



Civic Centre,  
Arnot Hill Park,  
Arnold,  
Nottinghamshire,  
NG5 6LU

# Agenda

# Council

Date: **Wednesday 21 September 2022**

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Time: **6.00 pm**

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Place: **Council Chamber**

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For any further information please contact:

**Democratic Services**

[committees@gedling.gov.uk](mailto:committees@gedling.gov.uk)

0115 901 3844

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# Council

## Membership

**Mayor** Councillor Peter Barnes

**Deputy Mayor** Councillor Julie Najuk

Councillor Michael Adams	Councillor Jenny Hollingsworth
Councillor Sandra Barnes	Councillor Mike Hope
Councillor Chris Barnfather	Councillor Rosa Keneally
Councillor Pat Bosworth	Councillor Ron McCrossen
Councillor Michael Boyle	Councillor Viv McCrossen
Councillor Nicki Brooks	Councillor Barbara Miller
Councillor John Clarke	Councillor Simon Murray
Councillor Liz Clunie	Councillor Julie Najuk
Councillor Bob Collis	Councillor Marje Paling
Councillor Jim Creamer	Councillor John Parr
Councillor Andrew Dunkin	Councillor Lynda Pearson
Councillor Boyd Elliott	Councillor Michael Payne
Councillor David Ellis	Councillor Alex Scroggie
Councillor Rachael Ellis	Councillor Martin Smith
Councillor Roxanne Ellis	Councillor Sam Smith
Councillor Andrew Ellwood	Councillor Clive Towsey-Hinton
Councillor Paul Feeney	Councillor John Truscott
Councillor Kathryn Fox	Councillor Henry Wheeler
Councillor Des Gibbons	Councillor Paul Wilkinson
Councillor Helen Greensmith	

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## SUMMONS

A meeting of the Borough Council will be held on Wednesday 21 September 2022 at 6.00 pm to transact the business as set out below.



Mike Hill  
Chief Executive

## AGENDA

Page

- 1 Thought for the day
- 2 Apologies for absence
- 3 Mayor's announcements
- 4 To approve, as a correct record, the minutes of the meeting held on 13 July 2022 5 - 9
- 5 Declaration of interests
- 6 To deal with any petitions received under procedural rule 7.8
- 7 To answer questions asked by the public under procedural rule 7.7
- 8 To answer questions asked by members of the Council under procedural rule 7.9  
  
Question from Councillor Helen Greensmith  
  
"Having had their request for Community Infrastructure Levy money turned down for the Davison development, at the top of Catfoot Lane, could the Portfolio Holder for Sustainable Growth and Economy please help me to best guide my residents, by way of funding opportunities they qualify for, to instigate a park renovation for the people of Lambley?"
- 9 To receive questions and comments from Members concerning any matter dealt with by the Executive or a Committee (procedural rule 7.10)
  - a Minutes of meeting Tuesday 28 June 2022 of Audit Committee 11 - 13

<b>b</b>	<b>Minutes of meeting Monday 4 July 2022 of Overview and Scrutiny Committee</b>	<b>15 - 16</b>
<b>c</b>	<b>Minutes of meeting Wednesday 6 July 2022 of Cabinet</b>	<b>17 - 20</b>
<b>d</b>	<b>Minutes of meeting Tuesday 12 July 2022 of Environment and Licensing Committee</b>	<b>21 - 22</b>
<b>e</b>	<b>Minutes of meeting Wednesday 27 July 2022 of Planning Committee</b>	<b>23 - 35</b>
<b>f</b>	<b>Minutes of meeting Thursday 4 August 2022 of Cabinet</b>	<b>37 - 39</b>
<b>g</b>	<b>Minutes of meeting Tuesday 9 August 2022 of Environment and Licensing Committee</b>	<b>41 - 42</b>
<b>h</b>	<b>Minutes of meeting Tuesday 30 August 2022 of Joint Consultative and Safety Committee</b>	<b>43 - 46</b>
<b>i</b>	<b>Minutes of meeting Tuesday 6 September 2022 of Environment and Licensing Committee</b>	<b>47 - 48</b>
<b>j</b>	<b>Minutes of meeting Wednesday 7 September 2022 of Planning Committee</b>	<b>49 - 60</b>
<b>k</b>	<b>Decisions made under delegated authority</b>	<b>61 - 65</b>
<b>10</b>	<b>To consider comments, of which due notice has been given, under procedural rule 7.11</b>	

**11 To consider motions under procedural rule 7.12**

On behalf of the borough of Gedling, this Council wishes to come together to express and record its deep sadness at the death of Her Majesty Queen Elizabeth II and extend its heartfelt sympathy to His Majesty King Charles III and other members of the Royal Family.

This Council recognises Her Majesty's enduring commitment to public service and duty, and wishes to express its gratitude for her lifelong devotion to the United Kingdom, the Commonwealth, and its people

Proposer: Cllr Michael Payne  
 Seconder: Cllr Michael Adams

## MINUTES COUNCIL

Wednesday 13 July 2022

Councillor Peter Barnes (Mayor)

Present: Councillor Julie Najuk  
Councillor Michael Adams  
Councillor Sandra Barnes  
Councillor Chris Barnfather  
Councillor Pat Bosworth  
Councillor Michael Boyle  
Councillor John Clarke  
Councillor Liz Clunie  
Councillor Bob Collis  
Councillor Jim Creamer  
Councillor Andrew Dunkin  
Councillor Boyd Elliott  
Councillor David Ellis  
Councillor Rachael Ellis  
Councillor Andrew Ellwood  
Councillor Kathryn Fox  
Councillor Des Gibbons  
Councillor Helen Greensmith  
Councillor Rosa Keneally  
Councillor Meredith Lawrence  
Councillor Ron McCrossen  
Councillor Viv McCrossen  
Councillor Barbara Miller  
Councillor Simon Murray  
Councillor Marje Paling  
Councillor John Parr  
Councillor Lynda Pearson  
Councillor Alex Scroggie  
Councillor Martin Smith  
Councillor Sam Smith  
Councillor Clive Towsey-Hinton  
Councillor John Truscott  
Councillor Henry Wheeler  
Councillor Paul Wilkinson

Absent: Councillor Nicki Brooks, Councillor Roxanne Ellis, Councillor Paul Feeney, Councillor Jenny Hollingsworth, Councillor Mike Hope and Councillor Michael Payne

Officers in Attendance: A Ball, C Goodall, B Hopewell, E Minogue and F Whyley

### **1 THOUGHT FOR THE DAY**

Council observed a minute's silence in remembrance of Past Mayor of the Borough, Alan Clarke, who had recently passed away.

The Mayor's chaplain was unable to attend, so he invited Councillor Sandra Barnes to deliver the thought for the day, which included a reference to mark the 27 year anniversary since the Srebrenica massacre on 11 July.

### **2 APOLOGIES FOR ABSENCE**

Apologies for absence were received from Councillors Brooks, Roxanne Ellis, Feeney, Hollingsworth, Hope and Payne.

**3 MAYOR'S ANNOUNCEMENTS**

The Mayor informed Council of his attendance at a number of engagements, including judging of the Netherfield garden competition, a ten year anniversary event at Coppice Lodge and the opening of a memorial bench at Arnot Hill Park, which was in tribute to the late Darren Gilder, who had worked as a Neighbourhood Warden at Gedling Borough Council for many years.

The Mayor invited Councillor Collis in his capacity as Armed Forces Champion, to speak about the Gold Award in the 2022 Ministry of Defence Employer Recognition Scheme that we had recently achieved. Councillor Collis passed on his thanks to Jane Ansell, in particular, who had led the work to achieve the award.

**4 TO APPROVE, AS A CORRECT RECORD, THE MINUTES OF THE MEETING HELD ON 18 MAY 2022**

**RESOLVED:**

That the minutes of the above meeting, having been circulated, be approved as a correct record.

**5 DECLARATION OF INTERESTS**

None.

**6 TO DEAL WITH ANY PETITIONS RECEIVED UNDER STANDING ORDER 7.8**

None received.

**7 TO ANSWER QUESTIONS ASKED BY THE PUBLIC UNDER STANDING ORDER 7.7**

None received.

**8 TO ANSWER QUESTIONS ASKED BY MEMBERS OF THE COUNCIL UNDER STANDING ORDER 7.9**

None received.

**9 ACTUAL TREASURY ACTIVITY REPORT 2021/22**

Consideration was given to a report of the Director of Corporate Resources and Section 151 Officer, which was referred to Council by Cabinet.

**RESOLVED:**

To approve the Annual Treasury Activity Report for 2021/22 as required by the regulations.

**10 BUDGET OVERTURN AND BUDGET CARRY FORWARDS 2021/22**

Consideration was given to a report of the Senior Leadership Team, which was referred to Council by Cabinet.

**RESOLVED to:**

- 1) Approve the movements on earmarked reserves and provisions;
- 2) Note the capital carry-forward budgets approved by the Chief Financial Officer in accordance with Financial Regulations;
- 3) Approve the carry forward of non-committed capital budgets from 2021/22 as additions to the 2022/23 in accordance with Financial Regulations; and
- 4) Approve the method of financing the 2021/22 capital expenditure which includes making the determinations required for the minimum revenue provision.

**11 MAKING OF BYELAWS RELATING TO ACUPUNCTURE, TATTOOING, SEMI-PERMANENT SKIN-COLOURING, COSMETIC PIERCING AND ELECTROLYSIS**

Consideration was given to a report of the Food, Health and Housing Manager seeking approval for the affixing of the common seal to the draft byelaws relating to acupuncture, tattooing, semi-permanent skin-colouring, cosmetic piercing and electrolysis and for the byelaws to be referred to the Secretary of State for the Department of Health for confirmation and approval.

The report also sought the approval of Council to appoint legal services to apply to the Secretary of State for the Department of Health to execute the procedure and to approve the placing of an advert in the local paper to inform all local businesses and interested parties who would be likely to be affected by the adoption of consolidated model byelaws.

**RESOLVED to:**

- 1) Authorise the affixing of the common seal to the draft byelaws described in the report at Appendix A;
- 2) Authorise legal services to carry out the necessary procedure to apply to the Secretary of State for the Department of Health for confirmation and approval of the byelaws; and

- 3) Authorise the placing of an advert in the local paper, the placing of information with a copy of the byelaws on the Council's website and making available of a copy of the byelaws at the Council's offices.

**12 APPOINTMENT OF INDEPENDENT PERSON AND RESERVE INDEPENDENT PERSON**

Consideration was given to a report of the Monitoring Officer seeking approval to appoint John Baggaley as Independent Person and Stewart Bembridge as Reserve Independent Person.

**RESOLVED to:**

- 1) Approve the appointment of John Baggaley as Independent Person for a further 2 years; and
- 2) Approve the appointment of Stewart Bembridge as Reserve Independent person for 2 years.

**13 CHANGES TO COMMITTEE MEMBERSHIP**

Consideration was given to a report of the Democratic Services Manager, informing members of the change to the political balance and proposing necessary changes to the allocation of seats held by committee members.

**RESOLVED to:**

Approve the following changes to representation on committees to ensure that political balance was maintained:

- 1) Remove Councillor Ron McCrossen from the Audit Committee;
- 2) Remove Councillor Sandra Barnes from the Overview & Scrutiny Committee;
- 3) Add Councillor Pearson as a member of the Audit Committee; and
- 4) Add Councillor Pearson to as member of the Overview & Scrutiny Committee.

**14 TO RECEIVE QUESTIONS AND COMMENTS FROM MEMBERS CONCERNING ANY MATTER DEALT WITH BY THE EXECUTIVE OR A COMMITTEE (STANDING ORDER 7.10)**

In accordance with Standing Order 11.1, a number of comments were made and responded to by the appropriate Cabinet Member or Committee Chair.

**15 TO CONSIDER COMMENTS, OF WHICH DUE NOTICE HAS BEEN GIVEN, UNDER STANDING ORDER 7.11**

None received.

**16 TO CONSIDER MOTIONS UNDER STANDING ORDER 7.12**

None received.

The meeting finished at 6.30 pm

Signed by Chair:  
Date:

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## MINUTES AUDIT COMMITTEE

Tuesday 28 June 2022

Councillor Bob Collis (Chair)

Councillor Meredith Lawrence	Councillor Kathryn Fox
Councillor Liz Clunie	Councillor Helen Greensmith
Councillor Andrew Ellwood	Councillor Ron McCrossen

Absent: None.

Officers in Attendance: P Adcock, A Ball and C Goodall

Guests in Attendance: G Dulay – Internal Audit Director (BDO),  
C Thomas – Internal Auditor (BDO),  
D Hoose - Partner (Audit and Assurance) (Mazars)

### 17 APOLOGIES FOR ABSENCE AND SUBSTITUTIONS.

None.

### 18 TO APPROVE, AS A CORRECT RECORD, THE MINUTES OF THE MEETING HELD ON 15 MARCH 2022

#### RESOLVED:

That the minutes of the above meeting, having been circulated, be approved as a correct record.

### 19 DECLARATION OF INTERESTS.

None.

### 20 MAZARS (EXTERNAL AUDIT) - ANNUAL AUDIT REPORT 2020/21

The Audit and Assurance Partner introduced the Auditor's Annual Report for the year ended 31 March 2021 prepared by Mazars, the Council's External Auditor, which had been circulated in advance of the meeting.

#### RESOLVED:

To receive the Auditor's Annual Report for the year ended 31 March 2021 prepared by Mazars, and refer the report to Full Council for information.

**21 MAZARS (EXTERNAL AUDIT) - AUDIT STRATEGY MEMORANDUM 2021/22**

The Audit and Assurance Partner introduced a report, which had been circulated in advance of the meeting, presenting the Audit Strategy Memorandum for the year ended 31 March 2022 prepared by Mazars, the Council's External Auditor, for approval.

**RESOLVED:**

To receive the report and approve the Mazars Audit Strategy Memorandum for the year ended 31 March 2022 and refer the report to Full Council for information.

**22 INTERNAL AUDIT REPORTS (BDO)**

The Internal Audit Manager and the Internal Auditor introduced a report, which had been circulated in advance of the meeting, summarising the outcome of the internal audit activity completed by the BDO Internal Audit Team for the period March 2022 to June 2022, providing an update on the status of previous internal audit recommendations which have fallen due in the period November 2021 to June 2022 and providing the Head of Audit Opinion based on the outcome of the internal audit activity completed by the BDO Internal Audit Team in accordance with the approved 2021/22 Internal Audit Plan.

**RESOLVED:**

To receive the report and note actions taken or to be taken.

**23 DRAFT ANNUAL GOVERNANCE STATEMENT 2021/22**

The Director of Corporate Resources and s151 Officer introduced a report, which had been circulated in advance of the meeting, informing Members of the proposed Annual Governance Statement 2021/22.

**RESOLVED:**

To note the draft Annual Governance Statement 2021/22 and provide any comments for inclusion in the final version when presented to the Audit Committee in the autumn.

**24 CORPORATE RISK MANAGEMENT SCORECARD QUARTER 4  
2021/22**

The Head of Finance and ICT introduced a report, which had been circulated in advance of the meeting, updating members of the Audit Committee on the current level of assurance that can be provided against each corporate risk.

**RESOLVED:**

To note the progress of actions identified within the Corporate Risk Register.

**25 ANY OTHER ITEM WHICH THE CHAIR CONSIDERS URGENT.**

Under this item the Chair allowed Councillor Greensmith to ask if the Audit Committee would receive a report relating to the review of taxi licensing fees that had been raised at Environment and Licensing Committee.

The Director of Corporate Resources responded. She explained that a full review was underway by the Environment and Licensing Committee and that an independent review was being carried out by CIPFA. She concluded that the outcome of the review would determine whether the report would be sent to Audit Committee in the future.

The meeting finished at 6.20 pm

Signed by Chair:  
Date:

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## MINUTES OVERVIEW AND SCRUTINY COMMITTEE

Monday 4 July 2022

Councillor Liz Clunie (Chair)

Councillor Paul Feeney	Councillor Marje Paling
Councillor Michael Boyle	Councillor Lynda Pearson
Councillor Jim Creamer	Councillor Martin Smith
Councillor Andrew Dunkin	Councillor Sam Smith
Councillor Mike Hope	

Apologies for absence: Councillor Sandra Barnes, Councillor Rachael Ellis and Councillor Simon Murray

Officers in Attendance: P Adcock, B Hopewell, E McGinlay and E Minogue

Guests in Attendance: None

### **38 APOLOGIES FOR ABSENCE**

Apologies for absence were received from Councillors Barnes, Rachael Ellis and Murray. Councillor Pearson attended as substitute.

Councillor Lawrence did not attend the meeting.

### **39 TO APPROVE, AS A CORRECT RECORD, THE MINUTES OF THE MEETING HELD ON 25 APRIL 2022**

#### **RESOLVED:**

That the minutes of the above meeting, having been circulated, be approved as a correct record.

### **40 DECLARATION OF INTERESTS**

None.

### **41 CORPORATE RISK MANAGEMENT SCORECARD QUARTER 4 2021/22**

The Head of Finance and ICT introduced a report, which had been circulated in advance of the meeting, updating members on the current level of assurance that can be provided against each corporate risk.

Members discussed the risks in the reports and noted concerns surrounding staff shortages in the Parks and Street Care (PASC) department and the auditing of council fuel consumption.

**RESOLVED to:**

Note the progress of actions identified within the corporate Risk Register.

**42 SCRUTINY WORK PROGRAMME**

The Democratic Services Manager introduced a report, which had been circulated in advance of the meeting, providing an update on the scrutiny work programme.

It was noted that miscommunication with portfolio holders and a lack of response from stakeholders were the reasons for the shorter agenda but that these items would be forwarded to another committee meeting.

**RESOLVED to:**

Note the information.

**43 ANY OTHER ITEM WHICH THE CHAIR CONSIDERS URGENT**

None.

The meeting finished at 5.45 pm

Signed by Chair:  
Date:

## MINUTES CABINET

**Wednesday 6 July 2022**

Councillor John Clarke (Chair)

Councillor Ron McCrossen      Councillor Henry Wheeler  
Councillor Viv McCrossen

Absent:            Councillor Michael Payne, Councillor David Ellis and Councillor  
Jenny Hollingsworth

Officers in      M Hill, P Adcock, A Ball, B Hopewell, E McGinlay, E Minogue,  
Attendance:    S Palmer and F Whyley

### **105            APOLOGIES FOR ABSENCE**

Apologies for absence were received from Councillors D Ellis, Hollingsworth and Payne.

### **106            TO APPROVE, AS A CORRECT RECORD, THE MINUTES OF THE MEETING HELD ON 16 JUNE 2022**

#### **RESOLVED:**

That the minutes of the above meeting, having been circulated, be approved as a correct record.

### **107            DECLARATION OF INTERESTS**

None

### **108            FORWARD PLAN**

Consideration was given to a report of the Democratic Services Manager, which had been circulated prior to the meeting, detailing the Executive's draft Forward Plan for the next six month period.

#### **RESOLVED:**

To note the report.

### **109            SELECTIVE LICENSING OUTCOME OF PHASE 2 PUBLIC CONSULTATION**

The Food, Health and Housing Manager introduced a report, which had been circulated in advance of the meeting, informing members of the

results of public consultations in relation to a proposal to designate the phase 2 selective licensing scheme for a period of 5 years.

The report also sought approval for:

- 1) The designation of phase 2 outlined in red at appendix 1 to the report as being subject to selective licensing with effect from 1 November 2022;
- 2) The licence conditions to be attached to licences issued under the Selective Licensing Scheme as set out at appendix 2 to the report;
- 3) The Corporate Director of Environment, Communities and Leisure to publish a notice of designation in accordance with the Housing Act 2004;
- 4) The licensing fees as set out in table 1 of paragraph 4.2 to the report;
- 5) A review of the scheme in 18 months where the outcome of the review is to be reported back to Cabinet; and
- 6) To note the financial implications of implementing a selective licensing scheme including the operational staff structure.

**RESOLVED to:**

- 1) Note the results of public consultations in relation to a proposal to designate the phase 2 Selective Licensing Scheme for a period of 5 years;
- 2) Approve the designation of phase 2 outlined in red at appendix 1 to the report as being subject to selective licensing with effect from 1 November 2022;
- 3) Approve the licence conditions to be attached to licences issued under the Selective Licensing Scheme as set out at appendix 2 to the report;
- 4) Authorise the Corporate Director of Environment, Communities and Leisure to publish a notice of designation in accordance with the Housing Act 2004;
- 5) Approve the licensing fees as set out in table 1 of paragraph 4.2 to the report;
- 6) Authorise a review of the scheme in 18 months where the outcome of the review will be reported back to Cabinet; and
- 7) Note the financial implications of implementing a selective licensing scheme including the operational staff structure.

The Chief Executive introduced a report, which had been circulated in advance of the meeting, informing Cabinet of the position against improvement actions and performance indicators in the 2021/22 Gedling Plan at the end of quarter 4 and year end.

**RESOLVED:**

To note the progress against improvement actions and performance indicators for quarter 4 and the full year of 2021/22 Gedling Plan.

**111 ANNUAL REPORT 2021/22**

The Chief Executive introduced a report, which had been circulated in advance of the meeting, seeking cabinet agreement to the wide publication of the proposed Annual Report for 2021/22.

**RESOLVED:**

To approve the proposed Annual Report for 2021/22 for wide publication internally and externally as described within the report.

**112 ACTUAL TREASURY ACTIVITY REPORT 2021/22**

The Head of Finance and ICT introduced a report, which had been circulated in advance of the meeting, informing Members of the 2021/22 prudential code indicators and to advise Members on treasury activity.

**RESOLVED:**

To approve the Annual Treasury Activity report for 2021/22 and refer it to full Council for approval.

**113 BUDGET OUTFURN AND BUDGET CARRY FORWARDS 2021/22**

The Director of Corporate Resources introduced a report, which had been circulated in advance of the meeting, informing Members of the budget outturn and budget carry forwards for 2021/22.

The report also asked Cabinet to note the final outturn position for 2021/22 and:

- 1) Approve the movements on earmarked reserves and provisions
- 2) Note the capital carry forward budgets approved by the Chief Financial Officer in accordance with financial regulations;
- 3) Approve the carry forward of non-committed capital budgets from 2021/22 as additions to the 2022/23 budget in accordance with financial regulations; and

- 4) Recommend that Council approve the method of financing the 2021/22 capital expenditures which includes making the determinations required for the minimum revenue provision.

**RESOLVED to:**

- 1) Note the budget outturn figures for 2021/22;
- 2) Approve the movements in earmarked reserves and provisions as detailed in paragraphs 2.4 and 2.5 respectively;
- 3) Note the capital carry forwards approved by the Chief Financial Officer included in appendix 6 to the report, being amounts not in excess of £50,000 and committed schemes above £50,000;
- 4) Approve the capital carry forwards of £1,494,300 included in appendix 6 to the report for non-committed schemes in excess of £50,000; and
- 5) Refer to full Council for approval:
  - i. The overall method of financing of the 2021/22 capital expenditure as set out in paragraph 3.4; and
  - ii. The determination of the minimum revenue provision for the repayment of debt as set out in paragraph 3.5.

**114 ANY OTHER ITEMS THE CHAIR CONSIDERS URGENT.**

None.

The meeting finished at 3.10 pm

Signed by Chair:

Date:

## MINUTES ENVIRONMENT AND LICENSING COMMITTEE

Tuesday 12 July 2022

Councillor Marje Paling (Chair)

Present: Councillor Pat Bosworth Councillor Martin Smith  
Councillor Rachael Ellis Councillor Sam Smith  
Councillor Des Gibbons Councillor Clive Towsey-Hinton  
Councillor Julie Najuk Councillor Paul Wilkinson  
Councillor Alex Scroggie

Absent: Councillor Nicki Brooks

Officers in Attendance: J Brough, L Chaplin, P Gibbs and B Hopewell

### **64 APOLOGIES FOR ABSENCE AND SUBSTITUTIONS.**

Apologies for absence were received from Councillor Brooks.

### **65 TO APPROVE, AS A CORRECT RECORD, THE MINUTES OF THE MEETING HELD ON 14 JUNE 2022**

#### **RESOLVED:**

That the minutes of the above meeting, having been circulated, be approved as a correct record.

### **66 DECLARATION OF INTERESTS.**

None.

### **67 ANY OTHER ITEM WHICH THE CHAIR CONSIDERS URGENT.**

None.

### **68 EXCLUSION OF THE PRESS AND PUBLIC.**

#### **RESOLVED:**

That, the Members being satisfied that the public interest in maintaining the exemption outweighs the public interest in disclosing the information that under Section 100(A)(4) of the Local Government Act 1972, the public and press be excluded from the meeting during the consideration of the ensuing report on the grounds that the report involves the likely disclosure of exempt information as defined in Paragraph 7 of Part 1 of Schedule 12A of the Local Government Act 1972.

69

**APPLICATION FOR A ONE YEAR JOINT HACKNEY CARRIAGE / PRIVATE HIRE DRIVERS LICENCE (MRIM)**

Consideration was given to a report of the Corporate Director of Environment, Communities and Leisure, which had been circulated prior to the meeting, regarding an application for a one year joint Hackney Carriage/Private Hire Driver's Licence for MRIM.

MRIM attended the meeting along with his solicitor who addressed the Committee on his behalf.

MRIM was accompanied by two family members in a supporting role only.

Councillor Bosworth joined the meeting.

In making the decision the Committee applied the Council's approved Policy and Guidelines.

**RESOLVED to:**

- 1) Approve MRIM's application for a one year Joint Hackney Carriage/Private Hire Driver's Licence.
- 2) Issue a warning to MRIM to ensure he has all relevant up to date documents in order to renew in future and utilise the DBS update service when possible.
- 3) Advise MRIM to seek advice on the application process from Gedling Borough Council and not third parties and to familiarise himself with the Councils policy and his driver and vehicle proprietor conditions.

The meeting finished at 6.10 pm

Signed by Chair:  
Date:

## **MINUTES PLANNING COMMITTEE**

**Wednesday 27 July 2022**

Councillor John Truscott (Chair)

In Attendance: Councillor Paul Wilkinson Councillor Meredith Lawrence  
Councillor Michael Adams Councillor Marje Paling  
Councillor Jim Creamer Councillor John Parr  
Councillor David Ellis Councillor Alex Scroggie  
Councillor Andrew Ellwood Councillor Sam Smith  
Councillor Mike Hope Councillor Henry Wheeler  
Councillor Rosa Keneally

Absent: Councillor Peter Barnes, Councillor Chris Barnfather,  
Councillor Rachael Ellis, Councillor Ron McCrossen and  
Councillor Barbara Miller

Officers in Attendance: K Cartwright, M Avery, N Bryan, S Fayaz, C Goodall and  
B Hopewell

### **1 APOLOGIES FOR ABSENCE AND SUBSTITUTIONS**

Apologies for absence were received from Councillors Barnes, Barnfather, Rachael Ellis, Ron McCrossen and Miller.

Councillors Creamer, Scroggie and Sam Smith attended as substitutes.

### **2 TO APPROVE, AS A CORRECT RECORD, THE MINUTES OF THE MEETING HELD ON 22 JUNE 2022**

#### **RESOLVED:**

That the minutes of the above meeting, having been circulated, be approved as a correct record.

### **3 DECLARATION OF INTERESTS**

None.

### **4 APPLICATION NO. 2019/1180 - 34 MAIN STREET, CALVERTON**

Proposed demolition of existing dwelling and erection of 3 retail units at ground floor with 8 apartments over.

Emily Quilty, a local resident, spoke in objection to the application.

The Principal Planning Officer introduced the report. He informed the committee that following the publication of the agenda a further seven letters of representation had been received relating to heritage impact, residential amenity, highway safety, visual amenity, ecology and other matters relating to no demand for the retail units and increased flooding risk.

He summarised a statement that the applicant's agent had provided in which they supported the officer's recommendation - the proposal accorded with the adopted development plan; the proposal did not require any changes to the bus stop; they agreed to the suggested conditions including the additional survey work in relation to trees and protected species and concluded that the development was in accordance with both Local and National Planning Policy thus fulfilling the allocation afforded to the site within the Local Plan making.

He added that in relation to the additional representations the majority of the comments reiterated those previously discussed within the report and provided further clarity on highway safety and heritage impact.

He concluded that the proposal would not result in unacceptable harm to the amenity of neighbouring occupiers and subject to additional survey work to adequately assess the impact on trees and protected species, the proposal was recommended for approval subject to the conditions set out in the report.

Councillor Hope declared an interest in item number 4 - Application no. 2019/1180 - 34 Main Street, Calverton by virtue of his position as a Parish Councillor for Calverton Parish Council. Councillor Hope informed the committee that he personally had no input or discussions with Calverton Parish Council leading to their objections to the application.

On the requisition of two members, the motion to grant planning permission was put to a named vote and the motion was not carried.

**For the motion:**

Councillors Lawrence and Truscott

**Against the motion:**

Councillors Adams, Creamer, David Ellis, Ellwood, Hope, Keneally, Paling, Parr, Scroggie, Sam Smith, Wheeler, Wilkinson

**Abstentions:**

None

The Chair proposed a motion, which was seconded, to record the names of councillors who would be willing to appear at a hearing if the refusal of the application, contrary to officer recommendation was to be the subject of an appeal.

Councillors Adams, Creamer, David Ellis, Ellwood, Hope, Keneally, Paling, Parr, Scroggie, Sam Smith, Wheeler and Wilkinson all raised their hands to indicate that they would be prepared to appear at a hearing if required.

The Chair proposed a motion, which was seconded, to briefly adjourn the meeting to allow officers to draft the proposed reasons for refusal of the application. The motion was supported and the Chair declared it carried.

The meeting was adjourned at 7:16pm

The meeting resumed at 7:26pm

Councillor David Ellis re-joined the meeting.

Following debate, an alternative proposal to refuse planning permission was moved and duly seconded and it was

**RESOLVED:**

To refuse the application for the following reasons:

1. The three storey element of the proposal would result in less than substantial harm to the setting of the conservation area and listed church that is not outweighed by the identified public benefit of the development, contrary to Part 16 of the National Planning Policy Framework (NPPF), Policy 11 of the Aligned Core Strategy (ACS) and Policies LPD 26, LPD 27 and LPD 28 of the Local Planning Document (LPD).
2. The design of the proposed development would result in in less than substantial harm to the setting of the conservation area and listed church that is not outweighed by the identified public benefit of the development, contrary to Part 16 of the National Planning Policy Framework (NPPF), Policy 11 of the Aligned Core Strategy (ACS) and Policies LPD 26, LPD 27 and LPD 28 of the Local Planning Document (LPD).

**APPLICATION NO. 2022/0006 - LAND OFF GEORGES LANE,  
CALVERTON**

Change of use of agricultural land to a mixed traditional, natural and woodland burial ground, erection of facilities building and associated car park, landscaping and new access arrangements onto Georges Lane.

Matthew Lymn Rose of A W Lymn, the applicant, spoke in favour of the application.

The Principal Planning Officer introduced the report.

**RESOLVED:**

To Grant planning permission subject to conditions:

**Conditions**

- 1 The development must be begun not later than three years beginning with the date of this permission.
- 2 The development hereby permitted shall be completed in accordance with the following drawings and documents:  
  
Site Location Plan (9175-L-101 rev A)  
Landscape Masterplan (9175-L-104 rev E)  
Cemetery shelter plan (PL-01 rev A)  
Access Arrangement Plan (TA01 rev F)  
Ecological Appraisal (December 2021)  
Tree Survey (P2349/1121/02)
- 3 No development or burials shall take place in the area identified as "Area of archaeological interest" identified on the drawing number 9175-L-104 rev E.
- 4 The proposed development hereby permitted shall not be brought into use until the site access arrangement as shown on drawing number TA01 revision F has been provided. The site access shall then be maintained in accordance with the approved details for the lifetime of the development.
- 5 The proposed development hereby permitted shall not be brought into use until Calverton Footpath 22 has been diverted in accordance with the details as shown on drawing number TA01 revision F.
- 6 The proposed development hereby permitted shall not be brought into use until the visibility splays of 2.4m x 103m and 2.4m x 56m as shown on drawing TA01 revision F have been provided.

- 7 The proposed development hereby permitted shall not be brought into use until the site access arrangement as shown on drawing TA01 revision F has been constructed with provision to prevent the discharge of surface water from the access to the public highway. The provision to prevent the discharge of surface water to the public highway shall then be retained for the lifetime of the development.
- 8 The proposed development hereby permitted shall not be brought into use until the bus stop has been stopped up and relocated in accordance with the details set out on drawing number TA01 Rev F.
- 9 The proposed development hereby permitted shall not be brought into use until details have been submitted to and approved in writing by the Local Planning Authority as to the position and specification within the development of one (1) Electric Vehicle Recharging Point. The Electric Vehicle Recharging Point shall be in a prominent position on the site and shall be for the exclusive use of zero emission vehicles. The Electric Vehicle Recharging Points shall be installed prior to occupation of any part of the development and shall be thereafter maintained in the location as approved for the lifetime of the development. All EV charging points shall meet relevant safety and accessibility requirements and be clearly marked with their purpose; which should be drawn to the attention of staff and visitors.
- 10 Prior to commencement of the development a Construction Emission Management Plan (CEMP) for minimising the emission of dust and other emissions to air during the site preparation and construction shall be submitted to and approved in writing by the Local Planning Authority. The CEMP must be prepared with due regard to the guidance produced by the Council on the assessment of dust from demolition and construction and include a site specific dust risk assessment. All works on site shall be undertaken in accordance with the approved CEMP unless otherwise agreed in writing by the Local Planning Authority.
- 11 During the course of the development any findings of archaeological investigations shall be deposited with Nottinghamshire County Council HER and Archaeology service.
- 12 No part of the development hereby approved shall commence until a detailed surface water drainage scheme based on the principles set forward by the approved Flood Risk Assessment (FRA) and Drainage Strategy ADC2729-RP-A, December 2021, ADC Infrastructure., has been submitted to and approved in writing by the Local Planning Authority. The scheme shall be implemented in accordance with the approved details prior to

completion of the development. The scheme to be submitted shall:

- Demonstrate that the development will use SuDS throughout the site as a primary means of surface water management and that design is in accordance with CIRIA C753.
- Limit the discharge rate generated by all rainfall events up to the 100 year plus 40% (for climate change) critical rain storm 5 l/s rates for the developable area.
- Provision of surface water run-off attenuation storage in accordance with 'ScienceReport SCO30219 Rainfall Management for Developments' and the approved FRA
- Provide detailed design (plans, network details and calculations) in support of any surface water drainage scheme, including details on any attenuation system, and the outfall arrangements. Calculations should demonstrate the performance of the designed system for a range of return periods and storm durations inclusive of the 1 in 1 year, 1 in 2 year, 1 in 30 year, 1 in 100 year and 1 in 100 year plus climate change return periods.
- For all exceedance to be contained within the site boundary without flooding new properties in a 100year+40% storm.
- Details of STW approval for connections to existing network and any adoption of site drainage infrastructure.
- Evidence of how the on-site surface water drainage systems shall be maintained and managed after completion and for the lifetime of the development to ensure long term

13 All burials in the cemetery shall be:

- a minimum of 250 m from a potable groundwater supply source;
- a minimum of 30 m from a water course or spring;
- a minimum of 10 m distance from field drains;

no burial into standing water and the base of the grave must be above the local water table

14 No development shall be carried out until a Construction and Environment Management Plan (CEMP) has been submitted to and approved in writing by the Local Planning Authority. Development shall proceed in accordance with the CEMP as approved.

15 Prior to the commencement of development a scheme for the provision of bat boxes throughout the site shall be submitted to and approved in writing by the Local Planning Authority. Development shall proceed in accordance the details as approved.

16 Prior to the erection of any external lighting there shall be submitted to and approved in writing by the Local Planning

Authority details of all such lighting, including levels of illumination and a lux plot of the estimated luminance, to be provided on the approved buildings or elsewhere within the site. Any security lighting to be installed, shall be designed, located and installed so as not to cause disturbance to ecological interests on and adjacent to the site. The external lighting shall be provided in accordance with the approved details and shall be retained as such for the lifetime of the development.

- 17 The internal access roads and parking areas within the site shall not be installed until precise details of their widths and the proposed materials to be used in their construction have been submitted to and approved in writing by the Local Planning Authority. The development shall thereafter be undertaken in accordance with the approved details and retained as such in perpetuity.
- 18 Prior to the commencement of development details of the trees to be removed within the areas identified as G4 and G2 on the Tree Survey (Reference: P2349/1121/0) shall be submitted to and approved in writing by the Local Planning Authority. Trees to be retained within groups G4 and G2 shall be protected in accordance with details as outlined in paragraph 4.2 of the approved Tree Survey.
- 19 Prior to above ground works commencing, a scheme of landscaping showing the location, species and size of specimens to be planted shall be submitted to and approved in writing by the Local Planning Authority. The scheme as approved shall be carried out in the first planting season from the use commencing. Any trees, shrubs or plants that die within a period of five years from the completion of each development phase, or are removed and/or become seriously damaged or diseased in that period, shall be replaced (and if necessary continue to be replaced) in the first available planting season with others of similar size and species.

### **Reasons**

- 1 In order to comply with Section 51 of the Planning and Compulsory Purchase Act 2004.
- 2 For the avoidance of doubt.
- 3 In the interest or preserving the designated heritage asset in accordance with LPD 26 of the Gedling Part 2 Local Plan (2018) and Policy 11 of the Aligned Core Strategy (2014).
- 4 In the interest of highway safety.

- 5 In the interest of highway safety.
- 6 In the interest of highway safety.
- 7 In the interest of highway safety.
- 8 In the interest of highway safety.
- 9 To ensure the development is constructed in an appropriate sustainable manner which takes into consideration air quality within the Borough, and takes into consideration the National Planning Policy Framework and policy LPD11 of the Councils Local Plan.
- 10 To ensure the development is constructed in an appropriate sustainable manner which takes into consideration air quality within the Borough, and takes into consideration the National Planning Policy Framework and policy LPD11 of the Councils Local Plan.
- 11 To ensure records of important archaeological features identified during the course of building work are retained in accordance with LPD 30 of the Gedling Part 2 Local Plan (2018).
- 12 A detailed surface water management plan is required to ensure that the development is in accordance with NPPF and local planning policies. It should be ensured that all major developments have sufficient surface water management, are not at increased risk of flooding and do not increase flood risk off-site.
- 13 To protect the quality of controlled waters in the local area.
- 14 In the interest of protecting the natural environment in accordance with the aims of LPD 17 of the Gedling Part 2 Local Plan (2018).
- 15 In the interest of protecting the natural environment in accordance with the aims of LPD 17 of the Gedling Part 2 Local Plan (2018).
- 16 To protect ecological interests on and adjacent to the site and in the interests of visual amenity and landscape character.
- 17 In the interests of visual amenity and landscape character.
- 18 In the interests of protecting the natural environment in accordance with LPD 17 of the Gedling Part 2 Local Plan (2018).
- 19 To ensure that the character of the area is respected and to comply with policy LPD19

## **Reasons for Decision**

The proposed development would represent appropriate development in the Green Belt and would not cause harm to openness or to the purposes of including land within the Green Belt. It is not considered that there would be an undue impact upon visual amenity or landscape character, residential amenity, highway safety, designated heritage assets, ecological considerations or ground water. The proposal therefore accords with the objectives of the National Planning Policy Framework, Aligned Core Strategy Policies A, 1, 3, 10, and 11, Local Planning Document Policies 6, 19, 26, 32, 57 and 61 and Calverton Neighbourhood Plan Policies ISF1, ISF2, ISF3, BE1, BE5, NE3, NE4 and NE5. Whilst it is noted that a departure is taken from the Aligned Core Strategy Policy 17 in that the perspective Special Protection Area is not being treated as a confirmed European site, the reason for this is set out in detail in the officer report to Planning Committee.

## **Notes to Applicant**

The Borough Council has worked positively and proactively with the applicant in accordance with paragraph 38 of the National Planning Policy Framework. During the processing of the application discussions took place with the applicant to make amendments to the application to ensure a positive outcome could be achieved.

The proposed development lies within a coal mining area which may contain unrecorded coal mining related hazards. If any coal mining feature is encountered during development, this should be reported immediately to The Coal Authority on 0845 762 6848. Further information is also available on The Coal Authority website at [www.coal.decc.gov.uk](http://www.coal.decc.gov.uk). Property specific summary information on past, current and future coal mining activity can be obtained from The Coal Authority's Property Search Service on 0845 762 6848 or at [www.groundstability.com](http://www.groundstability.com)

The applicant is advised that all planning permissions granted on or after 16th October 2015 may be subject to the Community Infrastructure Levy (CIL). Full details of CIL are available on the Council's website. The proposed development has been assessed and it is the Council's view that CIL is not payable on the development hereby approved as the development type proposed is zero rated in this location.

In order to carry out the off-site works required you will be undertaking work in the public highway which is land subject to the provisions of the Highways Act 1980 (as amended) and therefore land over which you have no control. In order to undertake the works you will need to enter into an agreement under Section 278 of the Act. Please contact [hdc.south@nottscc.gov.uk](mailto:hdc.south@nottscc.gov.uk) for details.

The proposed development appears to require the diversion of a public right of way/highway. The grant of planning permission for this development does not authorise the obstruction or the diversion of this public right of way/highway and an unlawful obstruction to the right of way/highway is a criminal offence and may result in the obstructing development being required to be removed.

The developer is encouraged to consider upgrading the EV charging facilities to incorporate mode 3 charging capability as this will help future proof the development and improve its sustainability. A suitable electrical socket can be provided to allow 'Mode 3' charging of an electric vehicle, allowing Smart charging of electric vehicles. All electrical circuits/installations shall comply with the electrical requirements of BS7671:2008 as well as conform to the IET code of practice on Electrical Vehicle Charging Equipment installation (2015).

There should be no disturbance to the surface of the footpath without prior authorisation from the Rights of Way team. The safety of the public using the path should be observed at all times. A Temporary Closure of the Footpath may be granted to facilitate public safety during the construction phase subject to certain conditions. Further information and costs may be obtained by contacting the Rights of Way section. The applicant should be made aware that at least 5 weeks' notice is required to process the closure and an alternative route on should be provided if possible. If the route is to be fenced, ensure that the appropriate width is given to the path and that the fence is low level and open aspect to meet good design principles. If a structure is to be built adjacent to the public footpath, the width of the right of way is not to be encroached upon. Structures cannot be constructed on the line of the right of way without the prior authorisation of the Rights of way team. It should be noted that structures can only be authorised under certain criteria and such permission is not guaranteed. Where the right of way runs across the site, there are currently open fields on either side with no adjacent boundary. This open aspect should be retained as far as is practicable as part of any development, with good practice design principles applied to either ensure that the route does not become enclosed and/or is incorporated it as part of a greenspace corridor. See NCC development guide. The existing boundary hedge/tree line directly bordering the development/boundary etc is the responsibility of the current owner/occupier of the land. On the assumption that this boundary is to be retained it should be made clear to all new property owners that they are responsible for the maintenance of that boundary, including the hedge/tree line ensuing that it is cut back so as not to interfere with right of way. Should scaffold be required on or over the RoW then the applicant should apply for a license and ensure that the scaffold is constructed so as to allow the public use without interruption. [licences@viaem.co.uk](mailto:licences@viaem.co.uk) If this is not possible then an application to temporarily close the path for the duration should also be applied for (6 weeks' notice is required), email [countryside.access@nottsc.gov.uk](mailto:countryside.access@nottsc.gov.uk) If a skip is required and is sited on a highway, which includes a RoW then

the company supplying the skip must apply for a permit. <http://www.nottinghamshire.gov.uk/transport/licences-and-permits/skip-permit> and also ensure that the RoW can still be accessed appropriately by the users permitted by its status i.e. equestrians if a on bridleway, motorised vehicles if on a byway open to all traffic. There should be no disturbance to the surface of the footpath without prior authorisation from the Rights of Way team. The safety of the public using the path should be observed at all times. A Temporary Closure of the Footpath may be granted to facilitate public safety during the construction phase subject to certain conditions. Further information and costs may be obtained by contacting the Rights of Way section. The applicant should be made aware that at least 5 weeks' notice is required to process the closure and an alternative route on should be provided if possible. If the route is to be fenced, ensure that the appropriate width is given to the path and that the fence is low level and open aspect to meet good design principles. If a structure is to be built adjacent to the public footpath, the width of the right of way is not to be encroached upon. Structures cannot be constructed on the line of the right of way without the prior authorisation of the Rights of way team. It should be noted that structures can only be authorised under certain criteria and such permission is not guaranteed. Where the right of way runs across the site, there are currently open fields on either side with no adjacent boundary. This open aspect should be retained as far as is practicable as part of any development, with good practice design principles applied to either ensure that the route does not become enclosed and/or is incorporated it as part of a greenspace corridor. See NCC development guide. If the design of any proposed development requires the legally recorded route of the RoW to be diverted because it cannot be accommodated on the legal line within the scheme, then this should be addressed under the relevant provisions within the Town and Country Planning Act 1990 for the diverting/stopping up of public rights of way affected by development. An application way under this act should be made to the Planning authority and is a separate application to the planning permission. For path which required a TCPA diversion Under Section 12 of the Growth and Infrastructure Act 2013, it is now possible for the planning authority to carry out preliminary consultations, draft and make the Order under the appropriate Regulations (Town & Country Planning Public Path Orders Regulations 1993) if an application has been made under Part 3, and before planning permission has been granted, if on granting it, it is necessary to alter a public path. The order can be confirmed if planning permission is then granted. This can avoid the previous delays caused by developers having to wait for planning permission to be granted before applying for a diversion. The existing boundary hedge/tree line directly bordering the development/boundary/ etc is the responsibility of the current owner/occupier of the land. On the assumption that this boundary is to be retained it should be made clear to all new property owners that they are responsible for the maintenance of that boundary, including the hedge/tree line ensuing that it is cut back so as not to interfere with right of way. If common land is affected or adjacent to: Provisional investigations suggest the application site may subject to, or

be in close proximity to land which is registered as Common Land or Town/Village Green. Works on Common Land and Town/Village Greens may be subject to procedures as set out in The Commons Registration Act 1965 and The Commons Act 2006. For further information you are advised to contact the Countryside Access Team, Nottinghamshire County Council Loughborough Road, West Bridgford, Nottingham NG2 7QP or [Countryside.Access@nottscc.gov.uk](mailto:Countryside.Access@nottscc.gov.uk). Should scaffold be required on or over the RoW then the applicant should apply for a license and ensure that the scaffold is constructed so as to allow the public use without interruption. [licences@viaem.co.uk](mailto:licences@viaem.co.uk) If this is not possible then an application to temporarily close the path for the duration should also be applied for (6 weeks' notice is required), email [countryside.access@nottscc.gov.uk](mailto:countryside.access@nottscc.gov.uk). If a skip is required and is sited on a highway, which includes a RoW then the company supplying the skip must apply for a permit. <http://www.nottinghamshire.gov.uk/transport/licences-and-permits/skip-permit> and also ensure that the RoW can still be accessed appropriately by the users permitted by its status i.e. equestrians if a on bridleway, motorised vehicles if on a byway open to all traffic

**6 ENFORCEMENT REF: 0216/2021 - RAMPER COVERT WOOD, MANSFIELD ROAD, ARNOLD**

Unauthorised change of use from woodland to events venue with associated erection of 2 no. joined tipi tents, erection of a stage and siting of a WC trailer, trailer mounted cabin and seating.

The Head of Development and Place introduced the report.

**RESOLVED:**

That the Head of Development and Place, in conjunction with the Head of Governance and Customer Services, be authorised to take all relevant planning enforcement action including the service of any necessary enforcement notices and issue of proceedings through the courts, if required, to ensure the cessation of the unauthorised change of use of the site as an events venue and removal of all associated structures and facilities including 2 no. joined tipi tents, wooden framed stage, trailer mounted timber cabin, WC trailer, seating, tables and wooden archway.

**7 HOUSES IN MULTIPLE OCCUPATION (HMOS) IN THE NETHERFIELD WARD**

The Head of Development and Place introduced the report.

**RESOLVED:**

To note Cabinet's resolution on the suitability of implementing an Article 4 direction to introduce a requirement for planning permission to change from a C3 Dwellinghouse (family dwelling) to a C4 HMO (3-6 unrelated people who share facilities) in the Netherfield Ward.

**8 HOUSING DELIVERY ACTION PLAN 2022**

The Head of Development and Place introduced the report.

**RESOLVED:**

To note the Housing Delivery Action Plan 2022 published in July 2022, attached as Appendix 1.

**9 FUTURE APPLICATIONS**

**RESOLVED:**

To note the information.

**10 PLANNING DELEGATION PANEL ACTION SHEETS**

**RESOLVED:**

To note the information.

**11 ANY OTHER ITEMS WHICH THE CHAIR CONSIDERS URGENT.**

None.

The meeting finished at 8.15 pm

Signed by Chair:  
Date:

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## MINUTES CABINET

Thursday 4 August 2022

Councillor John Clarke (Chair)

Councillor Michael Payne  
Councillor David Ellis  
Councillor Kathryn Fox

Councillor Jenny Hollingsworth  
Councillor Ron McCrossen  
Councillor Viv McCrossen

Absent: Councillor Henry Wheeler

Officers in Attendance: M Hill, A Ball, E Minogue, P Adcock, E McGinlay and S Pregon

Time of meeting start: 14:00

### 1 APOLOGIES FOR ABSENCE

Apologies for absence were received from Councillor Wheeler

### 2 TO APPROVE, AS A CORRECT RECORD, THE MINUTES OF THE MEETING HELD ON 6 JULY 2022

#### RESOLVED:

That the minutes of the above meeting, having been circulated, be approved as a correct record.

### 3 DECLARATION OF INTERESTS

None

### 4 FORWARD PLAN

Consideration was given to a report of the Democratic Services Manager, which had been circulated prior to the meeting, detailing the Executive's draft Forward Plan for the next six month period.

#### RESOLVED:

To note the report.

### 5 GEDLING PLAN QUARTER 1 2022/23 REPORT

Consideration was given to a report of the Head of HR, Performance and Service Planning, which had been circulated prior to the meeting, detailing the summary of the position against improvement actions and

performance indicators in the 2020-23 Gedling Plan at the end of 2022/23 quarter 1.

**RESOLVED:**

To note the progress against the improvement actions and performance indicators in the 2020-23 Gedling Plan for the end of 2022/23 quarter 1.

**6 PRUDENTIAL CODE INDICATOR MONITORING 2022/23 AND QUARTERLY TREASURY ACTIVITY REPORT FOR Q1**

Consideration was given to a report of the Head of Finance and IT, which had been circulated prior to the meeting, detailing the performance monitoring of the 2022/23 prudential code indicators, and advising Members of the quarterly treasury activity.

**RESOLVED:**

To note the report, together with the Treasury Activity Report 2022/23 for Quarter 1 at appendix 1, and the Prudential and Treasury Indicator Monitoring 2022/23 for Quarter 1, at appendix 2.

**7 BUDGET MONITORING (Q1) AND VIREMENT REPORT**

Consideration was given to a report of the Senior Leadership Team, which had been circulated prior to the meeting, to update Cabinet on the forecast outturn for Revenue and Capital Budgets for 2022/22 and to request approval for the changes to the budget as set out in the report.

**RESOLVED to:**

- 1) Approve the General Fund Budget virements set out in Appendix 1; and
- 2) Note the use of reserves and funds during quarter one as detailed in Appendix 2; and
- 3) Approve the changes to the capital programme included in paragraph 2.4.

**8 ANNUAL REPORT OF THE SENIOR INFORMATION RISK OWNER 2021/22**

Consideration was given to a report of the Director of Corporate Resources and S151 Officer, which had been circulated prior to the meeting, which presented the senior information risk owner annual report to members.

**RESOLVED:**

To note the annual report of the Senior Information Risk Owner 2021/22.

**9 STRATEGIC REVIEW - COMMUNITY FACILITIES**

Consideration was given to a report of the Corporate Director, which had been circulated prior to the meeting, to seek Cabinet approval for the proposed strategic review of community facilities and associated budget arrangements for this.

**RESOLVED** to:

- 1) Approve the outline approach for the strategic review; and
- 2) Approve the establishment by virement of a budget of £90,000 for the strategic review to be funded from the earmarked Leisure Strategy reserve

**10 ANY OTHER ITEMS THE CHAIR CONSIDERS URGENT**

None.

The meeting finished at 2.45 pm

Signed by Chair:  
Date:

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## MINUTES ENVIRONMENT AND LICENSING COMMITTEE

**Tuesday 9 August 2022**

Councillor Marje Paling (Chair)

Present: Councillor Nicki Brooks                      Councillor Julie Najuk  
Councillor Pat Bosworth                      Councillor Alex Scroggie  
Councillor Rachael Ellis                      Councillor Martin Smith  
Councillor Des Gibbons                      Councillor Paul Wilkinson

Absent: Councillor Sam Smith and Councillor Clive Towsey-Hinton

Officers in Attendance: C Allcock, B Hopewell and R Pentlow

### **70 APOLOGIES FOR ABSENCE AND SUBSTITUTIONS.**

Apologies for absence were received from Councillor Sam Smith.

### **71 TO APPROVE, AS A CORRECT RECORD, THE MINUTES OF THE MEETING HELD ON 12 JULY 2022.**

#### **RESOLVED:**

That the minutes of the above meeting, having been circulated, be approved as a correct record.

### **72 DECLARATION OF INTERESTS.**

None.

### **73 ANY OTHER ITEM WHICH THE CHAIR CONSIDERS URGENT.**

None.

### **74 EXCLUSION OF THE PRESS AND PUBLIC.**

#### **RESOLVED:**

That, the Members being satisfied that the public interest in maintaining the exemption outweighs the public interest in disclosing the information that under Section 100(A)(4) of the Local Government Act 1972, the public and press be excluded from the meeting during the consideration of the ensuing reports on the grounds that the reports involve the likely disclosure of exempt information as defined in Paragraph 7 of Part 1 of Schedule 12A of the Local Government Act 1972.

**75 APPEAL AGAINST COMMITTEE DECISION FOR IMMEDIATE REVOCATION OF HACKNEY CARRIAGE/PRIVATE HIRE DRIVER - JM**

Consideration was given to a report which gave information about a recently decided appeal against the revocation of a license.

**RESOLVED:**

To note the information.

**76 APPLICATION FOR A ONE YEAR HACKNEY CARRIAGE/PRIVATE HIRE DRIVERS LICENCE - MN**

Consideration was given to a report of the Corporate Director of Environment, Communities and Leisure, which had been circulated prior to the meeting, regarding an application for a one year joint Hackney Carriage/Private Hire Driver's Licence for MN.

MN did not attend the meeting so members agreed to defer the decision of the application to the next available committee.

MN arrived and as all members were still present in the chamber it was agreed by the members to re-convene the meeting and consider MN's application.

MN addressed the Committee.

In making the decision the Committee applied the Council's approved Policy and Guidelines.

**RESOLVED to:**

Approve MN's application for a one year Joint Hackney Carriage/Private Hire Driver's Licence.

The meeting finished at 5.05 pm

Signed by Chair:  
Date:

## MINUTES JOINT CONSULTATIVE AND SAFETY COMMITTEE

Tuesday 30 August 2022

Present: Councillor Roxanne Ellis                      Councillor Barbara Miller  
            Councillor Andrew Ellwood                  Councillor Julie Najuk  
            Councillor Paul Feeney                      Councillor Paul Wilkinson  
Unison: Susan Buchanan                              Alison Hunt

Absent: Councillor Alex Scroggie and Councillor Helen Greensmith

Officers in Attendance: D Archer and B Hopewell

### **1 APOLOGIES FOR ABSENCE AND SUBSTITUTIONS.**

Apologies for absence were received from Councillors Greensmith and Scroggie. Councillor Najuk attended as substitute.

### **2 TO APPROVE, AS A CORRECT RECORD, THE MINUTES OF THE MEETING HELD ON 7 JUNE 2022.**

#### **RESOLVED:**

That the minutes of the above meeting, having been circulated, be approved as a correct record.

### **3 DECLARATION OF INTERESTS.**

None.

### **4 MINOR CHANGES TO THE ESTABLISHMENT.**

The Head of HR, Performance and Service Planning introduced a report, which had been circulated in advance of the meeting, highlighting any minor changes to the establishment proposed by the Senior Leadership Team for implementation outside the formal full JCSC process following consultation with trade unions.

#### **RESOLVED:**

To note the report.

### **5 SICKNESS ABSENCE.**

The Head of HR, Performance and Service Planning introduced a report, which had been circulated in advance of the meeting, informing members of the current levels of sickness absence in the organisation and to examine trends.

**RESOLVED:**

To note the report.

**6 CURRENT STAFFING ISSUES.**

The Head of HR, Performance and Service Planning introduced a report, which had been circulated in advance of the meeting, highlighting any issues of particular interest that relates to the council's workforce.

**RESOLVED:**

To note the report.

**7 GENDER PAY GAP.**

Councillor Miller joined the meeting.

The Head of HR, Performance and Service Planning introduced a report, which had been circulated in advance of the meeting, asking members to note the content of the Gender Pay Gap information that has been reported.

**RESOLVED:**

To note the report.

**8 EXCLUSION OF THE PRESS AND PUBLIC.**

That, Members being satisfied that the public interest in maintaining the exemption outweighs the public interest in disclosing the information that under Section 100(a)(4) of the Local Government Act 1972, the public and press be excluded from the meeting during the consideration of the ensuing reports on the grounds that the reports involve the likely disclosure of exempt information as defined in Paragraph 4 of Part 1 of Schedule 12a of the Local Government Act 1972.

**9 CONSULTATION CLOSURE- REVIEW OF STAND-BY PAYMENTS.**

The Head of HR, Performance and Service Planning introduced a report, which had been circulated in advance of the meeting, seeking approval to close the formal consultation on the proposed amendments to the existing Stand-by and Callout policy in order to recognise a higher level

of payment when “Boxing Day” falls on a weekend. The report also asked the Joint Consultative and Safety Committee for comment and recommendation to inform the Appointments and Conditions of Service Committee prior to its decision relating to implementation of policy changes.

**RESOLVED:**

To close the formal consultation on the proposed amendments to the existing Stand-by and Callout Policy in order to recognise a higher level of payment when “Boxing Day” falls on a weekend.

**10 CONSULTATION CLOSURE- CHANGE TO OVERTIME POLICY.**

The Head of HR, Performance and Service Planning introduced a report, which had been circulated in advance of the meeting, seeking approval to close the formal consultation on the proposed amendments to the existing overtime policy that set out arrangements for occasions when services are withdrawn due to bank holidays then instead delivered at weekends. The report also asked the Joint Consultative and Safety Committee for comments and recommendation to inform the Appointments and Conditions of Service Committee prior to its decision relating to implementation of policy changes.

**RESOLVED:**

To close the formal consultation on the proposed amendments to the existing Overtime Policy that set out arrangements for occasions when services are withdrawn due to bank holidays then instead delivered at weekends.

**11 CONSULTATION CLOSURE- FOSTERING-FRIENDLY POLICY.**

The Head of HR, Performance and Service Planning introduced a report, which had been circulated in advance of the meeting, seeking approval to close the formal consultation on the proposed creation of a new fostering friendly policy. The report also asked the Joint Consultative and Safety Committee for comment and recommendation to inform the Appointments and Conditions of Service Committee prior to its decision relating to implementation of a new policy.

**RESOLVED:**

- 1) To close the formal consultation on the proposed creation of a new fostering-friendly policy; and
- 2) The Appointments and Conditions of Service Committee should be asked to consider the suggestion to amend the policy proposal so that there was no difference between the time given for placement of a foster child whether they were under or over five years old and that four

weeks' paid leave should be given in all cases if the employee is the primary carer.

**12 ANY OTHER ITEM WHICH THE CHAIR CONSIDERS URGENT.**

None.

The meeting finished at 6.15 pm

Signed by Chair:  
Date:

## MINUTES ENVIRONMENT AND LICENSING COMMITTEE

Tuesday 6 September 2022

Councillor Marje Paling (Chair)

Present: Councillor Nicki Brooks Councillor Alex Scroggie  
Councillor Rachael Ellis Councillor Sam Smith  
Councillor Des Gibbons Councillor Clive Towsey-Hinton  
Councillor Mike Hope Councillor Paul Wilkinson  
Councillor Julie Najuk

Absent: Councillor Pat Bosworth and Councillor Martin Smith

Officers in Attendance: J Brough, L Chaplin, P Gibbs and B Hopewell

### **1 APOLOGIES FOR ABSENCE AND SUBSTITUTIONS.**

Apologies for absence were received by Councillors Bosworth and Martin Smith. Councillor Hope attended as substitute.

### **2 TO APPROVE, AS A CORRECT RECORD, THE MINUTES OF THE MEETING HELD ON 9 AUGUST 2022**

#### **RESOLVED:**

That the minutes of the above meeting, having been circulated, be approved as a correct record.

### **3 DECLARATION OF INTERESTS.**

None.

### **4 EXCLUSION OF THE PRESS AND PUBLIC.**

#### **RESOLVED:**

That, the Members being satisfied that the public interest in maintaining the exemption outweighs the public interest in disclosing the information that under Section 100(A)(4) of the Local Government Act 1972, the public and press be excluded from the meeting during the consideration of the ensuing reports on the grounds that the report involves the likely disclosure of exempt information as defined in Paragraph 7 of Part 1 of Schedule 12A of the Local Government Act 1972.

Permission was sought from the Members and SAA for JW to observe the meeting for training purposes.

**5 CHANGE OF CIRCUMSTANCE OF JOINT HACKNEY CARRIAGE / PRIVATE HIRE DRIVERS LICENCE**

Consideration was given to a report of the Director of Environment Communities and Leisure, which had been circulated in advance of the meeting, regarding a change of circumstances following information received about the holder of a Joint Hackney Carriage/ Private Hire Driver's Licence.

SAA attended the meeting and addressed the Committee.

In making the decision the Committee applied the Council's approved Policy and Guidelines.

**RESOLVED to:**

- 1) Suspend SAA's licence for 14 days; and
- 2) Issue a warning to SAA that such conduct fell short of the expected standard for Hackney Carriage Drivers and that further such incidents would result in another appearance before the Committee.

SAA was given 21 days to surrender his licence and was advised of his right to appeal against the decision of the Committee.

**6 ANY OTHER ITEM WHICH THE CHAIR CONSIDERS URGENT.**

None.

The meeting finished at 5.25 pm

Signed by Chair:  
Date:

## MINUTES PLANNING COMMITTEE

Wednesday 7 September 2022

In Attendance: Councillor Paul Wilkinson Councillor Andrew Dunkin  
Councillor Michael Adams Councillor Meredith Lawrence  
Councillor Peter Barnes Councillor Ron McCrossen  
Councillor Chris Barnfather Councillor Barbara Miller  
Councillor David Ellis Councillor Marje Paling  
Councillor Rachael Ellis Councillor John Parr  
Councillor Mike Hope Councillor Lynda Pearson  
Councillor Rosa Keneally Councillor Henry Wheeler

Absent: Councillor John Truscott and Councillor Andrew Ellwood

Officers in Attendance: M Avery, N Bryan, C Goodall and S Pregon

### 12 APOLOGIES FOR ABSENCE AND SUBSTITUTIONS.

Apologies for absence were received from Councillors Ellwood and Truscott. Councillors Dunkin and Pearson attended as substitutes.

### 13 TO APPROVE, AS A CORRECT RECORD, THE MINUTES OF THE MEETING HELD ON 27 JULY 2022.

#### RESOLVED:

That the minutes of the above meeting, having been circulated, be approved as a correct record.

### 14 DECLARATION OF INTERESTS

The Chair declared collective non-pecuniary interests on behalf of all councillors in respect of item 5, application no. 2021/1225 as the Council had the benefit of servitudes which affected part of the application site and the Council owned part of the application site, and in respect of item 6 application no. 2022/0795 as the Council owned the application site.

Councillors Paling and Wheeler declared that they were predetermined on item 6, as they had been campaigning for CCTV to be installed on Killisick Recreation Ground for a number of years, and that they would therefore abstain from the debate and from voting on the application.

Councillor Rachael Ellis declared, in respect of item 5 on the agenda, that she was a member of St Albans Parish Council who had submitted comments, but that she had been careful not to predetermine herself.

Councillor David Ellis declared, in respect of item 6 on the agenda, that as Portfolio Holder he had signed off the application relating to the installation of the CCTV and would therefore not take part in the debate, nor the vote.

**15 APPLICATION NO. 2022/0153 - 49 CHANDOS STREET  
NETHERFIELD**

Proposed change of use from dwelling (C3) to 7 bedroom HMO including rear dormer extension.

Rae Murphy of JBM Property Management (The applicant) spoke in support of the application.

The Principal Planning Officer introduced the report.

**RESOLVED:**

To GRANT PLANNING PERMISSION: subject to the following conditions:

**Conditions**

- 1 The development must be begun not later than three years beginning with the date of this permission.
- 2 The development shall be carried out in accordance with the details as set out within the amended application form received on the 5th April 2022, the site location plan received on the 8th February 2022, the site/block plan received on the 8th February 2022 and the plan showing the proposed floor plans and elevations received on the 8th February 2022, drawing number: 22017-P-102.
- 3 The development shall be carried out in accordance with the submitted Flood Risk Assessment received on the 8th February 2022 titled 'Application for the Proposed Change of Use to 49 Chandos Street, Netherfield, NG4 2LP.

**Reasons**

- 1 In order to comply with Section 51 of the Planning and Compulsory Purchase Act 2004.
- 2 For the avoidance of doubt.

- 3 To ensure that the site is safe and suitable for use, thereby taking into consideration the aims of the National Planning Policy Framework 2021, policy 1 of the Aligned Core Strategy 2014 and policy LPD3 of the Local Planning Document 2018.

### **Reasons for Decision**

The proposed development is consistent with national and local planning policies. The proposal will result in no undue impact on the residential amenity of occupiers of neighbouring properties, there are no highway safety or parking issues arising and space standards within the development are considered to be acceptable, a Licence however would need to be sought from the Borough Council. The development is also acceptable in respect to flood risk issues. It is considered that the proposal is appropriate for its context and is in accordance with the NPPF (Sections 5, 12 and 14), Policies 1, 8 and 10 of the GBCAS (2014) and Policies LPD 3, 32, 37 and 61 of the LPD.

### **Notes to Applicant**

Planning Statement - The Borough Council has worked positively and proactively with the applicant in accordance with paragraph 38 of the National Planning Policy Framework (2021).

The applicant is advised that all planning permissions granted on or after 16th October 2015 may be subject to the Community Infrastructure Levy (CIL). Full details of CIL are available on the Council's website. The proposed development has been assessed and it is the Council's view that CIL is not payable on the development hereby approved as the development type proposed is zero rated in this location.

Your attention is drawn to the following Building Regulations advice which will need to be adhered to: Sound Insulation & Building Regulations The resistance to the passage of sound in buildings must comply with Approved Document E of the building regulations which sets out standards for the resistance to airborne sound and impact sound between and within dwellings. Approved Documents E covers:- Separating walls, floors & associated flanking transmissions for new buildings-Internal walls, floors & stairs for new buildings-Dwelling houses & flats formed by a material change of use-Rooms for residential purposes-Common internal parts of buildings containing flats or rooms for residential purposes . Approved Document E states that it is good practice to consider the layout of rooms in separate dwellings at the design stage to avoid placing noise sensitive rooms next to rooms in which noise is generated eg not situating living areas or kitchens above or next to bedrooms. This will reduce the likelihood of future complaints about impact noise.

**APPLICATION NO. 2021/1225 - NOTTINGHAMSHIRE FIRE AND RESCUE HEADQUARTERS BESTWOOD LODGE DRIVE**

Outline planning application with means of access, layout and scale for consideration for the construction of 32 dwellings.

Margaret Davenport (on behalf of local residents of the Old Stable Block) spoke in objection to the application.

Terry Scott of Nottinghamshire Fire and Rescue Service (The applicant) spoke in support of the application.

The Head of Development and Place introduced the report.

**RESOLVED:**

To GRANT OUTLINE PLANNING PERMISSION: Subject to the owner entering into a planning obligation secured through a s106 agreement with the Borough Council as the Local Planning Authority and the County Council to secure affordable housing, education, health contributions, management company for the on-going maintenance of the access road and any other roads within the development and open spaces not within residential curtilages and not adopted by the Highway Authority or Borough Council and a local labour agreement; and subject to the conditions listed for the reasons set out in the report.

**Conditions**

1. Application for the approval of reserved matters must be made not later than three years from the date of the outline permission and the development to which this permission relates must be begun within two years from the date of final approval of reserved matters.
2. Approval of the details of appearance, and landscaping (hereinafter called "the reserved matters") shall be obtained from the Local Planning Authority before the commencement of any development.
3. This permission shall be read in accordance with the following approved plans:

Site Location Plan 20040-FSA-00-XX-DR-A-0001 P02 received 4<sup>th</sup> April 2022.

Site layout Plan 20040-FSA-00-XX-DR-A-0002 P01 received 20<sup>th</sup> June 2022.

Proposed Access Arrangements PBL5-BSP-ZZ-ZZ-DR-D-0001 Rev PO2 received 4<sup>th</sup> April 2022.

The development shall thereafter be undertaken in accordance with the approved plans.

4. Prior to the commencement of development details of the existing and proposed ground levels of the site and finished floor levels of the dwellings shall be submitted to and approved in writing by the Local Planning Authority. The development shall thereafter be undertaken in accordance with the approved details.
5. No part of the development hereby permitted shall commence until a detailed surface water drainage scheme based on the principles set out by the approved Flood Risk Assessment (FRA) and Drainage Strategy dated 27<sup>th</sup> May 2021 has been submitted to and approved in writing by the Local Planning Authority. These details shall include infiltration testing results for the site.

The scheme shall be implemented in accordance with the approved details prior to the completion of the development.

6. Unless otherwise agreed by the Local Planning Authority, development must not commence until the following has been complied with:

#### Site Characterisation

An assessment of the nature and extent of any potential contamination has been submitted to and approved in writing by the Local Planning Authority. This assessment must be undertaken by a competent person, and shall assess any contamination on the site, whether or not it originates on the site. Moreover, it must include; a survey of the extent, scale and nature of contamination and; an assessment of the potential risks to: human health, property, adjoining land, controlled waters, ecological systems, archaeological sites and ancient monuments.

#### Submission of Remediation Scheme

Where required, a detailed remediation scheme (to bring the site to a condition suitable for the intended use by removing unacceptable risks to critical receptors) should be submitted to and approved in writing by the Local Planning Authority. The scheme must include all works to be undertaken, proposed remediation objectives and remediation criteria, an appraisal of remedial options, and proposal of the preferred option(s), and a timetable of works and site management procedures.

- a) In the event that remediation is required to render the development suitable for use, the agreed remediation scheme

shall be implemented in accordance with the approved timetable of works. Prior to occupation of any building(s) a Verification Report (that demonstrates the effectiveness of the remediation carried out) must be submitted and approved in writing by the Local Planning Authority.

- b) In the event that contamination is found at any time when carrying out the approved development that was not previously identified it must be reported in writing immediately to the Local Planning Authority and once the Local Planning Authority has identified the part of the site affected by the unexpected contamination development must be halted on that part of the site.

An assessment must be undertaken in accordance with the requirements above, and where remediation is necessary a remediation scheme, together with a timetable for its implementation and verification reporting, must be submitted to and approved in writing by the Local Planning Authority.

- 7. From the date of first occupation every property built on the site with one or more dedicated vehicle parking spaces and/ or a garage shall be provided with access to an electric vehicle (EV) charge point. Charge points must have a minimum power rating output of 7kW on a dedicated circuit, capable of providing a safe overnight charge to an electric vehicle.

All EV charging points shall meet relevant safety and accessibility requirements and be clearly marked with their purpose; which should be drawn to the attention of new residents in their new home welcome pack / travel planning advice.

- 8. Prior to commencement of the development a Construction Emission Management Plan (CEMP) for minimising the emission of dust and other emissions to air during the site preparation and construction shall be submitted to and approved in writing by the Local Planning Authority. The CEMP must be prepared with due regard to the guidance produced by the Council on the assessment of dust from demolition and construction and include a site specific dust risk assessment. All works on site shall be undertaken in accordance with the approved CEMP unless otherwise agreed in writing by the Local Planning Authority.
- 9. No development shall be commenced until details of the means of foul drainage have been submitted to and approved in writing by

the local planning authority. The development shall be undertaken in accordance with the approved details.

10. No development shall commence on any part of the application site unless or until a suitable access arrangement as shown for indicative purposes on drawing number PBL5-BSP-ZZ- ZZ-DR-D-0001 Rev P02 has been provided to the satisfaction of the Local Planning Authority.
11. No development hereby permitted shall commence until wheel washing facilities have been installed on the site. The wheel washing facilities shall be maintained in working order at all times and shall be used by any vehicle carrying mud, dirt or other debris on its wheels before leaving the site so that no mud, dirt or other debris is discharged or carried on to a public road.
12. Notwithstanding the submitted details, the formal written approval of the Local Planning Authority is required prior to commencement of any development with regard to parking and turning facilities, access widths, gradients, surfacing, street lighting, structures, visibility splays and drainage. The development shall be undertaken in accordance with the approved details.
13. Notwithstanding the submitted details prior to the commencement of any development on site a further protective species survey of the site as advised by the submitted Preliminary Ecological Appraisal Report shall be undertaken. Should any protected species be found to be present then precise details of mitigation measures shall be submitted to and approved in writing by the Local Planning Authority. The development shall thereafter be undertaken in accordance with the approved details.
14. No development shall commence until there shall have been submitted to and approved in writing by the local planning authority a scheme for tree protection. The scheme shall include indications of all existing trees and hedgerows on and adjacent to the land, identify those to be retained, identify root protection zones and set out measures for their protection throughout the course of development. The development shall be undertaken in accordance with the approved details.
15. Notwithstanding the provisions of the Town and Country Planning (General Permitted Development) (England) Order 2015 (or any order revoking and re-enacting that Order with or without modification) Class E, no buildings shall be erected other than those expressly authorised by this permission.

## Reasons

- 1 To comply with the requirements of Section 92 of the Town and Country Planning Act 1990.
- 2 To comply with the requirements of Section 92 of the Town and Country Planning Act 1990. The application is expressed to be in outline only in accordance with Article 5 of the Town and Country Planning (Development Management Procedure) (England) Order 2015.
- 3 To define the permission, for the avoidance of doubt.
- 4 This pre-commencement condition is necessary to ensure that the development does not have a detrimental impact upon visual amenity or upon the occupiers of adjacent dwellings
- 5 To ensure that satisfactory provision is made at the appropriate time for the disposal of surface water.
- 6 To ensure the development is safe and suitable for use.
- 7 In the interest of sustainable travel
- 8 To ensure the development is constructed in an appropriate sustainable manner which takes into consideration air quality with in the Borough, and takes into consideration policy LPD11 of the Councils Local Planning Document.
- 9 To ensure a satisfactory means of foul drainage.
- 10 In the interest of Highway Safety, to ensure adequate access.
- 11 In the interest of Highway Safety, to ensure adequate access.
- 12 To ensure appropriate access and parking arrangements are available.
- 13 In the interests of protecting ecological interests
- 14 In the interests of visual amenity.
- 15 To assess the impact on openness of the Green Belt of any additional buildings on the site.

## Notes to applicant:

The Borough Council has worked positively and proactively with the applicant in accordance with paragraph 38 of the National Planning Policy Framework. During the processing of the application discussions

took place with the applicant to make amendments to the application to ensure a positive outcome could be achieved.

**Informative:** In relation to Condition 5 the details shall demonstrate that the development will use SuDS throughout the site as a primary means of surface water management and that design is in accordance with CIRIA C753.

- Limit the discharge rate generated by all rainfall events up to the 100 year plus 40% (for climate change) critical rain storm 5 l/s rates for the developable area.
- Provision of surface water run-off attenuation storage in accordance with 'Science Report SCO30219 Rainfall Management for Developments' and the approved FRA
- Provide detailed design (plans, network details and calculations) in support of any surface water drainage scheme, including details on any attenuation system, and the outfall arrangements. Calculations should demonstrate the performance of the designed system for a range of return periods and storm durations inclusive of the 1 in 1 year, 1 in 2 year, 1 in 30 year, 1 in 100 year and 1 in 100 year plus climate change return periods.
- For all exceedance to be contained within the site boundary without flooding new properties in a 100year+40% storm.

**Informative:** The developer is encouraged to consider upgrading the EV charging facilities to incorporate mode 3 charging capability as this will help future proof the development and improve its sustainability. A suitable electrical socket can be provided to allow 'Mode 3' charging of an electric vehicle, allowing Smart charging of electric vehicles.

All electrical circuits/installations shall comply with the electrical requirements of BS7671:2008 as well as conform to the IET code of practice on Electrical Vehicle Charging Equipment installation (2015).

**Informative:** It is an offence under S148 and S151 of the Highways Act 1980 to deposit mud on the public highway and as such you should undertake every effort to prevent it occurring.

The applicant should note that notwithstanding any planning permission that any highway forming part of the development is to be constructed 'fit for purpose'. The new roads and any drainage should be built in line with Nottinghamshire County Council's current highway design guidance and specification for roadworks.

The Advanced Payments Code in the Highways Act 1980 applies and under section 219 of the Act payment will be required from the owner of the land fronting a private street on which a new building is to be erected. The developer should contact the Highway Authority with regard to compliance with the Code and a management company will need to be set up on the site to manage and maintain the highway elements of the development

In order to carry out the off-site works required you will be undertaking work in the public highway which is land subject to the provisions of the Highways Act 1980 (as amended) and therefore land over which you have no control. In order to undertake the works you will need to enter into an agreement under Section 278 of the Act.

All correspondence with the Highway Authority should be addressed to:-  
hdc.south@nottsc.gov.uk

**17 APPLICATION NO. 2022/0795 - RECREATION GROUND KILLISICK ROAD ARNOLD**

To install a 10m cabinet style galvanised column together with a 2m antennae extension and a concrete base for a CCTV camera.

**RESOLVED:**

To Grant Conditional Planning Permission.

**Conditions**

- 1 The development hereby permitted shall commence before the expiration of 3 years from the date of this permission.
- 2 This permission shall be read in accordance with the application form and following list of documents and approved drawings:
  - Application Form, received 7th July 2022
  - Site Location, received 20th July 2022
  - Drawing no. TC.10.10.400.01 entitled 400 Sq Cabinet Based 10 Mtr Pole, received 7th July 2022
  - Supporting Document - AUTODOME IP Starlight 5100i IR, received 7th July 2022
  - Supporting Document - Data Sheet: 5 GHz 450b, received 7th July 2022
  - Drawing no. WEC-467586A1 entitled CS2000 showing Plastic Bung, received 7th July 2022

The development shall thereafter be undertaken in accordance with these plans/details.

## **Reasons**

- 1 In order to comply with Section 51 of the Planning and Compulsory Purchase Act 2004.
- 2 For the avoidance of doubt.

## **Reasons for Decision**

The proposed development is consistent with Gedling Borough planning policies. The proposal represents an acceptable form of development which seeks to reduce crime, the detection of crime and the fear of crime. The proposal is not considered to have an unacceptable impact on the visual amenity of the area. The proposal will not have an unacceptable impact on the residential amenity of the occupiers of neighbouring properties. It is considered that the proposal is appropriate for its context and is in accordance with the NPPF (Section 8 and 12), Policy 10 of the GBCAS (2014) and Policy 32 of the LPD.

## **Notes to Applicant**

The Borough Council has worked positively and proactively with the applicant in accordance with paragraph 38 of the National Planning Policy Framework. During the processing of the application there were no problems for which the Local Planning Authority had to seek a solution in relation to this application.

The proposed development lies within a coal mining area which may contain unrecorded coal mining related hazards. If any coal mining feature is encountered during development, this should be reported immediately to The Coal Authority on 0845 762 6848. Further information is also available on The Coal Authority website at [www.coal.decc.gov.uk](http://www.coal.decc.gov.uk). Property specific summary information on past, current and future coal mining activity can be obtained from The Coal Authority's Property Search Service on 0845 762 6848 or at [www.groundstability.com](http://www.groundstability.com)

The applicant is advised that all planning permissions granted on or after 16th October 2015 may be subject to the Community Infrastructure Levy (CIL). Full details of CIL are available on the Council's website. The proposed development has been assessed and it is the Council's view that CIL is not payable on the development hereby approved as the development type proposed is zero rated in this location.

## **18 FUTURE APPLICATIONS**

### **RESOLVED:**

To note the information.

**19 PLANNING DELEGATION PANEL ACTION SHEETS**

**RESOLVED:**

To note the information.

**20 ANY OTHER ITEMS WHICH THE CHAIR CONSIDERS URGENT.**

None.

The meeting finished at 7.00 pm

Signed by Chair:  
Date:

**Decisions made under delegated authority**

Business (click to view decision)	Summary	Ref	Date	Portfolio	Was decision made under urgency provisions?
Advertisement of disposal of Public open Space	Approval of amendments to the scheme of delegation in respect of health, safety and emergency planning functions following the departure of the Health, Safety and Emergency Planning Officer (HSEPO).	D1260	02/09/2022	Leader of the Council	No
Advertisement of disposal of Public open Space	Approval that following public advertisement and consultation, there will be no disposal of the land at Killisick Fields at this time.	D1350	02/09/2022	Leader of the Council	No
Approval to award a new contract to <a href="http://svr00179/ieDecisionDetails.aspx?ID=1348">http://svr00179/ieDecisionDetails.aspx?ID=1348</a> deliver Sustainable Warmth Competition, Gedling Green Homes Scheme 2022/23	Approval for the council to apply rule 35.3 iv) of the Council's Contracts and Procurement Rules to award a contract to EON Energy Services Ltd to provide a managed service to deliver the installations associated with the Government's Sustainable Warmth Competition (Local Authority Delivery Phase 3 and Home Upgrade Grant Phase 1), Gedling Green Homes Scheme 2022/23.	D1348	25/08/2022	Leader of the Council	No

Discretionary Assistance Grant DFG/0100/21	Approval to award a Discretionary Disabled Facilities Grant beyond the amount of £10,000	D1345	25/08/2022	Portfolio Holder for Sustainable Growth and Economy	No
Ambition Arnold: Levelling Up Fund Round 2	Approval: 1) to submit an application to round 2 of the Government's Levelling Up Fund 2) in principle to the content of the bid recognising that there are further approvals required should the bid be successful	D1347	17/08/2022	Leader of the Council	No
UK Shared Prosperity Fund	Approval to submit the UK Shared Prosperity Fund Investment Plan (UKSPF Investment Plan) to the Department for Levelling Up, Communities and Housing (DLUCH) for their approval to access the Council's £2,866,555 allocation and to seek approval in principal to the content of the Investment Plan recognising that there are further approvals required should the bid be successful.	D1346	16/08/2022	Leader of the Council	No
August Bank Holiday Opening for Leisure Facilities 2022	Approval for the opening hours for the Council's leisure facilities on the August Bank Holiday Monday on 29th August 2022.	D1344	15/08/2022	Portfolio Holder for Lifestyles, Health and Wellbeing	No
Approval to award a new contract to continue Green Homes Local Authority Delivery Phase 2 Scheme	Approval for the council to apply rule 35.3 iv) of the Council's Contracts and Procurement Rules to award a contract to EON Energy Services Ltd to	D1341	04/08/2022	Leader of the Council	No

	provide a managed service to deliver the installations associated with the Government's Green Homes Grant Local Authority Delivery Phase 2 (LAD2).				
Advertisement of disposal of Public Open Space	Approval to advertise the notice of the Council's intention to dispose of public open space land at Killisick Lane in accordance with s.123 (2A) of the Local Government Act 1972.	D1338	04/08/2022	Leader of the Council	No
Bath Out project agreement	Approval to authorise the Corporate Director to enter into an agreement with Longhurst Group Ltd, to fund a 'Bath Out' project up to £105,120 funded by the Council's Better Care Fund allocation to adapt accommodation used by older residents.	D1340	04/08/2022	Portfolio Holder for Sustainable Growth and Economy	No
Changes to appointment of portfolio holders and policy advisors	Approval for the changes to membership of the Cabinet and delegations to individual Cabinet members	D1339	27/07/2022	Leader of the Council	No
Discretionary Assistance Grant DFG/0077/21	Approval to award a Discretionary Disabled Facilities Grant beyond the amount of £10,000	D1336	27/07/2022	Portfolio Holder for Sustainable Growth and Economy	No
Rental Strategy for Arnold Market Place Business Units	Approval for: 1) a revised rental strategy for the business units on the ground floor of Arnold Market Place to reflect the market changes from when the original business case	D1335	21/07/2022	Leader of the Council	No

	<p>was agreed.</p> <p>2) disposal of one of the units (Unit 2), via a lease, to an anchor tenant for a period of 10 years through open market private treaty.</p> <p>3) for a 5 year lease for one of the units (Unit 1) to a food business.</p> <p>4) delegated authority to the Chief Executive in consultation with Head of Governance and Customer Services to agree heads of terms in relation to the AMP units.</p>				
Proposed street names for the Land At Chase Farm (Former Gedling Colliery), Adjacent To Arnold Lane And Land Off Lambley Lane, Gedling	Approval for the following street names to be used for the Land At Chase Farm (Former Gedling Colliery), Adjacent To Arnold Lane And Land Off Lambley Lane Gedling Nottinghamshire; Fitzalbert Gardens, Gourdine Grove, Lincoln Drive, Solar Mews	D1334	21/07/2022	Portfolio Holder for Sustainable Growth and Economy	No
Discretionary Assistance Grant DFG/0180/21	Approval to award a Discretionary Disabled Facilities Grant beyond the amount of £10,000	D1327	20/07/2022	Portfolio Holder for Local Pride, Community Engagement, and Supporting the Vulnerable	No

Discretionary Assistance Grant DFG/0078/21	Approval to award a Discretionary Disabled Facilities Grant beyond the amount of £10,000	D1330	20/07/2022	Portfolio Holder for Local Pride, Community Engagement, and Supporting the Vulnerable	No
Housing delivery action plan 2022	Approval for the Housing Delivery Action Plan 2022	D1332	11/07/2022	Portfolio Holder for Sustainable Growth and Economy	No

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