

## **Questions Under Standing Order 23**

HAVANT BOROUGH COUNCIL  
COUNCIL  
13 December 2017

Dear Councillor

I am now able to enclose, for consideration at the next meeting of the Council to be held on 13 December 2017, the following supplementary information that was unavailable when the agenda was printed.

| <b>Agenda No</b> | <b>Item</b> |  |
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| <b>12</b> | <b>Questions Under Standing Order 23</b> | <b>1 - 8</b> |
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To receive questions from Councillors in accordance with the requirements of Standing Order 23.4(a).

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|   | <b>From</b>         | <b>To</b>            |  |
|---|---------------------|----------------------|--|
| 1 | <b>Cllr Francis</b> | <b>Cllr Bowerman</b> | <p>Do you not think it desirable that questions and answers at Council to Cabinet Leads, Chairmen and the Leader should be properly reported in the printed Minutes?</p> <p>Leaving them to be accessed from the Council's website means that fewer people will be aware of what has transpired and any undertakings that may have been made.</p> <p>Will you arrange for this to be done in future?</p>   |
| 2 | <b>Cllr Francis</b> | <b>Cllr Bains</b>    | <p>Your report provides us with Marketing information.<br/>         Will you please provide an update on the other areas of your responsibility, specifically commercial strategy, especially with regard to the borrow to invest policy?</p>  |
| 3 | <b>Cllr Perry</b>   | <b>Cllr Briggs</b>   | <p>Will the Council confirm whether or not it will honour in perpetuity the Covenant it entered into on 20 March 1980 and which is attached. The Covenant does not permit housing development on the green pasture which is to the west of Langstone Road and south of "The Mallards".</p> <p>Cllr Briggs provided an answer in the Council Meeting on 1 November 2017; however, the question was not answered and I am seeking a reply of either "YES" or "NO".</p> |
| 4 | <b>Cllr Perry</b>   | <b>Cllr Briggs</b>   | <p>Further to my question on this subject under Standing Order 23 in the 20 September 2017 and 1 November 2017.</p> <p>When will Cllr Briggs give sufficient priority to identifying and recovering the monies owed and due from the BHSLT to HBC from the 13 June 2008 Partnering Agreement and the 7 May 2014 Counterpart Lease</p>  |

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|   |                   |                    | <p>agreement. Annual sums should have been identified and paid within one month of the approval of the annual accounts since 2010 using the clear and precise formulae in the Partnering Agreement.</p> <p>I estimate the sum due to HBC to be circa £500 thousand pounds which will go somewhere towards meeting the Council's budget shortfalls. I understand that not a single Pound has been paid so far.</p> <p>When will the Council determine the accurate amount due and when will it be paid?</p>  |
| 5 | <b>Cllr Perry</b> | <b>Cllr Wilson</b> | <p>Hampshire County Council is committed to closing half of the HWRCs in Hampshire. Considering the Hayling Island HWRC was scheduled for closure in 2017, but instead had reduced opening hours, the Hayling Island HWRC must be a prime candidate for closure in 2018.</p> <p>a. Has the Council made representations to HCC to keep the Hayling Island HWRC open? If the answer is yes, what is the status please; if the answer is no, would Cllr Wilson please make representations?</p> <p>b. Considering that HBC has had to increase spending on clearing up fly tipping over the previous year, has the Council evaluated the likely additional fly tipping clearance costs when the Hayling Island HWRC is or will be closed?</p> |
| 6 | <b>Cllr Perry</b> | <b>Cllr Pike</b>   | <p>Could Cllr Pike please give the status on the Council's Commercial Property Investment Strategy and any update on the likelihood of meeting forecast budget surpluses by year.</p>   |
| 7 | <b>Cllr Perry</b> | <b>Cllr Guest</b>  | <p>Areas of Market Parade and East Street are despoiling the centre of Havant. Could Cllr Guest please give members of the Council and</p>  |

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|    |                      |                   | members of public the status and an indication on when the areas will be redeveloped and improved.  |
| 8  | <b>Cllr Ponsonby</b> | <b>Cllr Guest</b> | I understand that UK Oil and Gas may be resubmitting an application to drill for oil in Markwell's Wood at the end of this year. As their previous applications were opposed by this Borough, as well as by other agencies, could I have an assurance that this opposition will be vigorously maintained? The Markwells Wood Watch Group have obtained new evidence from a hydrogeological report they commissioned independently, that rainwater from this area flows directly to the Bedhampton and Havant springs, and that contamination of water in this area would directly affect the water quality of these springs |
| 9  | <b>Cllr Davis</b>    | <b>Cllr Bains</b> | With reference the forthcoming Cabinet Meeting on the 18th Dec. at which it is proposed to Video and Broadcast live on Havant Councils Facebook Page.<br><br>Q1 ... Should the Full Council be asked to vote on this proposal to see if all Councillors agree or not?<br><br>Q2 ...If Councillors do agree, would you support the Video and Live Broadcast on Havant B.C. Facebook Page of ALL Cabinet, DMC and Full Council Meetings that are open to the public?  |
| 10 | <b>Cllr Davis</b>    | <b>Cllr Pike</b>  | With the expected growth in Electric Vehicles, the Councils approach to facilitate an increase in Electric Vehicle infrastructure is admirable.<br><br>Q1... Could you explain who will pay for these E.V. charging points to be installed and where would you envisage they would be installed?<br><br>Q2...Are there plans to encourage House Builders to fit E.V. Charging points in New Houses?   |

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|  |  |  | Q3... Is there likely to be a cost to this Council in facilitating this infrastructure? |
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HAVANT

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SHAW & SONS LTD.,  
SHAWAY HOUSE,  
LONDON, S.E.26.

This

AGREEMENT is made the

20th

day of March

One Thousand Nine Hundred and Eighty BETWEEN MICHAEL STRATTON CLARKE (hereinafter called "the Developer") of Southmere 20 Langstone Road Havant in Hampshire of the one part and THE COUNCIL OF THE BOROUGH OF HAVANT (hereinafter called "the Council") of the other part

WHEREAS:

(1) The Developer is owner of the fee simple absolute in possession of all the land shown edged red (hereinafter called "the land") on the plan (hereinafter called "the plan") annexed hereto and is solely entitled to occupation of the land no other person having an interest therein at law or in equity

(2) This Agreement is intended to be entered into in pursuance of Section 52 of the Town and Country Planning Act 1971 and also of Sections 7 14 and 16 of the Hampshire County Council Act 1972 and also of Section 126 of the Housing Act 1974 and to be enforceable against persons deriving title under the Developer as in those sections (hereinafter called "the Sections") mentioned

NOW THIS AGREEMENT WITNESSETH as follows:-

WITH the intention and so as to bind the land into whosoever hands the same may come and so that the covenants undertakings restrictions and obligations hereby imposed shall be enforceable against successors in title as in the Sections and any of the Sections mentioned and so that the covenants herein are covenants to which Section 126 aforesaid applies the Developer hereby covenants and undertakes with the Council that no house or other dwelling unit shall be built on the land and the land shall not be developed to provide any residential accommodation of any sort PROVIDED THAT nothing herein contained shall prevent the provision of residential accommodation which is ancillary to some development not precluded by this Agreement

IN WITNESS whereof the Developer has hereunto set his hand and seal the day and year first above written

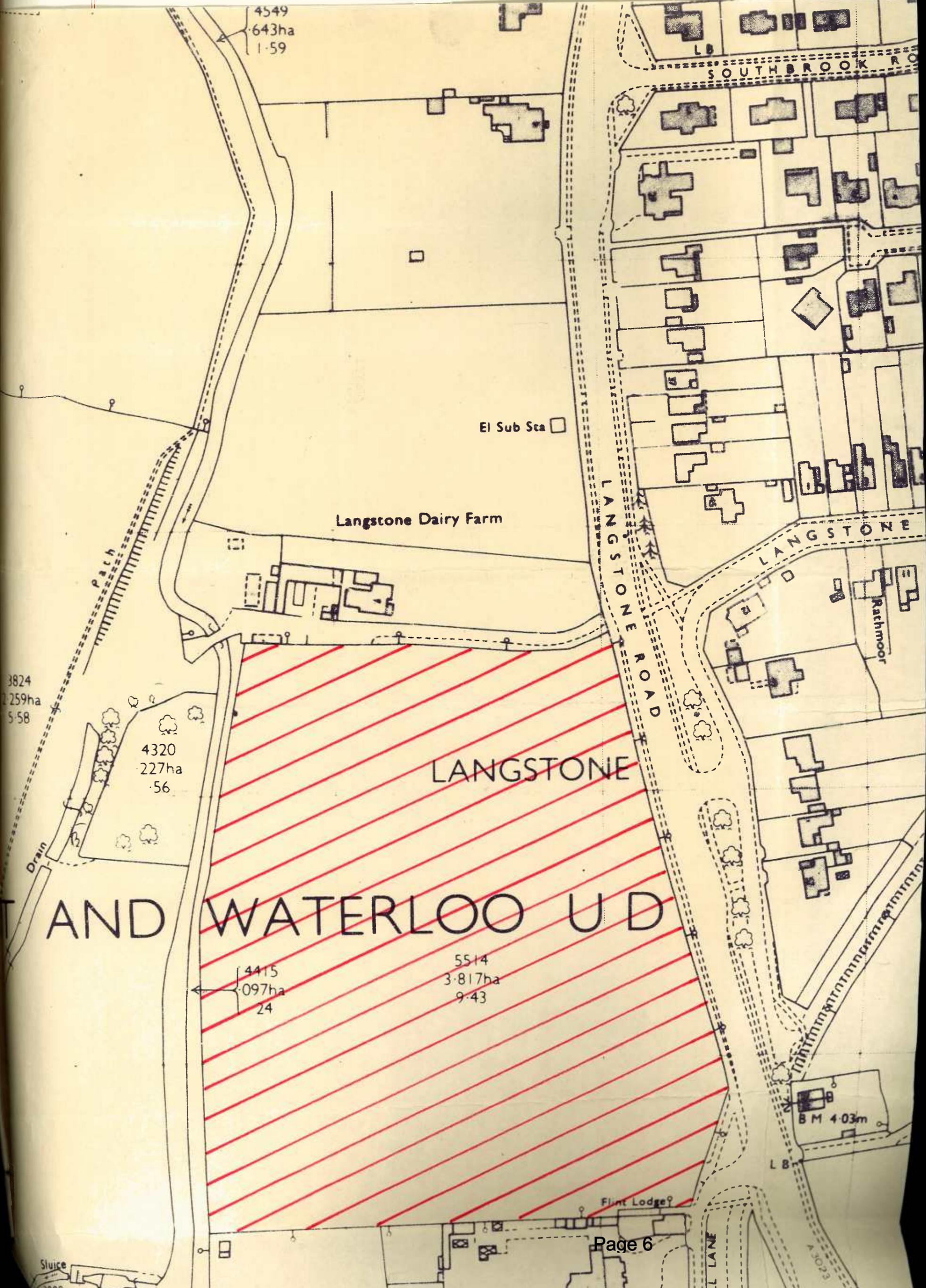
SIGNED SEALED AND DELIVERED by the said )  
MICHAEL STRATTON CLARKE in the presence )

*Michael Stratton Clarke*

of:-

*Norman Haworth*  
*Solicitor*  
*Havant*





Dated 20th May 1980

MAJOR M.S. CLARKE

-and-

THE COUNCIL OF THE BOROUGH  
OF HAVANT

A G R E E M E N T

relating to land at Southmere,  
Langstone Road, Havant in  
Hampshire.

P. T. Adams  
Deputy Borough Secretary,  
Civic Offices,  
Civic Centre Road,  
Havant, Hants.  
PO9 2AX

278  
AGREEMENT

Certificate of Title

As Solicitors for the Developer we certify that on the date of this Agreement that which is set out in the first recital to this Agreement is true.

SIGNED..... *Long & Partners* .....

*10A West Street Havant*

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