

HAVANT BOROUGH COUNCIL
PUBLIC SERVICE PLAZA
CIVIC CENTRE ROAD
HAVANT
HAMPSHIRE P09 2AX

Telephone: 023 9247 4174
Fax: 023 9248 0263
Website: www.havant.gov.uk



Cleaner, Safer,
More Prosperous

COUNCIL AGENDA

Membership: Councillor Buckley (Mayor)

Councillors Bastin, Mrs Blackett, Bolton, Briggs, Branson, Brown, Cheshire, Collins, Cousins, Edwards, Fairhurst, Farrow, Galloway, Gibb-Gray, Guest, Hart, Heard, Hilton, Johnson, Keast, Kennedy, Lenaghan, Mackey, Pierce Jones, Ponsonby, Shimbart, Mrs Shimbart, Mrs Smallcorn (Deputy Mayor), Smith D, Smith J, Smith G, Smith K, Turner, Wade, Weeks, Wilson and Tarrant

Meeting: Council

Date: Wednesday 16 April 2014

Time: 5.00 pm

Venue: Hurstwood Room, Public Service Plaza, Civic Centre Road,
Havant, Hampshire PO9 2AX

The business to be transacted is set out below:

Jo Barden-Hernandez
Service Manager – Legal & Democratic Services

8 April 2014

Contact Officer: Penny Milne (023) 92446234
Email: penny.milne@havant.gov.uk

PART 1 (Items open for public attendance)

1 Apologies for Absence

To receive and record any apologies for absence.

2 Minutes

To confirm the minutes of the last meeting held on 19 February 2014.

3 Matters Arising

Page

1 - 8

To consider any matters arising from the minutes of the last meeting.

4 Declarations of Interests

To receive and record any declarations of interests from Members.

5 Mayor's Report

6 Leader's Report

To be circulated separately.

7 Scrutiny Board Annual Report 2013-14

9 - 20

In accordance with the Council's Constitution, the Council is requested to note the Scrutiny Board's 2013-14 Annual Report.

8 Cabinet Portfolio Reports

To be circulated separately.

9 Cabinet/Board/Committee Recommendations

To consider any recommended minutes from the Cabinet and any of the Boards or Committees.

(A) Recommendation from the Cabinet meeting held on 19 March 2014 in relation to the 2014/15 Pay Policy Statement:

RECOMMENDED that the Pay Policy Statement for 2014/15 be approved.

10 Portfolio Holders and Chairmen's Question Time

(i) the Leader and Portfolio Holders to answer questions on matters within their Portfolio.

(ii) Chairmen to answer questions on minutes since the last Council meeting

11 Acceptance of Minutes

21 - 60

To receive the minutes of meetings held since publication of the agenda for the last meeting of the Council.

12 Questions

In accordance with Standing Order 23.

13 Urgent Questions

To receive any questions submitted in accordance with Standing

Order 23.4(b)

PART 2 (Confidential items - closed to the public)

None.

GENERAL INFORMATION

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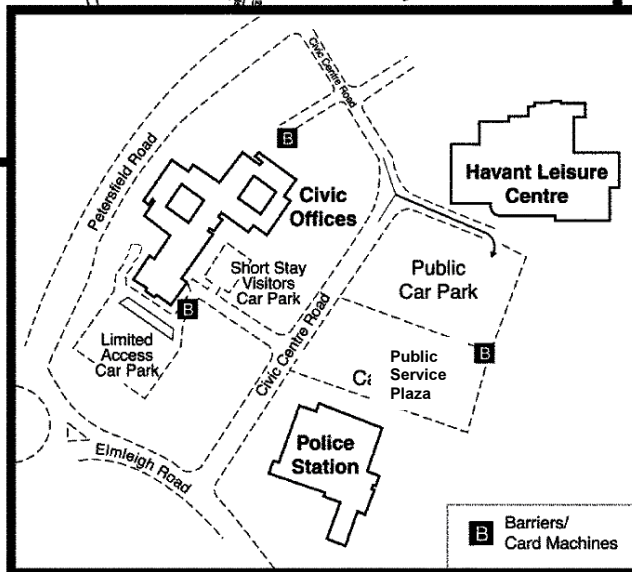
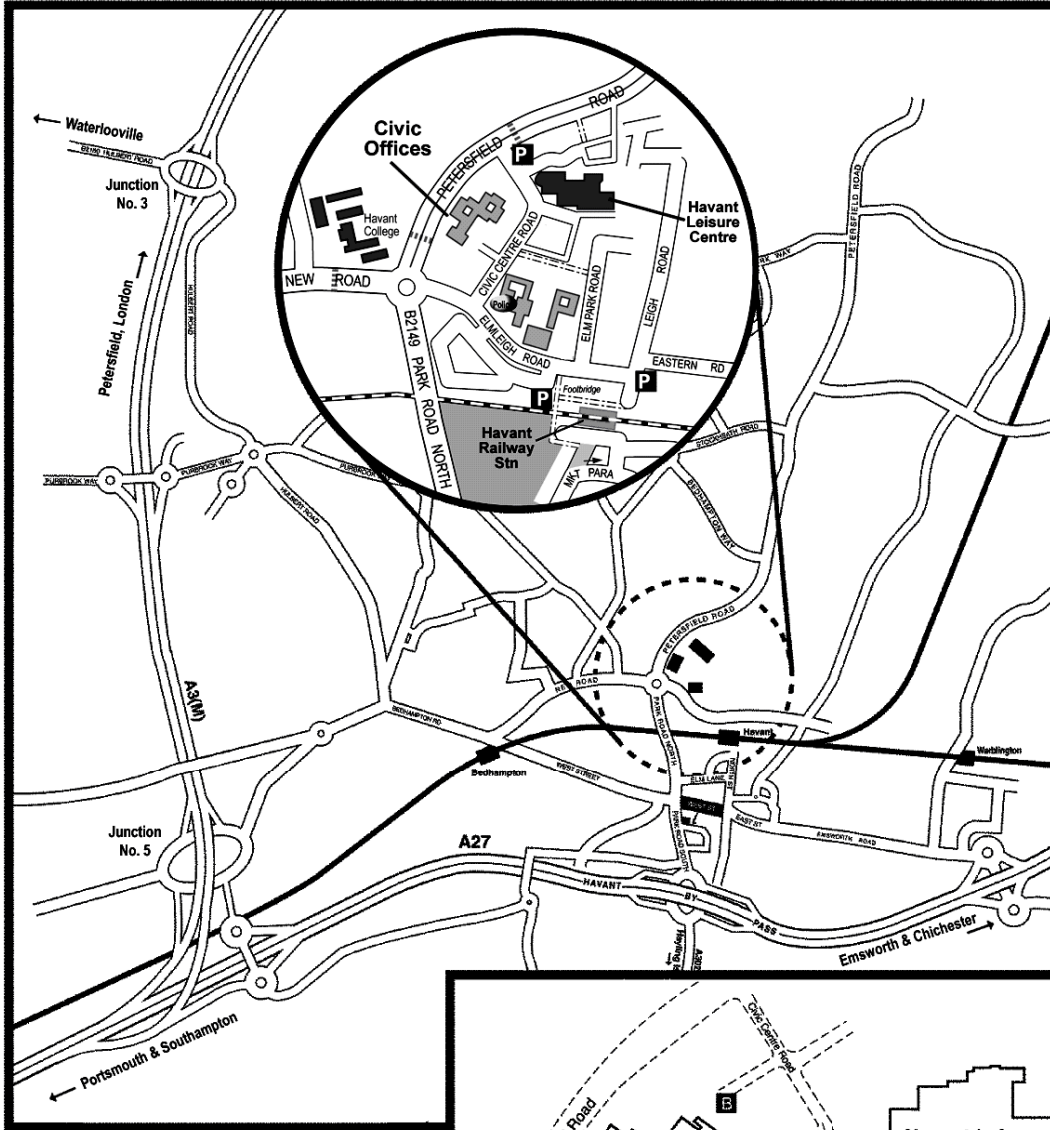
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Havant

BOROUGH COUNCIL

PROTOCOL AT COUNCIL MEETING – AT A GLANCE

Sit or Stand?

Stand to address the Council/Mayor at all times

Rules of Debate

- always address each other as “Councillor ...”
- a motion or amendment has to be proposed and seconded
- once an amendment has been proposed and seconded, it becomes the subject of the debate until it is either accepted or rejected by a vote
- a seconder can choose to make their speech at a later time
- only one Councillor to stand at any one time
- speeches will not exceed 5 minutes (the Council can resolve to allow additional time, which will not exceed a further 3 minutes)
- a Councillor proposing a Motion is allowed 10 minutes to introduce and 5 minutes to reply to debate
- a Councillor proposing the adoption of a Committee/Board minute has sufficient time to propose and unlimited time to reply to debate
- a Councillor can only speak again on an amendment, to move a further amendment, on a point of order or personal explanation.

Questions and Motions

Motions must be submitted in writing (or by email) to the Democratic Services Team Leader 6 working days prior to the Council meeting.
Questions must be submitted in writing (or by email) to the Democratic Services Team Leader 2 working days prior to the Council meeting.

HAVANT BOROUGH COUNCIL

At a meeting of the Council held on 19 February 2014

Present

Councillor Buckley (Mayor)

Councillors Mrs Blackett, Bolton, Briggs, Branson, Brown, Cheshire, Collins, Cousins, Fairhurst, Farrow, Galloway, Gibb-Gray, Guest, Heard, Hilton, Keast, Kennedy, Lenaghan, Mackey, Pierce Jones, Ponsonby, Shimbart, Mrs Shimbart, Mrs Smallcorn (Deputy Mayor), Smith D, Smith J, Smith K, Turner, Wade, Weeks and Tarrant

62 Apologies for Absence

Apologies for absence were received from Councillors R Bastin, F Edwards, T Hart and M Johnson.

63 Minutes

The minutes of the meeting of the Council held on 11 December 2013 were approved as a correct record.

64 Matters Arising

There were no matters arising from the minutes of the last meeting.

65 Declarations of Interests

There were no declarations of interest from any of the members present.

66 Mayor's Report

The Mayor received a certificate from the Havant Fairtrade Forum in recognition of Havant's continued status as a Fairtrade Borough. The Chair of the Forum was invited to address the Council and outlined the key principles of the Fairtrade initiative.

The Mayor also gave a brief report on the various charity and other events he had attended since the last meeting of the Council.

67 Leader's Report

The Leader reported on a visit earlier in the day by the Minister for Portsmouth and the positive discussions that had taken place regarding the redevelopment of Dunsbury Hill Farm as a key employment site in the Borough.

68 Provisional Appointment of Mayor 2014/15

Proposed by Councillor K Smith and seconded by Councillor D Keast, it was

RESOLVED that Councillor Mrs Marjorie Smallcorn be provisionally appointed as Mayor for 2014/15.

69 Provisional Appointment of Deputy Mayor 2014/15

Proposed by Councillor A Lenaghan and seconded by Councillor J Branson, it was

RESOLVED that Councillor Leah Turner be provisionally appointed as Deputy Mayor for 2014/15.

70 Leader's Budget Speech

The Leader presented his budget speech to the Council, setting out the achievements made in recent years in making budgetary savings whilst maintaining frontline services through partnership working and other innovative approaches to delivering services. The Leader also set out future challenges for the Borough and the importance of the Council's role as a community leader going forward.

The Leader of the Opposition was given an opportunity to reply to the Leader's report and all members of the Council were given an opportunity to ask the Leader questions of clarification.

71 Notice of Motion - Vascular Services in South East Hampshire

This motion was withdrawn at the request of the proposer and seconder.

72 Cabinet Portfolio Reports

The Cabinet Portfolio reports had been circulated and the Mayor asked the Portfolio Holders if they wished to add anything to their written reports.

Councillor Branson reported that the Seminar Day scheduled for 23 June 2014 had been rescheduled to 30 June.

Councillor Guest reported that he had approached the Planning Advisory Service with a view to undertaking a peer review of planning and development services and that the arrangements would be confirmed in due course.

73 Cabinet/Board/Committee Recommendations

- (A)** The Council considered Cabinet minute number 47/02/2014 from its meeting held on 5 February 2014, recommending approval of the Revenue Budget 2014 to 2015. The Mayor reported that new Government Regulations shortly to be implemented would require Councils to hold a recorded vote when approving their annual budget strategies. In the interests of transparency, the Leader had therefore agreed that this Council would comply with the new regulations ahead of implementation.

Proposed by Councillor K Smith and seconded by Councillor D Smith:

For	Against	Abstain
Blackett		Brown
Bolton		Cousins
Branson		
Briggs		
Buckley		
Cheshire		
Collins		
Fairhurst		
Farrow		
Galloway		
Gibb-Gray		
Guest		
Heard		
Hilton		
Keast		
Kennedy		
Lenaghan		
Mackey		
Pierce Jones		
Ponsonby		
Shimbart, E		
Shimbart, G		
Smallcorn		
Smith, D		
Smith, J		
Smith, K		
Tarrant		
Turner		
Wade		
Weeks		

The Mayor declared the proposal carried and RESOLVED accordingly:

- (a) that the following be approved, as set out in the report to the Cabinet on 5 February 2014:
- (i) The proposed Revenue and Capital Budget for 2014/15, including a Council Tax rate of £192.78 at Band D (0% increase);
 - (ii) The Treasury Management Strategy and Prudential Indicators; and
 - (iii) Proposed Prices for Services for Approve the detailed proposals in the Budget Report,

- (b) An amendment be noted to para 5.4 that, following the calculation of the Council's Business Rates (NDR1) return on 31st January 2014, actual Retained Business Rates income calculated for 2014/15 was £3.207m. The shortfall to the original estimate will be met from section 31 grant received in respect of the Business Rates Retention scheme in 2013/14.
- (c) That it be noted that (on 31st January, 2014) the Chief Finance Officer calculated the Council Tax Base 2014/2015 for the whole Council area as 38,002.43 [Item T in the formula in Section 31B(1) of the Local Government Finance Act 1992, as amended, (the "Act")] and that this Council Tax base be split between the regions of the Environment Agency as follows:

Southern – Hampshire – 37,273.83
Southern – Sussex – 728.60

- (d) That the following amounts be calculated by the Council for the year 2014/2015 in accordance with Sections 31 and 34 to 36 of the Act.
- (i) £ 55,932,400 being the aggregate of the amounts which the Council estimates for the items set out in Section 31A(2) of the Act;
 - (ii) £ 48,760,186 being the aggregate of the amounts which the Council estimates for the items set out in Section 31A(3) of the Act;
 - (iii) £7,172,214 being the amount by which the aggregate at d(i) above exceeds the aggregate at d(ii) above, calculated by the Council, in accordance with Section 31A(4) of the Act, as its Council Tax requirement for the year (Item R in the formula in section 31A(4) of the Act);
 - (iv) £192.78 being the amount at d(iii) above (Item R), divided by Item T (c above), calculated by the Council, in accordance with Section 31B(1) of the Act, as the basic amount of its Council Tax for the year;

(e) Valuation Bands

A	B	C	D
£128.52	£149.94	£171.36	£192.78
E	F	G	H
£235.62	£278.46	£321.30	£385.56

being the amounts given by multiplying the amount at d(iv) above by the number which, in the proportion set out in Section 5(1) of the Act, is applicable to dwellings listed in a particular valuation band divided by the number which in that proportion is applicable to dwellings listed in valuation band D, calculated by the Council, in accordance with Section 36(1) of the Act, as the

amounts to be taken into account for the year in respect of categories of dwellings listed in different valuation bands.

- (f) That it be noted that for the year 2014/2015 the Hampshire County Council (see (h) below) and Police and Crime Commissioner for Hampshire and Hampshire Fire and Rescue Authority have stated the following amounts in precepts issued to the Council, in accordance with Section 40 of the Local Government Finance Act 1992, for each of the categories of the dwellings shown below:

Valuation Bands – Hampshire County Council

A	B	C	D
£691.92	£807.24	£922.56	£1,037.88
E	F	G	H
£1,268.52	£1,499.16	£1,729.80	£2,075.76

Valuation Bands – Police and Crime Commissioner for Hampshire

A	B	C	D
£102.84	£119.98	£137.12	£154.26
E	F	G	H
£188.54	£222.82	£257.10	£308.52

Valuation Bands – Hampshire Fire and Rescue Authority

A	B	C	D
£40.92	£47.74	£54.56	£61.38
E	F	G	H
£75.02	£88.66	£102.30	£122.76

- (g) That having calculated the aggregate in each case of the amounts at (e) and (f) above, the Council, in accordance with Section 30(2) of the Local Government Finance Act 1992, hereby, but subject to Hampshire County Council and the Police and Crime Commissioner confirming the precept at (f) above on 20 February 2014 and 14th February 2014 respectively, sets the following amounts as the amounts of Council Tax for the year 2014/2015 for each of the categories of dwellings shown below:

Valuation Bands

A	B	C	D
£964.20	£1,124.90	£1,285.60	£1,446.30
E	F	G	H

£1,767.70 £2,089.10 £2,410.50 £2,892.60

- (h) If the Precepting Bodies decide a different precept than stated above the calculation and setting of the final total council tax figure for 2014/2015 be delegated to a special meeting of the Cabinet (if required) to be held before the end of February 2014, the Cabinet meeting on that date being as a Committee appointed by the Council for the purpose of Section 67(3) of the Local Government Finance Act 1992. That meeting shall only be authorised to amend the figures at (f) in accordance with their decisions in February 2014 and the overall Council Taxes at (g) above accordingly.

- (B) The Council considered Cabinet minute number 48/02/2014 from its meeting held on 5 February 2014, recommending approval of proposals for a joint financial information system.

Proposed by Councillor Mrs Blackett and seconded by Councillor A Briggs, it was RESOLVED:

- (a) approval be given to proceed with the project as outlined in the report to the Cabinet on 5 February 2014; and
- (b) funding of £275k is released from earmarked reserves as Havant Borough Council share of the project costs. The current capital programme has allocated £210k for the proposal and a bid for the remaining has been included in the capital budget report for 2014/15.

- (C) The Council considered Cabinet minute number 50/02/2014 from its meeting held on 5 February 2014, recommending that a periodic electoral review be requested.

Proposed by Councillor L Turner and seconded by Councillor A Lenaghan, it was

RESOLVED that the Local Government Boundary Commission for England be asked to undertake a periodic electoral review at Havant Borough Council with a view to reducing the number of elected members representing the Council.

74 Waterlooville MDA - Appointment of a Joint WWMDA Planning Committee with Winchester City Council

The Portfolio Holder for Planning and the Built Environment presented a report setting out proposals for the establishment of a Joint West of Waterlooville Major Development Area (WWMDA) Planning Committee for the development control functions of the Development Management Committee in relation to the development of the West of Waterlooville Major Development Area.

Proposed by Councillor C Hilton and seconded by Councillor Mrs E Shimbart, it was

RESOLVED, subject to Winchester City Council agreeing to the creation of a Joint West of Waterlooville Major Development Area Planning Committee, that the following be approved:

- (a) the proposal to set up a Joint West of Waterloo MDA Planning Committee in accordance with s. 101(5) of the Local Government Act 1972;
- (b) the proposal that the Joint WWMDA Planning Committee be the responsible body for all matters required for delivery of effective delivery of joint development control decision making for the WWMDA;
- (c) decision making powers in respect of those functions set out in paragraph 4.7 of this report be delegated to the Joint WWMDA Planning Committee; and
- (d) authority to determine the size, composition, and terms of reference for the Joint WWMDA Planning Committee be delegated to the Development Management Committee as set out in paragraph 4.6 of the report.

75 Portfolio Holders and Chairmen's Question Time

The Cabinet Portfolio Holders all answered questions within their remit. There were no questions for the Chairmen.

76 Questions

There were no questions under Standing Order 23.4(a).

77 Urgent Questions

There were no urgent questions under Standing Order 23.4(b).

78 Acceptance of Minutes

Proposed by Councillor D Keast and seconded by Councillor G Shimbart, it was RESOLVED that the minutes of the meetings held since publication of the last Council agenda, and set out in the Minute Volume, be accepted.

The meeting commenced at 5.00 pm and concluded at 6.52 pm

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HAVANT BOROUGH COUNCIL

SCRUTINY BOARD

SCRUTINY BOARD – ANNUAL REPORT 2013/14

Report by the Chairman of the Scrutiny Board

Portfolio: Not Applicable

Key Decision: N/A

1.0 Purpose of Report

1.1 The Council's Constitution requires the Overview and Scrutiny Board to report annually to Full Council on its workings and to make recommendations for future work programmes and amended working methods, if appropriate. This report provides a summary of the work undertaken by the Scrutiny Board in 2013/14 and gives the Board an opportunity to review its performance over the last year and make recommendations in respect of its 2014/15 work programme.

2.0 Recommendation

2.1 That the Board recommends its annual report to Full Council.

3.0 Summary

3.1 As part of a structured work programme, the Board has scrutinised various matters within its remit, held Portfolio Holders and Lead Officers to account, and questioned representatives of external organisations. The work programme has been subject to review at each programmed meeting of the Board and has been regularly updated as directed by members.

3.2 Matters included in the work programme were those identified by the Scrutiny Panels, selected either from the Forward Plan for scrutiny prior to consideration by the Cabinet, or at the request of individual members of the Board.

3.4 Membership of the Scrutiny Board in 2013/14 was as follows:

Councillors G Shimbart (Chairman), Bastin, Blackett, Bolton, Cousins, Edwards, Farrow, Galloway, Gibb-Gray, Hart, Heard, Hilton, Keast, Kennedy, Lenaghan, Mackey, Pierce Jones, Ponsonby, Smallcorn, D Smith, G Smith, J Smith, K Smith, Tarrant, Turner, Wilson and Wade.

4.0 THE WORK PROGRAMME

4.1 The Board now has a well established approach to scrutiny and the following key principles have been established:

- scrutiny panels be appointed to undertake research on the various matters coming forward to the Board's work programme in order to obtain a greater depth of

understanding, leading to the formulation of informed and robust recommendations to the Cabinet;

- scrutiny takes the form of a question and answer section, followed by a member debate after which the Board draws up its conclusions and recommendations;
- before each meeting, members are asked to give some thought as to potential lines of enquiry in advance, thus ensuring that the debate at the meeting is as structured and productive as possible and allowing the scrutiny panels and witnesses to prepare fully and be in a position to provide any detailed information required by the Board; and

4.2 Appendix A sets out the detail of the work undertaken by the Board over the last year in relation to:

- Development Management Service- Improvement Plan
- Corporate Performance Health Check
- Customer Access Strategy
- Marketing Strategy
- Democratic Process/ Role of the Mayor
- Discharges into Local Harbours
- CCTV
- Revenue Budget 2014/15
- Events
- Climate Change and Sustainability
- Leisure Strategy Review
- Quarterly Budget Scrutiny
- Community Infrastructure Levy
- Pricing Strategy/Residents Packs
- Review of HBC's relationship with PUSH
- Enhancing Planning Communication & Marketing
- Peer Review- Review Appeals Process & Major Planning Applications

4.3 The terms of reference of the Overview and Scrutiny Board is set in Appendix B.

5.0 Scrutiny Panels

5.1 The Scrutiny Panels are an initiative, introduced in May 2011. Five Panels were created, each aligned to one of the service clusters with the aim of researching specific matters within each service. The establishment of these Panel's has allowed members of the Board to conduct thorough reviews of particular areas and formulate robust and well researched recommendations to go forward to Cabinet. It is recognised that this initiative has produced some excellent pieces of work and it is hoped to build on progress made in 2013/14. The following Councillors were appointed to each Panel:

- (i) Environment and Neighbourhood Quality –
Scrutiny Lead Councillor D Keast assisted by Councillors H Farrow, R Cousins, C Mackey and O Kennedy
- (ii) Planning and Built Environment –
Scrutiny Lead Councillor Mrs G Blackett assisted by R Bolton, B Gibb-Gray, C Hilton and G Shimbart
- (iii) Economy and Communities

Scrutiny Lead Councillor Mrs C Tarrant assisted by Councillors K Smith, F Edwards, P Wade and M Wilson

- (iv) Governance and Logistics –
Scrutiny Lead Councillor L Turner assisted by Councillors R Heard, R Bastin, A Lenaghan and Mrs Smallcorn
- (v) Marketing and Development –
Scrutiny Lead Councillor J Smith assisted by Councillors R Galloway, T Hart, F Ponsonby, G Smith and V Pierce Jones

5.2 The approach adopted by the scrutiny panels has varied according to the nature and complexity of the subject matter under investigation. Scrutiny Panel investigations in 2013/14 included visits to reference sites and other local authorities, interviews with Cabinet Portfolio Holders, Senior Council Officers, representatives of external organisations and various other forms of consultations. In all cases, however, the objective has been to provide evidence-based recommendations for consideration by the Board as a whole. It is hoped to build on experiences of the scrutiny undertaken this year and use it to continue to robustly develop Council policies of each service cluster, scrutinise Cabinet decisions and ensure scrutiny remains an important component in the decision making process.

5.3 The Chairman endeavours, whenever possible, to attend Scrutiny Panel meetings, interviews and visits as an observer, so as to keep abreast of progress and maintain an overview of the work being undertaken on behalf of the Board.

6.0 CHAIRMAN'S COMMENTS

6.1 Once again this has been a very busy year for the Scrutiny Board and, especially, the five Scrutiny Panels.

6.2 A very varied range of items has been scrutinised over the last 12 months, and, once again, these have been examined in a very thorough and business like way. This will have a marked effect on the efficiency of the Council and will help to point the way to future savings.

6.3 I would especially thank the Panel leads for the way in which they have ensured that the panels have worked well and effectively since I became Chairman of the Scrutiny Board.

6.4 Also, I would like to thank the many officers who have worked with the panels to ensure that the work undertaken has been well carried out, and for their support for myself as Chairman.

7.0 IMPLICATIONS

7.1 Resources

There are no financial implications arising out of this report. If any recommendations made by the Scrutiny Board for adoption by the Council have financial implications they are identified separately in each report.

7.2 Legal

There are no direct legal implications arising from this report.

7.3 Strategy

The scrutiny reviews undertaken endeavour to help Havant Borough Council achieve its aims of being Cleaner, Safer, More Prosperous.

7.4 Risks

If a scrutiny annual report was not produced it would contravene Article 7 paragraph 7.3 (c) of the council's constitution, which states that the Scrutiny Board must report annually to full Council on their workings.

7.5 Communications

The Scrutiny Board needs to continue to promote and demonstrate clearly how it is contributing towards the improvement and efficiency of Havant Borough Council.

7.6 For the Community

The scrutiny reviews attempt to involve, if appropriate, local residents, community and voluntary sector groups; businesses etc and the views and evidence gathered are fed into the individual reports.

7.7 The Integrated Impact Assessment (IIA) has been completed and concluded the following: The scrutiny function recognises the importance and role of diversity and equality issues. All work undertaken seeks to include sections of the community relevant to the issues being investigated. Every effort is made to engage and consult local residents when required.

Appendices:

Appendix A – Work undertaken by the Scrutiny Board in 2013/14

Appendix B – Terms of reference of the Overview and Scrutiny Board

Background Papers:

Reports and minutes relating to meetings of the Scrutiny Board in 2013/14

Agreed and signed off by:

Senior Contentious Lawyer; 13/02/2014

Service Manager for Legal and Democratic Services; 12/02/2014

Executive head for Governance and Logistics; 13/02/2014

Contact Officers:

Jack Caine, Democratic Services

Tel: 023 9244 6230

Email: jack.caine@havant.gov.uk

Tristan Fieldsend, Democratic Services

Tel: 023 9244 6233

tristan.fieldsend@havant.gov.uk

WORK PROGRAMME 2012/13

	Matter Under Review	Purpose of the Work, Key Objectives and Outcomes
Page 13	<p>1 Development Management Service-Improvement plan</p>	<p>Purpose of the Work: To contribute to work currently underway to address the gap that currently exists between the relative costs of delivering the Council's Development Management Service (DMS) and the income received through Planning Application Fees</p> <p>Key Objectives: To consider the findings of the Planning Advisory Service (PAS) benchmarking review of Development Management Services and make recommendations for future service improvements and options for making the Service more financially sustainable.</p> <p>Outcomes: The Board resolved that the Development Service Improvement Plan be endorsed and it was recommended to the Development Management Committee that an enforcement plan for HBC be prepared to manage enforcement proactively and set out how the Planning Development Service would monitor the implementation of planning permissions, investigate alleged cases of unauthorised development and take action where it was appropriate to do so.</p>
	<p>Customer Access Strategy – 12 Month Progress Review Portfolio Holder: Councillor Cheshire Scrutiny Panel: Marketing and Development</p>	<p>Purpose of the Work: Following a report presented to the Board in September 2012 on Customer Access and Channel Shift a 12 month progress update was provided. The aim of the work was to help the organisation find new improved and modern ways for our customers to contact HBC which is beneficial and simpler for them and more cost effective for the Council and our residents and businesses.</p> <p>Key Objectives:</p> <ol style="list-style-type: none"> 1. Customer access and equalities considerations would form part of the Council's Integrated Impact Assessment process that would be applied to all new projects and initiatives. 2. To focus adding value to the customer experience of those identified as 'target customers' by understanding their needs and the different services they require. 3. Understanding barriers, such as lack of access to broadband or rural isolation, that prevent people from accessing services, and overcome existing barriers by providing a flexible range of approaches to suit individual requirements.

	Matter Under Review	Purpose of the Work, Key Objectives and Outcomes
		<p>Outcomes: The progress update provided was noted and the Scrutiny Panel was requested to build upon work to date.</p>
3	Marketing Strategy	<p>Purpose of the Work: To contribute to the implementation of a Marketing Strategy for Havant Borough by examining alternative service delivery models and assessing their suitability for Havant in the context of providing cost-effective, high quality services for our customers and to make recommendations accordingly.</p> <p>Key Objectives:</p> <ol style="list-style-type: none"> 1. To build on work previously done by this Panel in connection with the Customer Access Strategy, to better understand the needs and aspirations of our customers, so as to be able to target the services they require within available finances; 2. To consider how the Council's Corporate Strategy priorities can be delivered by offering a new, innovative, approach to providing the services our customers need, in a better and more cost-effective way; 3. To look at examples of best practice, the alternative service delivery models adopted by other local authorities, to consider what has worked well and whether any of the services this Council provides would neatly fit any of these alternative models <p>Outcomes: The Board recommended to the Cabinet:</p> <ol style="list-style-type: none"> (1) The Council adopted the process of commissioning; (2) All appropriate service delivery models be considered in taking forward future customer-focused service delivery, in line with the mixed economy approach set out in the Council's Marketing Strategy; (3) Any proposals for the implementation of alternative service delivery models, in relation to any particular service, be in line with the Council's Corporate Strategy priorities and supported by a sound business case. <p>The Cabinet approved the Board's recommendations on 27 November 2013.</p>

	Matter Under Review	Purpose of the Work, Key Objectives and Outcomes
4	Democratic Process/Role of Mayor	<p>Purpose of the Work: To investigate the cost and benefits of the democratic process in Havant</p> <p>Key Objectives: Stage 1 - Investigated the cost and benefits of the Council's democratic processes with a view to identifying any potential improvements and/or financial savings. Stage 2 - to measure the value of the councillor / resident link, establish if it is strong enough and suggest any changes. The scope of this review will focus on the Council's ward/councillor arrangements.</p> <p>Outcomes: The Board recommended to the Cabinet: <ol style="list-style-type: none"> (1) The Cabinet agenda be published a minimum of ten working days before the meeting, to allow councillors and members of the public to make effective representation; (2) Informal Cabinet Briefing meetings be opened to all councillors. The Cabinet did not approve the recommendations, however it was recognised that a significant amount of work had been conducted by the Panel into reviewing various elements of the democratic process.</p>
5	Discharges into Local Harbour- Progress Review	<p>Purpose of the Work: Following the Environment and Neighbourhood Quality Panel's report on discharges into local harbours in 2011 Southern Water were invited to provide the Board with a progress update on work undertaken..</p> <p>Key Objectives: <ol style="list-style-type: none"> (1) Focused on the impacts discharges had on the harbour (2) Established why and how discharges occurred (3) To establish what options were available to overcome problems and concerns raised. </p> <p>Outcomes: Representatives from Southern Water attended the Scrutiny Board on 19 November 2013 and provided an update on progress made on discharges from their drainage systems into local harbours.</p>

	Matter Under Review	Purpose of the Work, Key Objectives and Outcomes
6	Revenue Budget 2014/15-18/19 Portfolio Holder: Councillor Briggs Scrutiny Panel: N/A	<p>Purpose of the Work: To consider and comment upon the draft revenue budget for 2014/15 in accordance with the Council's Budget and Policy Framework.</p> <p>Key Objectives: To examine the proposed Budget Strategy for 2014/15 and to consider what, if any, recommendations should be made to the Cabinet.</p> <p>Outcomes: That the Scrutiny Board recommend to the Cabinet: (1) The proposed revenue and capital budget for 2013/14, including a (2) Council Tax rate of £196.63 at Band D (a 1.9971% increase); (3) The Treasury Management Strategy and Prudential Indicators; and Proposed Prices for Services for 2013/14.</p>
Page 16	Events	<p>Purpose of the Work: To understand and evaluate Havant Borough Council's role in supporting community events in the borough.</p> <p>Key Objectives:</p> <ul style="list-style-type: none"> • To investigate what events are supported by HBC. • To evaluate what support HBC provides to events. • What costs are incurred by HBC through supporting these events? • Should HBC continue to provide support or are any organisations in a position to fully support their own future events? <p>Outcomes: The Panel's final report, giving details of the research undertaken and setting out its conclusions and recommendations is due for consideration on the meeting scheduled for 3 June 2014.</p>
8	Sustainability	<p>Purpose of the Work: To investigate work being undertaken addressing climate change and sustainability in Havant Borough and to help set a strategic way forward.</p> <p>Key Objectives:</p>

	Matter Under Review	Purpose of the Work, Key Objectives and Outcomes
		<ul style="list-style-type: none"> • To reduce energy use from the council's own operations • Reduce energy and fuel poverty across the borough through partnerships and community involvement <p>Outcomes: The Panel's final report, giving details of the research undertaken and setting out its conclusions and recommendations is on the agenda for consideration at this meeting.</p>

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Scrutiny Boards

Terms of Reference

<u>Economy and Community</u>	<u>Environment and Neighbourhood Quality</u>
<p>Arts and Culture Community Development Community Forums and Boards Economic Development Events Management Healthy Lifestyles Hampshire Home Choice Homelessness Prevention Leisure Facility Management and Development Local Strategic Partnerships Older People Private Sector Housing (EHDC) Safeguarding Sports Development Strategic Housing and Enabling Social inclusion Tourism Town and Parish Links Young People</p>	<p>Allotments (HBC) Animal Welfare Cemeteries Coastal Recreation (HBC) Community Safety CCTV (HBC) Enviro – Crime (litter, graffiti, dog fouling etc) Food Hygiene & Safety Grounds Maintenance Health & Safety Regulation Infectious Disease Control Joint Contracts with WCC [Waste, Recycling, Streetcare, Grounds Maintenance & Public Conveniences Cleansing] (EHDC) Land Drainage (EHDC) Licensing Markets (part only) (EHDC) Minor Engineering Works including street name plates Neighbourhood Development Noise Control Parking Policy & Enforcement (off & on street) Parks and Open Spaces (including trees) Pest Control Pollution & Public Health Private Sector Housing Regulation including disabled facilities grants (HBC) Public Conveniences (HBC) Streetcare Street Lighting (Council owned and Community Safety Schemes) Sustainability & Climate Change Traffic Management (HBC) Transport Fleet (HBC) Waste & Recycling</p>

<u>Governance and Logistics</u>	<u>Marketing and Development</u>
<ul style="list-style-type: none"> Benefits Building Maintenance Business Continuity, Emergency Planning, Health & Safety Corporate Support Services Democratic Services Elections Facilities Finance, Accountancy Fraud Legal Payroll Property Management Revenues & Benefits Contract Revenues, Income Collection Transactional Procurement 	<ul style="list-style-type: none"> Audit Business Transformation Communications Corporate Planning Corporate Programme Office Councillor Development Customer Insight, Geographic Information System (GIS), Customer Access Strategy Customer Service Centres/Access Points Human Resources (HR) Strategy & Transaction Information Technology (IT) Learning & Development Marketing Partnership Development Performance Management Research & Development Risk Management Shared Services Commissioning

<u>Planning and Built Environment</u>
<ul style="list-style-type: none"> Building control Coastal management Conservation Development Management Environmental Improvements and Sustainable Transport Highway Development Control Land Charges and Address Management Planning Compliance Policy/Local Development Framework S106 agreements Technical Support Transport Planning Urban Design



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HAVANT BOROUGH COUNCIL

At a meeting of the Development Management Committee held on 13 February 2014

Present

Brown, Buckley (Vice-Chairman), Hilton, Mrs Shimbart (Chairman), Smith J, Turner and Galloway

128 Apologies for Absence

Apologies for absence were received from Councillor D Smith.

129 Minutes

RESOLVED that

- (a) the minutes of the meeting of the Development Management Committee held on 23 January 2014 were agreed as a correct record and signed by the Chairman; and
- (b) the minutes of the Site Viewing Working Party held on 6 February 2014 were received.

130 Matters Arising

There were no matters arising.

131 Declarations of Interest

There were no declarations of interests.

132 Chairman's Report

The Chairman reminded members of the Committee that a report would be submitted to the next meeting of the Council recommending the appointment of a Joint West Of Waterlooville MDA Planning Committee with Winchester City Council:

133 Suspension of Standing Orders

RESOLVED that Standing Order 24 be suspended to enable the Committee to consider and make a decision on agenda item 10 (Application APP/13/00893) (Minute 137)

134 Matters to be Considered for Site Viewing and Deferment

There were no matters to be considered for site viewing and deferment.

*Development Management Committee (13.2.14)***135 Deputations**

The Committee received the following deputations/representations:

- (1) Mr Lowes (applicant's agent) – APP/13/00893 – BAE, Elettra Avenue, Waterlooville (Minute 137)
- (2) Mr and Mrs McCormack (objector) – APP/13/00893 – 1A Milton Road, Waterlooville (Minute 138)

136 Planning Enforcement

The Committee considered a report and recommendations from the Scrutiny Board in connection with a review of the resource and work of the Planning Enforcement element of the Development Management Team.

The report was presented by Councillor Gibb-Gray who advised that this was part of an on-going review examining the current resource levels, the number and type of enforcement investigations, identified issues and proposed future actions to ensure a focused and effective enforcement service.

In particular, the Committee was advised that

- (a) the Scrutiny Panel considered that Ward Councillors should be encouraged to intervene at an early stage to help resolve issues informally at a local level and help promote better relations between developers and local residents so as to reduce the number of formal complaints requiring enforcement action; and
- (b) the National Planning Policy Framework identified that enforcement action was discretionary and not mandatory.

RESOLVED that an Enforcement Plan for Havant Borough Council be prepared to manage enforcement proactively and set out how the Planning Development Service will monitor the implementation of planning permissions, investigate alleged cases of unauthorised development and take action where it is appropriate to do so.

137 APP/13/00893 - BAE System, Elettra Avenue, Waterlooville

Proposal: Outline application for mixed-use employment, leisure and retail development to comprise demolition of Main Building and erection of Class C1 hotel, Class D2 cinema, 3No. Class A3 restaurants, Class A4 public house, Class A3/A5 drive-thru restaurant, Class A1 food store and retention of E Block for use as Class B1 offices or conversion to Sui Generis bowling complex, Class D2 health and fitness centre, and Class A3 restaurant.

The Committee considered the written report of the Executive Head of Planning and Built Environment.

The Committee was addressed by Mr Lowes, the applicant's agent, who advised that his clients were firmly committed to completing the Section 106 Agreement by 7 March 2014. Mr Lowes requested the Council to take a pragmatic approach if the Agreement was not completed by this date.

In response to questions raised by members of the Committee, the officers advised that:

- (A) there was a risk that if the Council failed to meet future performance targets for major developments, and in particular the Government's commitment to applications being determined within 26 weeks of validation, the Council could lose its ability to determine this type of application in the future; and
- (B) notwithstanding this, the recommendation set in the report would enable the officers to agree with the applicants an extension to the deadline

RESOLVED that

- (A) application APP/13/0893 be granted outline planning permission subject to:
 - (1) The completion of a legal agreement under Section 106 of the Town and Country Planning Act 1990 incorporating the following terms (subject to such changes as the Executive Head of Planning and Built Environment and the Solicitor to the Council may determine):
 - i) Dedication of land to facilitate the delivery of a shared footpath/cycle link between the Major Development Area (MDA) and the south-western corner of Brambles Business Park.
 - ii) Framework Travel Plan: To include implementation, monitoring and commitment to pay a monitoring fee and commuted sum to Hampshire County Council.
 - iii) Employment and Skills Plan
 - iv) A phasing programme for the provision of the leisure facilities
 - v) Management of sustainable drainage features on the site
 - (2) the following conditions, including an additional condition regarding the marketing strategy/process with wording to be determined by the Executive Head of Planning and Built Environment and any others that are considered necessary

Development Management Committee (13.2.14)

(subject to such changes as the Executive Head of Planning and Built Environment may determine).

1. The development hereby permitted shall be begun before the expiration of 2 years from the date of the approval of the last of the reserved matters to be approved.

Reason: To comply with Section 51 of the Planning and Compulsory Purchase Act 2004.

2. Application for approval of reserved matters shall be made to the Local Planning Authority before the expiration of 3 years from the date of the grant of this planning permission.

Reason: To comply with Section 51 of the Planning and Compulsory Purchase Act 2004.

3. No development hereby permitted nor any related site clearance shall commence until plans and particulars specifying the detailed proposals for all of the following aspects of the same [herein called "the Reserved Matters"] have been submitted to and approved in writing by the Local Planning Authority.

(i) The Reserved Matters:

- (a) The scale of the buildings;
- (b) The design and external appearance of all buildings (including details of the colour and texture of external materials to be used);
- (c) Landscaping including a landscape design showing the planting proposed to be undertaken, the means of forming enclosures, the materials to be used for paved and hard surfaces and the finished levels in relation to existing levels;

(ii) Other Matters:

- (d) The finished levels (above ordnance datum) of both the ground floor of the proposed buildings and the surrounding ground levels;
- (e) Access facilities for the disabled;
- (f) Alterations to the external appearance of the existing buildings;

- (g) The layout of foul sewers and surface drains;
- (h) The manner of treatment of existing water courses and ditches;
- (i) Landscaping including an accurate plan showing the position, type and spread of all existing trees on the site and a schedule detailing the size and physical condition of each tree and, where appropriate, the steps to be taken to bring the tree(s) to be retained to a satisfactory condition; and also details of any proposals for the felling, lopping, topping or uprooting of any tree;
- (j) Landscaping including the arrangements to be made for the future maintenance of landscaped and other open areas;
- (k) The alignment, height and materials of all walls and fences and other means of enclosure;
- (l) Hardsurfacing proposals including surfacing materials;
- (m) The provision and allocation to be made for the parking of vehicles;
- (n) The provision to be made for the parking, turning, loading and unloading of vehicles;
- (o) The provision to be made for the storage and removal of refuse from the premises;
- (p) Measures for security and crime prevention;
- (q) The provision to be made for external lighting;
- (r) The areas to be used for contractors' vehicle parking and materials storage during (site clearance and) construction of the development;
- (s) A phased programme for implementation of the development;

Reason: To secure orderly development and having due regard to the policies of the Havant Borough Core Strategy 2011 which forms part of the Local Development Framework and National Planning Policy Framework, March 2012.

4. The building defined as a drive-through restaurant on the approved plan shall be used only as a drive through hot food takeaway business or restaurant, cafe or hot food takeaway business falling within Classes A3 or A5 of The Town and Country Planning (Use Classes) Order 1987 and the subsequent (Use Classes)

Development Management Committee (13.2.14)

Amendment (England) Order 2005, unless the Local Planning Authority gives prior written approval for any variation. This condition shall apply notwithstanding any Town and Country Planning (General Permitted Development Order).

Reason: In order to ensure that the vitality and viability of Waterlooville Town Centre and having due regard to policies CS16 and DM13 of the Havant Borough Core Strategy 2011 which forms part of the Local Development Framework and National Planning Policy Framework, March 2012.

5. The use of the restaurant hereby approved shall be only for the purposes of Class A3 (Restaurant & cafes) as defined in The Town and Country Planning (Use Classes) Order 1987 (as amended). This condition shall apply notwithstanding any Town and Country Planning (General Permitted Development Order).

Reason: In order to ensure that the vitality and viability of Waterlooville Town Centre and adequate car parking, having due regard to policies CS16, DM11 and DM14 of the Havant Borough Core Strategy 2011 which forms part of the Local Development Framework and National Planning Policy Framework, March 2012.

6. The development hereby permitted shall not be occupied until details of parking allocation, including cycle parking, for each building/unit have been submitted to and agreed in writing with the Local Planning Authority. The spaces shall be surfaced and marked out and allocated in accordance with the approved details. Such areas shall thereafter be retained and used solely for those purposes.

Reason: In the interests of highway safety and having due regard to policy DM14 of the Havant Borough Core Strategy 2011 which forms part of the Local Development Framework and National Planning Policy Framework, March 2012.

7. No development hereby permitted shall commence until plans and particulars specifying the layout, depth and capacity of all foul drains have been submitted to and approved in writing by the Local Planning Authority. The approved details shall be implemented and adhered to at all times.

Reason: To safeguard the amenities of the locality and ensure that all such drainage provision is constructed to an appropriate standard and quality and having due regard to policies and proposals CS16 and DM10 of the Havant Borough Core Strategy 2011 which form part of the Local Development Framework, and National Planning Policy Framework, March 2012.

8. The buildings hereby permitted shall not be occupied until a more detailed soft landscaping scheme for all open parts of the site not proposed to be hardsurfaced has been submitted to and approved in writing by the Local Planning Authority. Such scheme shall specify the proposed finished ground levels in relation to the existing levels, the distribution and species of ground cover to be planted, the positions, species and planting sizes of the trees and shrubs to be planted and/or retained, and timing provisions for completion of the implementation of all such landscaping works. The implementation of all such approved landscaping shall be completed in full accordance with such approved timing provisions. Any tree or shrub planted or retained as part of such approved landscaping scheme which dies or is otherwise removed within the first 5 years shall be replaced with another of the same species and size in the same position during the first available planting season.

Reason: To ensure the appearance of the development is satisfactory and having due regard to policy CS16 of the Havant Borough Core Strategy 2011 which form part of the Local Development Framework and National Planning Policy Framework, March 2012.

9. The development hereby permitted shall not be occupied until a specification of the materials to be used for the surfacing of all open parts of the site proposed to be hardsurfaced has been submitted to and approved in writing by the Local Planning Authority and the approved details implemented in full accordance with that specification.

Reason: In the interests of the amenities of the locality and having due regard to policy CS16 of the Havant Borough Core Strategy 2011 which form part of the Local Development Framework and National Planning Policy Framework, March 2012.

10. The development hereby permitted shall not be commenced until a BREEAM Pre-Assessment has been submitted to and approved in writing by the Local Planning Authority. The assessment shall demonstrate

Development Management Committee (13.2.14)

that the development will attain a minimum standard of 'very good' BREEAM rating. The development shall be carried out only in accordance with the details the subject of the assessment.

Reason: To ensure that the development is carried out in accordance with Policy CS14 of the Havant Borough Core Strategy 2011 which form part of the Local Development Framework and National Planning Policy Framework, March 2012.

11. Construction of the buildings hereby permitted shall not commence until samples and details of all external facing and roofing materials shall be submitted to and approved by the Local Planning Authority. Thereafter only such approved materials and finishes shall be used in carrying out the development.

Reason: To ensure the appearance of the development is satisfactory and having due regard to policy CS16 of the Havant Borough Local Plan (Core Strategy) 2011 and the National Planning Policy Framework 2012.

12. No development hereby permitted nor any related site clearance shall commence until plans and particulars specifying the finished levels (above ordnance datum) of both the ground floors of the proposed buildings and the surrounding ground levels in relation to existing ground levels have been submitted to and approved by the Local Planning Authority.

Reason: To protect the character and appearance of the area and having due regard to Policy CS16 of the Havant Borough Core Strategy 2011 which form part of the Local Development Framework and National Planning Policy Framework, March 2012.

13. to development commencing on-site a scheme to deal with the risks associated with contamination of the site shall be submitted to and approved in writing by the Local Planning Authority. That scheme shall include the following elements unless specifically excluded, in writing by the Local Planning Authority.

1. A desk study identifying:
 - All previous uses
 - Potential contaminants associated with those uses.

- A conceptual model of the site indicating sources, pathways and receptors
 - Potentially unacceptable risks arising from contamination at the site.
2. A site investigation scheme based on (1), if required, for the purpose of informing an appropriate assessment of the risks to all receptors that may be affected, including those off site.
 3. The results of the site investigation and risk assessment (2) and if appropriate, a method statement based on these results giving full details of all remediation & risk mitigation measures required, and how they are to be undertaken (a “remediation strategy”).
 4. A verification report or statement shall be prepared (as appropriate) on completion of the remediation or risk mitigation measures set out in (3), confirming that measures have been undertaken in accordance with the method statement and setting out any requirements for longer-term monitoring of pollutant linkages, maintenance arrangements and contingency action.

The approved scheme shall be fully adhered to prior to commencement of the use of the buildings.

Reason: To prevent future site employees being exposed to unacceptable risks from potential contamination; and to mitigate the risks to local surface waters from contamination arising on the site from previous land uses and having due regard to Policy CS16 of the Havant Borough Core Strategy 2011 which form part of the Local Development Framework and National Planning Policy Framework, March 2012.

14. If, during development, contamination not previously identified on site is found to be present, no further development shall be undertaken until a report has been submitted to and approved by the Local Planning Authority detailing how that contamination is to be dealt with. All works outlined in the submitted report shall be adhered to.

Development Management Committee (13.2.14)

Reason: To ensure that risks from land contamination to the future users of the land and controlled waters are minimised, and to ensure that the development can be carried out safely without unacceptable risks to workers and having due regard to Policy CS16 of the Havant Borough Core Strategy 2011 which form part of the Local Development Framework and National Planning Policy Framework, March 2012.

15. Prior to development commencing on-site a surface water drainage scheme for the site, based on sustainable drainage principles and an assessment of the hydrological and hydro geological context of the development, shall be submitted to and approved in writing by the local planning authority. The drainage strategy should demonstrate the surface water run-off generated up to and including the 1 in 100 year 20% critical storm will not exceed the runoff from the existing site following the corresponding rainfall events. The scheme shall subsequently be implemented in accordance with the approved details before the development is completed.

The drainage scheme should:

1. Provide an assessment of how the site is currently drained, its existing runoff rates and the proposed runoff rates. It should demonstrate that the combined flow from the proposed development does not exceed existing rates.
2. Demonstrate the surface water run-off generated up to and including the 1 in 100 year 20% critical storm will not exceed the run-off from the existing site following the corresponding rainfall event.
3. Demonstrate the measures employed to delay and control the surface water discharged from the site and the measures taken to prevent pollution of the receiving waters.
4. Include details of how the scheme shall be maintained and managed after completion. This shall include the arrangements for adoption by any public body or statutory undertaker, or any other arrangements to secure the operation of the sustainable urban drainage scheme throughout its lifetime.

5. A timetable for its implementation.
6. A written summary of the scheme, including supporting calculations and how the swale shall be operated.

The scheme shall subsequently be implemented in accordance with the approved details before the development is completed.

Reason: To prevent the increased risk of flooding, both on and off site and having due regard to policies and proposals CS16 and DM10 of the Havant Borough Core Strategy 2011 which form part of the Local Development Framework, and National Planning Policy Framework, March 2012.

16. The development shall be carried out in accordance with the approved Flood Risk Assessment (FRA) (September 2013 29169/004 Rev C prepared by Peter Brett associates) and the following mitigation measures detailed within the FRA:

1. Thresholds levels and surrounding finished ground levels will be set at least 0.4m above the existing ground levels for the cinema development partially within Flood Zone 2.
2. All other proposed building thresholds should be set at least 300mm above surrounding road levels in Elettra Avenue and Silverthorne Way; and at least 300mm above the proposed swale crest levels.
3. All proposed road, parking and pedestrian area finished levels shall be no lower than the surrounding road levels in Elettra Avenue and Silverthorne Way; and no lower than the proposed swale crest levels.

The mitigation measures shall be fully implemented prior to occupation and subsequently in accordance with the timing/phasing arrangements embodied within the scheme.

Reason: To reduce the risk of flooding to the proposed development and future occupants and having due regard to policies and proposals CS16 and DM10 of the Havant Borough Core Strategy 2011 which form

Development Management Committee (13.2.14)

part of the Local Development Framework, and National Planning Policy Framework, March 2012.

17. Prior to development commencing on-site a Construction Traffic Management Plan shall be submitted to and approved in writing by the Local Planning Authority. This should include; construction traffic routes, parking and turning provision to be made on site, measures to prevent mud from being deposited on the highway and a programme for construction. The agreed details shall be fully implemented before the development is commenced.

Reason: In the interests of highway safety and having due regard to policy DM14 of the Havant Borough Core Strategy 2011 which forms part of the Local Development Framework and National Planning Policy Framework, March 2012.

18. Equipment shall be installed to suppress and disperse fumes and/or smell produced by cooking and food preparation, and the equipment shall be effectively operated for so long as the use continues. Details of the equipment shall be submitted to, and approved by, the Local Planning Authority and the equipment shall be installed and be in full working order to the satisfaction of the Local Planning Authority prior to the commencement of use.

Reason: To ensure that unsatisfactory cooking odours outside the premises are minimised in the interests of the amenity of occupiers of nearby properties and having due regard to policies DM10 and CS16 of the Havant Borough Core Strategy 2011 which forms part of the Local Development Framework and National Planning Policy Framework, March 2012.

19. The extraction equipment installed in pursuance to Condition No.18 above shall be regularly maintained to ensure its continued satisfactory operation and the cooking process shall cease to operate if at any time the extraction equipment ceases to function to the satisfaction of the Local Planning Authority and shall not be resumed until the system has been restored to full working order. Documentary evidence including receipts, invoices and copies of any service contracts in connection with the use and maintenance of the extraction equipment, shall be kept and made available for inspection at the premises by officers of the Local

Planning Authority, to facilitate monitoring of compliance with this condition.

Reason: To ensure that the use does not result in excessive cooking odours outside the premises and that the amenity of occupiers of nearby properties is protected and having due regard to policies DM10 and CS16 of the Havant Borough Core Strategy 2011 which forms part of the Local Development Framework and National Planning Policy Framework, March 2012.

20. No development hereby permitted shall commence until details of external air moving equipment have been submitted to and approved in writing by the Local Planning Authority. The details shall include acoustic performance. The equipment shall be installed prior to the use of the building(s) commencing. Equipment to be maintained and operated only in accordance with the approved details unless otherwise agreed in writing by the Local Planning Authority.

Reason: To protect the amenity of occupiers of nearby properties is protected and having due regard to policies DM10 and CS16 of the Havant Borough Core Strategy 2011 which forms part of the Local Development Framework and National Planning Policy Framework, March 2012.

21. Prior to the development being brought into use, details of the opening hours of each unit shall be submitted to and approved in writing by the Local Planning Authority. The approved details shall be fully adhered to at all times.

Reason: To protect the amenity of occupiers of nearby properties is protected and having due regard to policies DM10 and CS16 of the Havant Borough Core Strategy 2011 which forms part of the Local Development Framework and National Planning Policy Framework, March 2012.

22. No development hereby permitted shall commence until a Method of Construction Statement has been submitted to and approved in writing by the Local Planning Authority, to include details of:

- i. Construction traffic routes in the local area;
- ii. Parking for vehicles of site personnel, operatives and visitors;
- iii. Loading and unloading of plant and materials;
- iv. Piling techniques;

Development Management Committee (13.2.14)

- v. Storage of plant and materials;
- vi. Programme of works (including measures for traffic management and operating hours)
- vii. Provision of boundary hoarding and lighting has been submitted to and approved in writing by the Local Planning Authority;
- viii. Protection of important trees, hedgerows and other natural features;
- ix. Measures to reduce mud and spoil on the highway;
- x. Details of proposed means of dust suppression and noise mitigation;
- xi. Management and recycling of materials including soil;
- xii. Details of the location of the site compound; and
- xiii. A timetable for implementation of the items i - xii, above.

Only the approved details shall be implemented during the construction period.

Reason: To ensure that development should not prejudice highway safety, nor cause inconvenience to other highway users or result in any other significant harm to the amenity of local residents, or to existing natural features and having due regard to policies DM10 and CS16 of the Havant Borough Core Strategy 2011 which forms part of the Local Development Framework and National Planning Policy Framework, March 2012.

23. The development hereby permitted shall be carried out in accordance with the following approved plans:

Reason: To ensure provision of a satisfactory development.

- (B) In the event that the S106 is not completed by the 7th March 2014 (subject to such change as the Executive Head of Planning and Built Environment and the Solicitor to the Council may determine) that the application be REFUSED under delegated powers as not complying with the requirements of the Development Plan for the following reason.

In the absence of a completed Legal Agreement, the development does not ensure the provision of important, directly-related infrastructure and would present a risk that development would not be implemented comprehensively, including leisure facilities which are an important consideration

in relation to the impact of the development on Waterlooville town centre. It is therefore contrary to policies CS4, CS4, CS6, CS19, CS20, CS21 DM11 & DM12 of the Havant Borough Local Plan (Core Strategy) 2011 and the National Planning Policy Framework 2012.

138 APP/13/01214 - 1A Milton Road, Waterlooville

(The site was viewed by the Site Viewing Working Party on 29 January and 6 February 2014)

Proposal: Creation of additional accommodation by first floor and two storey rear extensions; alterations to roof including raised eaves levels to front and sides. Addition of front porch. (Resubmission of APP/12/00866).

The Committee considered the written report and recommendation of the Executive Head of Planning and Built Environment to grant permission, which was circulated as supplementary information prior to the meeting.

The Committee also received supplementary information, circulated prior to the meeting, which set out:

- (i) a proposal by the applicant to enter into a Section 106 Agreement to guarantee the demolition of the existing garage; and
- (ii) a revised recommendation to reflect (i) above.

The Committee was addressed by Mr and Mrs McCormack, who objected to the proposal for the following reasons:

- (a) the size, height and proximity of the extension to 1 Milton Road would adversely affect the outlook and light available to the occupiers of 1 Milton Road;
- (b) the height depth and width of the proposal would appear cramped resulting in a loss of space around the building to the detriment of the living conditions and amenities of the occupier of this property;
- (c) the proposal was out of keeping with the street scene;
- (d) the size, height, depth and proximity of the proposal to 1A Milton Road, would be overbearing and detrimental to the visual amenities of 1 Milton Road; and
- (e) although not a material consideration, the proposal would devalue 1 Milton Road.

In response to questions raised by members of the Committee, the officers:

Development Management Committee (13.2.14)

- (a) showed the approximate position of the windows of 1A Milton Road, which were affected by the proposal and advised that a daylight test to assess the impact on 1A Milton Road had not been undertaken: the Inspector in his appeal decision did not consider that the loss of light to 1A Milton Road, would be unacceptable;
- (b) advised that the distance between the flank wall of the application site and 72 Hambledon Road was approximately 1 metre; and
- (c) showed photographs showing the relationship of 72 Hambledon Road and 1 Milton Road to the application site

The Committee discussed this application in detail together with the views raised by the depute and the Inspector's decision in relation to Planning Application APP/12/00866.

The Committee acknowledged that in view of the Inspector's comments relating to street scene and loss of light to 1 Milton Road, it could not justify reasons for refusal on these grounds.

However, the Committee considered that the amendments made to the proposal since the appeal decision did not overcome their previous concerns relating to the:

- (1) detrimental impact on 1 Milton Road in terms of outlook; and
- (2) the cramped form of development and the lack of adequate amenity space for future occupiers of the application site.

Upon reviewing the inspector's decision regarding impact on 72 Hambledon Road, the Committee considered that the Inspector had seriously erred and had wrongly overruled an impact evaluation by the Council, which was based on an in depth knowledge of the area and the requirements of the Borough. The Committee considered that the proposed changes to the scheme did not fully address their previous concerns and that the height, depth and proximity of the proposed extension to the boundary with 72 Hambledon Road would result in an excessive building bulk detrimental to the outlook and visual amenities of the occupiers of that dwelling. However, in view of the professional advice given at this meeting, the Committee decided not to pursue this particular concern further.

RESOLVED that application APP/13/01214 be refused based on reasons 1 and 4 attached to the notice of refusal in relation to application APP/12/00866: the exact wording of these reasons to be determined by the Executive Head of Planning and Built Environment.

The meeting commenced at 5.00 pm and concluded at 6.10 pm

HAVANT BOROUGH COUNCIL

At a meeting of the Scrutiny Board held on 25 February 2014

Present

Councillor Shimbart (Chairman)

Councillors Cousins, Farrow, Galloway, Gibb-Gray, Heard, Hilton, Keast, Lenaghan, Ponsonby, Mrs Smallcorn, Smith J, Smith K, Tarrant, Turner and Wade

35 Apologies

Apologies for absence were received from Councillors Bastin, Mrs Blackett, Bolton, Edwards, Hart, Kennedy, Mackey, Pierce Jones and Smith.

36 Minutes

RESOLVED that the minutes of the meeting of the Scrutiny Board held on 4 February 2014 be approved as a correct record.

37 Matters Arising

There were no matters arising from the minutes of the last meeting.

38 Declarations of Interests

There were no declarations of interests from any of the members present.

39 Chairman's Report

The Chairman reminded members that the Scrutiny Board originally scheduled for 20 May 2014 had now been rescheduled for 3 June 2014.

The Board was also informed that Individual Electoral Registration training for Councillors had been scheduled for 12 March 2014.

40 Sustainability Review

The Board received a report from the Environment and Neighbourhood Quality Panel in connection with its Sustainability Review. The Panel had investigated work undertaken by Havant Borough Council to address sustainability throughout the borough and to help set a strategic way forward.

The Sustainability Adviser, Transport Fleet Operations Team Leader and the Building Services Officer joined the Scrutiny Lead Councillor for the debate on this item.

The following matters were raised during the course of the discussion:

- The need to ensure Havant Borough Council's Workplace Travel Plan was as rigorous as possible in order to increase usage of the Council's bike facilities and encourage further use of the car sharing scheme. The Scrutiny Lead agreed to examine the usage of the car sharing scheme and report back any findings to the Board.
- The use of electric/hybrid vehicles had been considered by the Council however the cost, reliability and life of such technology meant that procurement of such vehicles was currently not sustainable. An option to install a charging point for electric vehicles was available at the Plaza, although with three different chargers currently on the market it was suggested a decision on which type to install should be delayed.
- In response to a question over which properties would benefit from the Energy Company Obligation (ECO) scheme, the Sustainability Adviser agreed to circulate details following the meeting.
- Opportunities for Solar Energy projects were currently being explored.
- The second Switch Hampshire scheme had just closed which helped residents, including those in properties on pre-payment meters, obtain improved tariffs. In response to a question over what options were available to decrease the number of properties in the borough which had pre-payment meters installed, the Sustainability Adviser agreed to raise this with the Housing Department.
- A new definition of fuel poverty had recently been introduced by the Government and this would be circulated to the Board following the meeting.
- Improving the energy efficiency of council owned assets was discussed and the Scrutiny Lead agreed to provide an update on any buildings which had been earmarked for the solar thermal scheme.
- The Board expressed concern that the Planning Inspector had modified the Council's core strategy so that new homes built until 2026 needed only to conform with Code Level 3. Following a discussion it was suggested members of the Board raise the issue at the future public enquiry.

At the conclusion of the debate the Chairman thanked the Panel and officers for all their hard work and effort in producing an informative report.

RECOMMENDED to the Cabinet that the key actions set out in paragraphs 4.1 to 4.7 of the Environment and Neighbourhood Quality Panel's report be implemented.

41 Scrutiny Board - Annual Report 2013/14

The Council's constitution required the Scrutiny Board to report annually to Full Council on its workings and to make recommendations for future work programmes and amended working methods, if appropriate.

The report provided a summary of the work undertaken by the Scrutiny Board in 2013/14 and gave the Board an opportunity to review its performance over the last year.

RESOLVED that the annual report be submitted to Full Council.

42 Scrutiny Board Work Programme 2013/14

The Board was given an opportunity to review progress to date with regard to the various scrutiny and policy reviews currently being undertaken by the Panels and to identify potential new matters for scrutiny.

The Chairman expressed his thanks to those Councillors who were attending their last meeting of the Scrutiny Board for all their hard work and effort.

RESOLVED that no additional matters be included in the Board's work programme at the present time.

The meeting commenced at 5.00 pm and concluded at 6.23 pm

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Chairman

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HAVANT BOROUGH COUNCIL

At a meeting of the Governance & Audit Committee held on 5 March 2014

Present

Councillor Smith K (Chairman)

Councillors Kennedy, Tarrant and Shimbart

9 Apologies

Apologies for absence were received from Councillors Buckley, Hart, Mrs Smallcorn and Wilson.

10 Minutes

RESOLVED that the minutes of the meeting of the Governance and Audit Committee held on 20 November 2013 be approved as a correct record.

11 Matters Arising

There were no matters arising from the minutes of the last meeting.

12 Declarations of Interest

There were no declarations of interests from any of the members present.

13 Chairman's Report

The Chairman thanked Antony Harvey of the Southern Audit Partnership for providing an interesting and informative presentation on internal audit prior to the meeting.

14 External Audit Papers

The Board considered two papers presented by Ernst and Young LLP. Helen Thompson and Ian Young of Ernst and Young LLP were invited to join the meeting for the debate on this item and answered members' questions in connection with the report.

The Audit Progress Report provided the committee with an overview of the stage reached in the 2012/13 audit and an outline of their plans for the 2013/14 audit. It was confirmed that all work for the financial year 2012/13 had been completed and initial planning work had been undertaken for 2013/14, further details of which would be provided at the next meeting.

The Certification of Claims and Returns Annual Report 2012/13 related to the audit of the Council's 2012/13 grant claims. It was confirmed that two grant claims had been certified and that the 2012/13 certification fees had reduced based on previous years.

RESOLVED that the report be noted.

15 Internal Audit Progress Report 2013/14

Antony Harvey of the Southern Internal Audit Partnership presented the committee with the Internal Audit Progress Report which provided an overview of internal audit activity against assurance work completed in accordance with the approved audit plan.

A summary of the status of previous issues identified and the number of agreed issues cleared was provided. The committee was pleased to note that in excess of 80% of performance targets had been completed against the agreed plan and no significant issues had been identified to date.

RESOLVED that the Internal Audit Progress Report be noted.

16 Internal Audit Charter 2014/15

Antony Harvey of the Southern Internal Audit Partnership presented the committee with the Internal Audit Charter for 2014/15. The committee noted that the Internal Audit Charter formally defined the internal audit activity's purpose, authority and responsibility in line with the Standards and that it had not been altered since it was previously reviewed by the Joint Governance and Audit Committee held on 16 September 2013.

RESOLVED the Internal Audit Charter for 2014/15 be approved.

17 Internal Audit Plan

Antony Harvey of the Southern Internal Audit Partnership presented the committee with Havant Borough Council's Internal Audit Plan 2014/15. The Plan ensured the most appropriate use of internal audit resources in order to provide a clear statement of assurance on risk management, internal control and governance arrangements. Historically the Plan had projected audit activity over a three period, however due to the rapidly changing local government environment the Plan focused on 2014/15.

In response to a question it was suggested that the Service Manager (Legal and Democratic) would be the Audit Sponsor for Code of Conduct.

RESOLVED that the Internal Audit Plan 2014/14 be approved.

18 Effectiveness of Internal Audit

Antony Harvey of the Southern Internal Audit Partnership presented the committee with a report on the Effectiveness of the System of Internal Audit which provided an overview of the measures currently in place to monitor and maintain internal audit effectiveness. Using self-assessment the Council was compliant with 321 of the 341 Standards. The majority of the remaining areas were classified as not applicable to the Council while any areas of partial or no

Governance & Audit Committee (5.3.14)

compliance had resulted in an action plan being implemented to stimulate improvement.

RESOLVED that

- 1) The review conducted in assessing the 'Effectiveness of the System of Internal Audit' be approved; and
- 2) The action plan generated from the assessment against the Public Sector Internal Audit Standards be endorsed.

19 Code of Conduct Complaints

There was no business to discuss under this item.

The meeting commenced at 5.00 pm and concluded at 5.34 pm

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HAVANT BOROUGH COUNCIL

At a meeting of the Development Management Committee held on 6 March 2014

Present

Councillor Mrs Shimbart (Chairman)

Councillors Brown, Buckley (Vice-Chairman), Smith D, Smith J, Turner and Guest

139 Apologies for Absence

Apologies for absence were received from Councillor Hilton.

140 Minutes

The Minutes of the meeting of the Development Management Committee held on 13 February 2014 were agreed as a correct record and signed by the Chairman.

141 Matters Arising

There were no matters arising.

142 Declarations of Interest

Councillor D Smith advised that in view of his involvement with application APP//13/01269, a member of the public could conclude that he had reached a conclusive view. He therefore gave notice that he would withdraw during consideration of this application APP/13/01269 (Minute 147)

143 Chairman's Report

The Chairman had nothing to report.

144 Matters to be Considered for Site Viewing and Deferment

There were no matters to be considered for site viewing and deferment.

145 Deputations

The Committee received the following deputations/representations:

- (1) Mr Knight (objector) – Application APP/13/010704 – Johnstons Coppice, Stakes Hill Road, Waterlooville (Minute 146)

- (2) Councillor Galloway (councillor) – Application APP/13/010704 – Johnstons Coppice, Stakes Hill Road, Waterlooville (Minute 146)
- (2) Councillor Gibb-Gray (councillor) – Application APP/13/010704 – Johnstons Coppice, Stakes Hill Road, Waterlooville (Minute 146)
- (3) Mrs O’Connor (objector) – Application APP/13/01269 – 55 Kingscote Road, Cowplain (Minute 147)
- (4) Councillor Cheshire MBE (ward councillor) – Application APP/13/01269 – 55 Kingscote Road, Cowplain (Minute 147)
- (5) Councillor Shimbart (ward councillor) – Application APP/13/01269 – 55 Kingscote Road, Cowplain (Minute 147)

(Mrs Plowright, who had submitted a request to make a deputation in support of application APP/13/010704 (Minute 146) was not present at the meeting when this matter was discussed)

146 APP/13/01074 - Johnstons Coppice, Stakes Hill Road, Waterlooville

Proposal: Change of use from woodland to mixed use of woodland and natural pet cemetery.

Further to Minute 123/1/2014, the Committee considered the written report and the revised recommendation of the Executive Head of Planning and Built Environment to refuse permission

The Committee also received supplementary information, circulated prior to the meeting, which set out:

- (i) Appendix D to the report; and
- (ii) responses from the Hampshire and Isle of Wight Wildlife Trust and the County Ecologist;
- (iii) a revised recommendation taking into account the responses referred to in (ii) above.

The Committee was advised at the meeting that the revised recommendation should be amended to read:

“In the absence of adequate information the Local Planning Authority is not satisfied that the proposal will not be detrimental to the maintenance of the populations of protected species concerned at a favourable conservation status. The proposal is therefore contrary to Policy CS11 (8) and the National Planning Policy Framework 2012”

The Committee was addressed by the following deputies:

- (A) Mr N Knight, who advised that a majority of his previous reasons for objecting to this scheme were still relevant. He raised the following additional reasons:
- (a) the proposed excavation works related to burials would disturb the current floor covering in the woodland and spoil the current tranquillity and undisturbed character of this ancient semi natural woodland;
 - (b) although not opposed to a sensible woodland management he was opposed to pet burials and the change of use of this woodland;
 - (c) with reference to comments made at the last meeting regarding the need to tidy up, this was a ancient woodland and not a park or garden;
 - (d) the proposed use could damage the roots of the trees as it was proposed to dig the soil within the root protection area: in garden and parkland areas the Council sought to protect roots of trees worthy of retention; and
 - (e) insufficient information had been given on the impact of the proposal to bury the pets on a 7 year coppice rotation: the best advice for woodland management for dormouse sites suggested a rotation of more than 7 years was preferable;
 - (f) independent professional ecological surveys of all species should be undertaken before granting permission as advised by the County Ecologist and the Hampshire and isle of Wight Wildlife Trust

Mr Knight began to quote from “Standing Advice For Ancient Woodland” published by Natural England but was unable to finish within the time allocation.

- (B) Councillor Galloway, objected to the proposal for the following reasons:
- (g) this was a valuable woodland, which the Council should seek to protect. The applicant had failed to demonstrate that the proposed use would not harm this rare resource;
 - (h) there was insufficient information regarding the management of the woodland, in the long term;
 - (i) there was insufficient information regarding the demand for the proposed use: it was doubtful whether the income likely to be generated by burials would meet the woodland management costs; and

- (j) If permitted this would create a precedent which would make it difficult for the Council to refuse applications to introduce a commercial use into other woodlands.

- (C) Councillor Gibb-Gray, objected to the proposal and with reference to responses set out in (ii) above emphasised that the main objection to this proposal was not to a woodland management plan but the introduction of a commercial activity into this woodland. He welcomed the revised recommendation and advised that this would be an ideal woodland to be taken over by a community group working within an agreed woodland management plan.

In response to a question raised by a member of the Committee, the officers advised that the advice relating to the management of woodland set out in the National Planning Policy Framework was not readily available at this meeting.

The Committee discussed this application in detail together with the views raised by the deputees. Before making its decision, the Committee was reminded that this an application for change of use of the land and not an application to develop the land. The Committee acknowledged that in this particular case the Borough Council's Ecological consultant, had raised concerns following the receipt of further information, which had led to a late change in the officer's recommendation. The Committee noted that a revised proposal for the same use could be submitted in the future. However, in view of the advice and information submitted it was

RESOLVED that application APP/13/01704 be refused for the following reason:

- (1) In the absence of adequate information the Local Planning Authority is not satisfied that the proposal will not be detrimental to the maintenance of the populations of protected species concerned at a favourable conservation status. The proposal is therefore contrary to Policy CS11 (8) and the National Planning Policy Framework 2012.

147 APP/13/01269 - 55 Kingscote Road, Cowplain, Waterlooville

(The site was viewed by the Site Viewing Working Party on 6 February 2014)

(Councillor D Smith left the room during consideration of this application)

Proposal: Erection of a single detached garage to front garden. (Revised Application).

Further to Minute 121/1/2014, The Committee considered the revised recommendation of the Executive Head of Planning and Built Environment to refuse permission: the recommendation to refuse permission was unchanged.

The Committee also received supplementary information, circulated prior to the meeting, which set out documents submitted by Mrs O'Connor to support her deputation.

The Committee was addressed by the following deputees:

- (A) Mrs O'Connor, who, on behalf of herself and other residents of 51, 52, 53 and 57 Kingscote Road, objected to the application for the following reasons
- (a) the construction of a garage of this size and design in front of the building line would be out of keeping with the street scene;
 - (b) the development by reason of its bulk, design and prominent location would be an incongruous feature within the street scene to the detriment of the of the visual amenities of the site and locality and neighbouring amenities and such was contrary to Policy CS16 and the NPPF
 - (b) the plans submitted did not clearly show the size and dimensions of the garage and its impact on adjoining neighbours and the street scene: the drawings attached to the documents referred to in the supplementary information took into account the slope of the foundations and gave a better indication the scale and height of the proposal and of the distance from the highway to the entrance to the garage;
 - (c) the loss of an off road parking space to accommodate the garage would encourage the parking of vehicles on the highway which would interrupt the free flow of traffic, detrimental to highway safety;
 - (d) the proposed garage building would obstruct visibility in Kingscote Road, which would cause danger and inconvenience to the users of this highway;
 - (e) although not a material consideration, the proposal would be contrary to covenants affecting development. The most relevant covenant was not the one set out in the report but the covenant set out in the supplementary information which clearly stated that the front wall and of any house or building should be set back 10ft from the boundary: the drawing s attached to the supplementary information showed that the front wall of the garage would be 0.5m from the boundary;
 - (f) the proposed garage would affect the outlook from and light to the occupiers of 53 and 57 Kingscote Road;
 - (g) there was inadequate space between the proposed frontage of the garage and the highway to enable the garage doors to be opened and/or closed without interfering with the free passage of pedestrians using the adjoining footway;

- (h) the photographs attached in the supplementary information correctly showed the street scene and character of the street scene: the photographs submitted by Councillor Cheshire were not of the relevant street scene.
 - (i) the proposal would create an undesirable precedent which make it difficult to refuse similar applications
- (B) Councillor Cheshire, who on behalf of the applicant supported the application. With reference to slides showing similar garages in neighbouring roads and the extract from the deeds set out in paragraph 7.6 of the report he suggested that the recommendation set out in the officer's report was unfair for the following reasons:
- (j) the photographs shown in the slides were of garages of a similar and larger size to the garage proposed in Sutton Road which ran parallel to Kingscote Road. Therefore, this proposal was not of character with the area and would not create a precedent; and
 - (k) although the covenant detailed in paragraph 7.6 of the report prohibited temporary buildings and caravans in the front drives, the photographs clearly showed that this covenant was ignored. These caravans were as incongruous to the street scene as the proposed garage.
- (C) Councillor G Shimbart, who on behalf of residents, objected to the proposal for the following reasons:
- (l) when built the application site was provided with an integral garage, which had been converted into living accommodation;
 - (m) the properties shown in the slides submitted by Councillor Cheshire did not establish a precedent as they showed properties which formed part of a different development and the garages were set further back into the drive than the proposal;
 - (n) the proximity of the garage entrance to the footway would not enable the driver of vehicles exiting the garage to see oncoming pedestrians: the covenant shown in the supplementary information required the garage to be at least 10ft from the boundary with the footway;
 - (o) the proposal would encourage parking on the highway, which would exacerbate the existing problems experienced in this narrow road.

Councillor G Shimbart recommended that the Committee refuse this application using standard reasons R23, R24 and R28

The Committee discussed this application in detail together with the views raised by the deputees.

The Committee considered that the proposal would have a detrimental impact on the outlook and amenities of neighbouring properties. It was therefore

RESOLVED that application APP/13/01269 be refused for the following reason:

- 1 The proposed development by reason of its design, bulk and prominent location would be an incongruous feature within the street scene to the detriment of the visual amenities of the site and locality and neighbouring amenities. The proposal is therefore contrary to policy CS16 of the Havant Borough Local Plan (Core Strategy) 2011 and the National Planning Policy Framework 2012.

The meeting commenced at 5.00 pm and concluded at 5.50 pm

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Chairman

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HAVANT BOROUGH COUNCIL

At a meeting of the Cabinet held on 19 March 2014

Present

Councillor Briggs (Chairman)

Councillors Branson, Cheshire, Collins, Fairhurst and Weeks

54 Apologies for Absence

Apologies for absence were received from Councillor D Guest.

55 Minutes

The minutes of the meeting of the Cabinet held on 5 February 2014 were agreed as a correct record.

56 Matters Arising

There were no matters arising from the minutes of the last meeting.

57 Declarations of Interests

There were no declarations of interest from any of the members present.

58 Chairman's Report

There were no matters the Chairman wished to report.

59 Portfolio Holder Delegated Decisions, Minutes from Meetings etc.

RESOLVED that the following delegated decisions and minutes be noted:

- (1) Proposed charges to existing parking restrictions, Park Parade, Leigh Park, Havant;
- (2) Traffic Regulations Orders – various roads in Bedhampton; and
- (3) Amendment to charging period in Leigh Park Car Parks.

60 Recommendations from the Scrutiny Board

The Cabinet considered a report and recommendations arising from the Scrutiny Board meeting held on 25 February 2014 in relation to a Sustainability Review undertaken by the Environment and Neighbourhood Quality Panel (minute no 40/02/2014 refers).

RESOLVED that the key actions set out in paragraphs 4.1 to 4.7 of the Environment and Neighbourhood Quality Panel's report be implemented,

subject to the provision of a business case in relation to each of the proposals prior to implementation.

61 Update on the Solent Disturbance and Mitigation Project and Amendment to CIL Regulation 123 List

This item was withdrawn pending further information.

62 Pay Policy Statement 2014-15

The Cabinet considered a report recommending approval of the draft Pay Policy Statement for 2014/15.

RECOMMENDED to full Council that the Pay Policy Statement for 2014/15 be approved.

63 Business Rates - Retail Rate Relief and Flooding Schemes

The Cabinet considered a report seeking approval for the introduction of Business Rates Retail Relief and Flooding Relief schemes.

RESOLVED that

- (1) the introduction of a Business Rates Retail Relief scheme as set out in the appendix to the report be approved; and
- (2) approval be given for the operation of a Business Rates Flooding Relief scheme in accordance with the Government's published guidance.

64 The Future Provision of Cemeteries in the Borough of Havant (Withdrawn)

This item was withdrawn pending further information.

65 Exclusion of the Press and the Public

RESOLVED that the press and the public be excluded from the meeting during consideration of the following item as:-

- (i) it was likely, in view of the nature of the business to be transacted, or thenature of the proceedings, that if members of the public were present during that item there would be disclosure to them of exempt information as specified in paragraph 3 of Part I of Schedule 12A (as amended) to the Local Government Act 1972; and
- (ii) in all circumstances of the case, the public interest in maintaining the exemption outweighs the public interest in disclosing the information. The reports to be considered were exempt under Paragraph 5 – Information in respect of which a claim to legal professional privilege could be maintained in legal proceedings.

66 Solent Road Compulsory Purchase Order

Cabinet (19.3.14)

(This item was taken in camera.)

The Cabinet considered a confidential report providing advice as to whether the Council should exercise its Compulsory Purchase Order powers.

RESOLVED that the recommendation as set out in the confidential report be approved.

The meeting commenced at 2.00 pm and concluded at 2.10 pm

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Chairman

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HAVANT BOROUGH COUNCIL

At a meeting of the Licensing Committee held on 26 March 2014

Present

Councillor Johnson (Chairman)

Councillors Branson, Brown, Gibb-Gray, Mackey, Shimbart, Smith K, Tarrant and Wade

27 Apologies

Apologies for absence were received from Councillors Farrow, Kennedy and Smallcorn.

28 Minutes

RESOLVED that the minutes of the meeting of the Licensing Committee held on 15 January 2014 be approved as a correct record.

29 Matters Arising

There were no matters arising from the minutes.

30 Declarations of Interests

There were no declarations of interests from any of the members present.

31 Chairman's Report

The Chairman reported that he continued to attend the majority of Pubwatch meetings and also provided details of potential future Licensing Sub-Committee meetings.

32 Adoption of Deputation Procedure

The Committee considered a report setting out the adoption of a deputation procedure. The Constitution adopted by the Council on 8 May 2013 did not include a provision for Committees, Boards or the Cabinet to receive deputations and it was up to each individual Committee, Board or Cabinet to adopt its own deputation procedure.

In response to a question the Democratic Services Officer agreed to review certain aspects of the wording of the procedure.

RESOLVED that the deputation procedure be adopted.

*Licensing Committee (26.3.14)***33 Application for a Street Trading Consent - Mobile Catering Trailer - Park Parade Precinct, Leigh Park**

The Committee was asked to consider a report from the Senior Economic Development Officer concerning an application for a street trading consent to sell takeaway hot and cold food and drinks from a mobile catering trailer on Park Parade Precinct, Leigh Park. The application had been referred to the Committee in view of concerns raised by the Leigh Park Traders Association.

The Committee received a deputation from Mr Yates in support of his application.

The Committee discussed this application together with the issues raised by the depute in detail including an amendment to refuse. Although concern was raised over how electricity would be supplied to the mobile catering trailer the majority of the Committee considered that subject to this matter being resolved prior to any licence being issued the application be permitted. It was therefore:

RESOLVED that, subject to the installation of an electricity supply and the conditions set out in paragraph 3.6 of the report, street trading consent be granted to Mr Yates to sell takeaway hot and cold food and drinks from a mobile trailer on Park Parade Precinct, Leigh Park.

The meeting commenced at 5.00 pm and concluded at 5.24 pm