

## ENVIRONMENTAL AND DEVELOPMENT SERVICES COMMITTEE

14<sup>th</sup> April 2016

### PRESENT:-

#### Conservative Group

Councillor Watson (Chairman), Councillor Muller (Vice-Chairman), Mrs. Brown, Coe, Mrs Hall, MacPherson, Mrs Patten, Roberts, and Stanton.

#### Labour Group

Councillors Richards (for Councillor Chahal), Southerd, Taylor and Tilley.

#### EDS/92 APOLOGIES

Apoloies for absence from the meeting was received from Councillor Chahal (Labour Group).

#### EDS/93 DECLARATIONS OF INTEREST

The committee was informed that no decelerations of interest had been received.

#### EDS/94 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/95 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/96 REPORTS OF THE OVERVIEW & SCRUTINY COMMITTEE

The Committee was informed that there were no Overview & Scrutiny Committee reports for it to consider.

### MATTERS DELEGATED TO COMMITTEE

#### EDS/97 ADOPTION OF CHARITABLE COLLECTIONS POLICY

The Senior Licensing Officer updated Committee on the outcome of an 8-week consultation with interested parties, which had received 4 responses.

**RESOLVED:**

***1.1 That Members noted the consultations received in relation to the Charitable Collections Policy at Appendix 1.***

***1.2 That Members approved the Charitable Collections Policy relating to street collections and house to house collections to come into effect upon adoption by full Council.***

**EDS/98 FILM CLASSIFICATIONS UNDER THE LICENSING ACT 2003**

The Senior Licensing Officer presented the report to inform Members of the Policy delegating the determination of film classifications to Officers, which will assist the Licensing Authority in the determination of applications for film classifications.

**RESOLVED:**

***That Members delegated the applications for the classification of films under the Licensing Act 2003 to Officers.***

**EDS/99 LOCAL PLAN PART 2**

The Planning Policy Manager presented the report to update Members on the Local Plan Part 2 consultation, which took place between December 2015 and February 2016, the consultation generated 2,278 individual comments from 318 people or organisations.

The next steps for the Part 2 of the plan will be to draw up a draft version to go out for consultation, to be published around the end of June 2016. Once consideration have been given of the responses received, a Submission Consultation (Regulation 19) will be undertaken in the Autumn with the target of submitting the Plan to the Secretary of State by the end of 2016.

Comments and queries raised by Members in relation to; the sizes of the 14 new possible sites; what format the local plan will be presented in; the importance of being able to feedback on progress of the plan to the Parish Councils and what mechanisms are in place to make interested parties aware that the land they are interested in was now available, were noted and responded to by the Planning Policy Manager.

**RESOLVED:**

***That Members agreed the content of the report.***

**EDS/100 LOCAL PLAN – LOCAL DEVELOPMENT SCHEME**

The Planning Policy Manager presented the report to ask Members to endorse the publication of the updated Local Development Scheme (LDS) for the Local Development Framework as it forms a piece of evidence base for the Local Plan production. The consultation on the Main Modifications ended on 13<sup>th</sup> April, once the responses have been collated, they will be forwarded to the Inspector, Ms Kingaby for her to finalise her report.

A query regarding allocation and the five-year supply of Gypsy and Traveller pitches was raised and responded to by the Principal Planning Officer, she would also find out the exact number and feedback to Members.

**RESOLVED:**

***That Members endorsed the Local Development Scheme (LDS) for publication.***

EDS/101 **FIXED PENALTY NOTICE SANCTIONS UNDER THE UNAUTHORISED DEPOSIT OF WASTE (FIXED PENALTIES) REGULATIONS 2016**

The Environmental Health Manager presented the report to seek members approval on the use and level of fixed penalty to be imposed in the event of the issue of Fixed Penalty Notices (FPNs) for fly tipping offences. The new law, which takes effect on 6<sup>th</sup> May 2016 will enable Councils to issue FPNs of up to £400 for relatively low levels of environmental crime (often described as 'enviro-crime'). Although fly-tipping incidents have reduced year on year to an all-time low in 2014/15 of 495 incidents, during 2015/16 incidents have significantly increased by 38%, this increase reflects a national trend of increasing fly tipping which started in 2013/14

Comments and queries raised by Members in relation to; the different degrees of fly-tipping; who's responsibility it was to take away items dumped on private land once the investigation had been closed; what records are kept of frequently used sites; what the trigger was for a case to be taken to court rather than an FPN being issued; possible charges to house-holders for the green bin; the promotion of refuge sites to the public; how to positively promote surveillance to the public to encourage their assistance and can the name of the perpetrator and place of crime be publicised under FNP's even though they had not been convicted through a court, were noted and responded to by the Environmental Health Manager.

**RESOLVED:**

***1.1 That Members approved the use of Fixed Penalty Notices, where appropriate, to take enforcement action against fly tipping offenders.***

***1.2 That Members approved that the Fixed Penalty Notice charge be set at £400, with an early payment reduced charge of £280,***

EDS/102 **WORK PROGRAMME 2015/16**

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

Comments were raised by Members in relation to the disappointment that the work programme did not contain any future agenda items as in previous years.

The Director of Community and Planning Services responded that with the publication of the new 5-year Corporate Plan last week (which the work programme will be based upon), from now on all reports will remain on the programme throughout the year to give an overview of work undertaken,

and then repopulated at the commencement of the next Local Government year.

**RESOLVED:**

***That the Committee considered and approved the updated work programme.***

EDS/103 **LOCAL GOVERNMENT ACT 1972 AS AMENDED BY THE LOCAL GOVERNMENT (ACCESS TO INFORMATION) ACT 1985**

**RESOLVED:-**

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

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

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

The meeting terminated at 6.50 p.m.

COUNCILLOR P. WATSON

CHAIRMAN