: Tom Sloan to request a Derbyshire County Council Highways officer be present at the next meeting

Sheila Jackson reported a problem with fly-tipping at 72, Bass' Crescent, Mount Pleasant. One bag was still there while one bag had been removed. Was there any chance of CCTV being installed to catch the offender? Mr Batchelor replied that he would pass the issue on to SDDC Environmental Health Manager Matt Holford. Where there was a real hot-spot, cameras could be used. SDDC's Clean Team couldn't move the bags of rubbish as they were on private land. If rubbish was fly tipped, it would be opened by SDDC and an address sought to action a prosecution.

ACTION: Stuart Batchelor to report issue to Matt Holford at SDDC

LA/7 **COUNTY COUNCIL ISSUES**

Councillor Murray reported that the new administration was just settling in following the election and a holiday period was now beginning. Changes would be made including charges for the recycling of household rubble being dropped and free parking for motorbikes in Matlock. He would bring reports to the meeting of his activities at County Hall.

LA/8 **DISTRICT COUNCIL ISSUES**

Mr Batchelor updated the meeting that:

- Local Plan Pt II. Comments were being received ahead of the plan's adoption.
- Rosliston Forestry Centre's current contract ended on March 31 and the procurement process had begun for a new contract. A meeting with prospective future management companies had been well-attended.
- SDDC's annual Flood Liaison meeting had been held. Severn Trent now came and updated on their work, while the relationship between the various agencies had improved. Councillor Mrs Beth Hall and Rosliston Parish Council were among the attendees. The next meeting was due in 2018.
- Enforcement action carried out by the Neighbourhood Wardens was now being updated on showing number of prosecutions etc.
- A review of Safer Neighbourhoods Meetings / Area Forums was taking place with the possibility that the meetings would be merged into one. It would be similar to how the meetings were run 10 years previously. Further information would be available at the next round of meetings.
- The Physical Activity, Sport and Recreation Strategy had been adopted by South Derbyshire District Council on June 14th. It was about trying to change people's habits by them using their local parks and facilities, not necessarily a leisure centre.

A resident asked if there was any way to force an eatery to put food hygiene ratings in their window. Mr Batchelor replied that there wasn't.

LA/9 **DATE OF NEXT MEETING**

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

Councillor Pat Murray
Chair

The meeting terminated at 8.25pm.