



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

Agenda

Council

Date: **Wednesday 16 November 2022**

Time: **6.00 pm**

Place: **Council Chamber**

For any further information please contact:

Democratic Services

committees@gedling.gov.uk

0115 901 3844

Council

Membership

Mayor Councillor Peter Barnes

Deputy Mayor Councillor Julie Najuk

Councillor Michael Adams
Councillor Sandra Barnes
Councillor Chris Barnfather
Councillor Pat Bosworth
Councillor Michael Boyle
Councillor Nicki Brooks
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 Roxanne Ellis
Councillor Andrew Ellwood
Councillor Paul Feeney
Councillor Kathryn Fox
Councillor Des Gibbons
Councillor Helen Greensmith

Councillor Jenny Hollingsworth
Councillor Mike Hope
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 Michael Payne
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

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SUMMONS

A meeting of the Borough Council will be held in the Council Chamber, Civic Centre, Arnot Hill Park on Wednesday 16 November 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 21 September 2022 | 5 - 8 |
| 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 | |

1. Question to the Portfolio Holder for Sustainable Growth and Economy from Cllr Mike Adams:

Please can the Portfolio Holder for Sustainable Growth and Economy provide a breakdown of CIL (Community Infrastructure Levy) spending, detailing the exact monies generated from each development in each Ward and on what it has been spent on and where, in a chronological order since May 2011?

2. Question to the Portfolio Holder for Sustainable Growth and Economy from Cllr Sam Smith:

My residents of Trent Valley and I are fed up with our green belt and

green spaces being concreted over with yet more housing. We have all seen the negative impact and contribution that this has had on the recent flooding of Burton Joyce. Can the Cabinet member responsible for planning confirm that no land will be taken out of the Borough's existing green belt to enable housing allocations as part of this Council's contribution to the Greater Nottinghamshire Strategic Plan?

3. Question to the Portfolio Holder for Corporate Resources and Performance from Cllr Helen Greensmith:

Can the Cabinet member responsible for finance confirm how much of the Government's 'Welcome Back' fund was allocated to Gedling Borough Council, how much was actually spent and on what it was spent on?

9	Overview & Scrutiny annual report 2021/22	9 - 14
	Report of the Democratic Services Manager	
10	East Midlands Devolution Deal	15 - 62
	Report of the Chief Executive	
11	Changes to committee membership	63 - 64
	Report of the Democratic Services Manager	
12	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 Monday 5 September 2022 of Overview and Scrutiny Committee	65 - 75
b	Minutes of meeting Tuesday 20 September 2022 of Audit Committee	77 - 78
c	Minutes of meeting Tuesday 4 October 2022 of Environment and Licensing Committee	79 - 81
d	Minutes of meeting Wednesday 5 October 2022 of Appointments and Conditions of Service Committee	83 - 85
e	Minutes of meeting Thursday 6 October 2022 of Cabinet	87 - 90

f	Minutes of meeting Wednesday 12 October 2022 of Planning Committee	91 - 119
g	Minutes of meeting Tuesday 1 November 2022 of Environment and Licensing Committee	121 - 122
h	Decisions made under delegated authority	123 - 124
13	To consider comments, of which due notice has been given, under procedural rule 7.11	
14	To consider motions under procedural rule 7.12	

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MINUTES COUNCIL

Wednesday 21 September 2022

Councillor Peter Barnes (Mayor)

Present:

Councillor Julie Najuk	Councillor Helen Greensmith
Councillor Michael Adams	Councillor Jenny Hollingsworth
Councillor Sandra Barnes	Councillor Mike Hope
Councillor Chris Barnfather	Councillor Rosa Keneally
Councillor Pat Bosworth	Councillor Meredith Lawrence
Councillor Michael Boyle	Councillor Ron McCrossen
Councillor Nicki Brooks	Councillor Viv McCrossen
Councillor John Clarke	Councillor Barbara Miller
Councillor Liz Clunie	Councillor Simon Murray
Councillor Bob Collis	Councillor Marje Paling
Councillor Jim Creamer	Councillor John Parr
Councillor Boyd Elliott	Councillor Michael Payne
Councillor David Ellis	Councillor Lynda Pearson
Councillor Rachael Ellis	Councillor Alex Scroggie
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	

Absent: Councillor Andrew Dunkin, Councillor Martin Smith
and Councillor Paul Wilkinson

17 THOUGHT FOR THE DAY

Council observed a two minute's silence in remembrance of HM Queen Elizabeth II. A further minutes silence was held in remembrance of ex-Mayor, Patricia Collins, who sadly passed away.

The Mayor's chaplain was unable to attend, so he invited Councillor Sandra Barnes to deliver the thought for the day, which referenced the need for love and hope in challenging times.

18 APOLOGIES FOR ABSENCE

Apologies for absence were received from Councillors Dunkin, M Smith and Wilkinson.

19 MAYOR'S ANNOUNCEMENTS

The Mayor expressed his thanks for the way in which the council and its residents had shown their sympathy and respect for the royal family, after the sad passing of HM Queen Elizabeth II.

He informed members that he had attended several events and services over the last two weeks and gave thanks to officers and the U3A group in particular, for their hard work.

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

RESOLVED:

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

21 DECLARATION OF INTERESTS

None.

22 TO DEAL WITH ANY PETITIONS RECEIVED UNDER PROCEDURAL RULE 7.8

None received.

23 TO ANSWER QUESTIONS ASKED BY THE PUBLIC UNDER PROCEDURAL RULE 7.7

None received.

24 TO ANSWER QUESTIONS ASKED BY MEMBERS OF THE COUNCIL UNDER PROCEDURAL RULE 7.9

A question was received from Councillor Greensmith, as follows:

“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?”

Response by Councillor Hollingsworth

“As a point of clarification, the request was not turned down, her ward is ineligible for CIL funding and officers have already confirmed this to the applicant several times. I will however, confirm some funding that residents may want to investigate:

1. Notts County Council Local Communities fund – requires 50% match funding <https://www.nottinghamshire.gov.uk/media/4307230/lcf-revenue-and-capital-guidance-for-applicants.pdf>. Cllr Elliot may be able to assist with any applications as he is the county councillor for that area.
2. FCC Communities (formerly known as WREN)
<https://fcccommunitiesfoundation.org.uk/funds/fcc-community-action->

fund. The council have successfully applied for this funding on various occasions for various playground refurbishments our park refurbishments. A 10.75% contributory fund is required for the amount that is applied for, i.e. if the Parish Council applying for the maximum amount of £100k they will need to find £10,750 for this contributory fund.

3. Severn Trent Community Fund – requires 10% match funding
https://www.stwater.co.uk/content/dam/stw/about_us/community-fund/community-fund-application-guidance-document.pdf
4. Raising the parish council precept to fund desired projects”

25 TO RECEIVE QUESTIONS AND COMMENTS FROM MEMBERS CONCERNING ANY MATTER DEALT WITH BY THE EXECUTIVE OR A COMMITTEE (PROCEDURAL RULE 7.10)

None received.

26 TO CONSIDER COMMENTS, OF WHICH DUE NOTICE HAS BEEN GIVEN, UNDER PROCEDURAL RULE 7.11

None received.

27 TO CONSIDER MOTIONS UNDER PROCEDURAL RULE 7.12

A cross party motion relating to the death of Her Majesty Queen Elizabeth II was given, as follows:

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 Adam

RESOLVED that:

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 Adam

The meeting finished at 6.37 pm

Signed by Chair:
Date:



Report to Council

Subject: Overview & Scrutiny annual report

Date: 16 November 2022

Author: Democratic Services Manager

Purpose

To present the Overview & Scrutiny annual report to council.

Recommendation(s)

That members:

Note the Overview & Scrutiny annual report

1 Background

As part of its work programme the Overview & Scrutiny Committee is required to prepare an annual report, which highlights work undertaken by the committee over the preceding year, for submission to Council.

The Overview & Scrutiny annual report attached at **Appendix 1**. This includes a summary of work undertaken by the committee during 2021/22. Members are asked to consider the report and make amendments to the report as appropriate.

2 Financial implications

There are no financial implications arising from this report.

3 Legal implications

There are no legal implication arising from this report.

4 Equalities implications

There are no equality implications arising from this report.

5 Carbon Reduction/Environmental Sustainability implications

There are no carbon reduction/environmental sustainability implications arising from this report.

6 Appendices

Appendix 1 - Overview & Scrutiny Committee annual report

OVERVIEW AND SCRUTINY ANNUAL REPORT 2021/22



The Overview & Scrutiny annual report highlights activity and the work of the committee and its working groups during the preceding year.

What does the Overview & Scrutiny Committee do?

All local authorities operating a cabinet system will have at least one Overview & Scrutiny Committee. The overview and scrutiny role is carried out by non-cabinet members, Gedling has one politically balanced committee of thirteen. The committee meets roughly every eight weeks and like most council meetings it is open to the public.

The committee is not a decision making body but one which monitors and influences those that do it, is a mechanism for achieving open and democratic accountability.

The role of the Overview & Scrutiny Committee is to ask questions, to assure themselves that issues are being addressed and emerging risks are recognised and acted upon. Effective scrutiny utilises information and ideas from a wide range of sources and involves holding the Council and other organisations to account, providing 'critical friend' challenge to the councils' executive and other service providers. In doing this members seek to reflect the aspirations and concerns of local residents and communities.

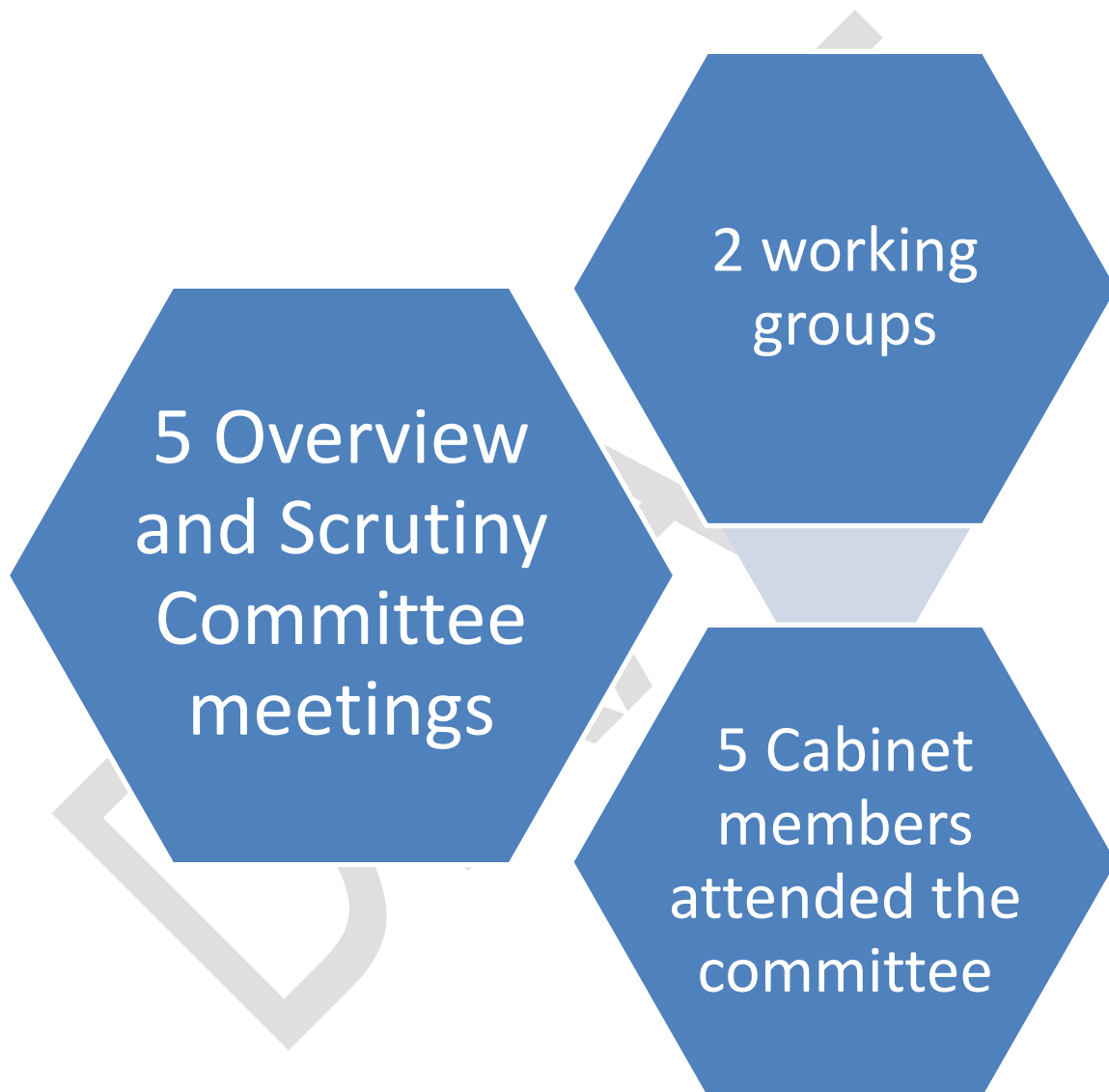
Scrutiny is a flexible process and can be carried out in a variety of ways. Areas of enquiry can be drawn from:

- Performance reports
- The Corporate Risk Scorecard
- Compliments and Complaints data
- The results of the Gedling Conversation
- Matters of local interest raised by members of the committee
- Issues raised by the wider Council membership
- Public and community engagement

At Gedling, the Overview & Scrutiny Committee's role in performance monitoring enables members to scrutinise detailed performance information on a quarterly basis to help identify areas of performance that require improvement. The committee also considers the Council's Forward Plan. The Forward Plan is a document that contains details of key executive decisions the Cabinet, cabinet members and officers are likely to take over a six month period, this enables the committee to monitor the executive decision making programme and undertake pre decision scrutiny if they consider there is an issue of concern.

What Overview & Scrutiny does not do?

The committee is not a mechanism for the investigation of individual complaints, the Council has a separate process for this. It is also not able to look at individual planning or licensing decisions.

Work carried out during 2021/22**Scrutiny Working Groups**

Working groups do much of the work of the committee by providing members' with the opportunity to investigate issues in depth and recommend improvements through the gathering, and consideration, of evidence from a broad range of sources. This enables robust and effective challenge, as well as an increased likelihood of

delivering outcomes. The Overview and Scrutiny Committee reports its recommendations to the Cabinet which then decides whether the recommendations will be accepted and acted upon, and if not, why not.

Domestic abuse and accommodation review working group

This working group was established to examine the how the council contribute to fulfilling the duty to secure refuge places and emergency accommodation appropriate for the needs of individuals and their families, including those with physical disability and from the LGBTQ and BAME communities. The use of the Sanctuary Scheme to enable people to stay safely in their own homes was also explored.

The group met several times and heard from key organisations and sources such as borough council officer, county council officers and JUNO Women's Aid. The review ended in mid-June and a report detailing recommendations was sent to Cabinet on 5 August 2021. 7 recommendations were given, as follows;

- The Executive recognises the financial savings achieved and the benefits to clients of the Sanctuary Scheme and ensures that the service continues to receive funding at a level that fully meets the needs of families to enable them to live safely
- Work is undertaken to Increase awareness for both the public and staff members of domestic abuse and the services available to address this issue using the website, Contacts magazine and council owned buildings, leisure centres, community centres, Intranet etc.
- The Council pro-actively works with organisations such as JUNO so that they can be given access to council owned buildings to provide outreach/drop-in session
- Compulsory training on identifying and interacting with victims of domestic abuse is given to front line officers and elected members and that this is delivered at future member inductions.
- A section on safeguarding considerations including domestic abuse is included as a specific section in committee and decision reports.
- The Portfolio Holders with responsibility for Public Protection and Housing continue to monitor the need for refuge provision with a view to providing an adequate level of funding for delivering dispersed refuge and "move on" accessible accommodation in the Borough.
- Partnership working across the country for the provision of refuge spaces continues offering accommodation on a reciprocal basis. This should be based on need rather than geographical residence in Gedling.

A review of the implementation of these recommendations is scheduled for the January 2023 Overview & Scrutiny committee.

Sewerage review working group

This working group was established to examine the impact of sewerage discharge into the rivers and waterways in the area and to review options and make recommendations to better the situation.

The group has met 3 times and has heard from key organisations and sources such as the River Trust, Planning Officers and Climate Change Officers. Partners scheduled to come to the upcoming meetings are below:

- Environment Agency
- Severn Trent
- Wildlife Trust
- County Council officers
- Housing developers

The review is expected to end in October 2022, when a report detailing recommendations will be sent to Cabinet.

Future Work Programme 2022/23

The committee has recently agreed a new work programme for the forthcoming municipal year. Key to developing the overview and scrutiny work programme is ensuring that the issues that really matter to local residents are reflected in the work for the year ahead. Scrutiny of cabinet members will remain central to the work of the committee and working with external organisations will play an important part of the committees work as it looks to find improvements to important local issues. The work programme will be considered at each committee to enable it to remain flexible and to respond to current issues. The committee will strive to continue to deliver an interesting, varied and challenging work programme.



Report to Cabinet

Subject: East Midlands Devolution Deal

Date: 6 October 2022

Author: Chief Executive

Wards Affected

Borough-wide.

Purpose

To advise Cabinet about the devolution agreement that has been reached in principle between Government and the four upper tier authorities across Nottinghamshire and Derbyshire.

Key Decision

This is not a key decision.

Recommendation

THAT CABINET:

1. Note the progress to date on the devolution and joint working programme, including the announcement of a 'level 3' deal offer from Government on 30 August 2022.
2. Note the requirement for a formal public consultation process scheduled to take place over winter 2022.
3. Note the proposed formation of an East Midlands Mayoral Combined County Authority with a new elected Mayor, with elections expected to take place in Spring 2024.
4. Recommends that Council endorses the East Midlands devolution deal.

1 Background

- 1.1 As part of the Levelling Up White Paper that was published in February 2022, the Government committed to agree a devolution deal by 2030 with every part of England that wanted one.

- 1.2 Nine County areas were specifically named in the White Paper as places that Government wished to begin advanced negotiations with, including Nottingham and Nottinghamshire and Derby and Derbyshire.
- 1.3 The four authorities had expressed an interest the previous year in working together to progress a devolution agreement and began working towards an Autumn 2022 target date set by Government to agree a deal.
- 1.4 As things turned out, the so-named East Midlands Deal was put on an accelerated timetable which led to a flurry of activity over July and August and resulted in the Leaders of Derby City Council, Derbyshire County Council, Nottingham City Council and Nottinghamshire County Council signing up to a deal in principle at a launch event with Greg Clarke MP, the then Secretary of State for Levelling Up, Housing and Communities, on 30 August 2022.

2 Content of the East Midlands Devolution Deal

- 2.1 The East Midlands Devolution Deal will include the first of a new type of combined authority, designed for two-tier areas, which will be established through new legislation by central government. The legislation would enable the formation of an East Midlands Mayoral Combined County Authority (EMMCCA).
- 2.2 The Devolution Deal is a 'level 3 deal', a reference to the different levels of deals offered through the Levelling Up White Paper, with level 3 offering the most local powers and funding in return for a new elected Mayor. Elections for the Mayor are currently expected to take place in Spring 2024. Governance and decision making for the EMMCCA is in the process of being determined.
- 2.3 The offer of a devolution deal, which is subject to ratification by all partners, will bring in much needed additional investment, funding and powers with more major decisions being made locally and a bigger voice for the region.
- 2.4 The headlines of the deal are set out below with the full East Midlands Devolution deal document being provided as an appendix to this report.
 - A new guaranteed investment fund of £1.14 billion, or £38 million a year over the next 30 years (50% capital, 50% revenue);
 - £18 million capital in this spending round period to support local housing and net zero priorities;
 - £17 million for the building of new homes on brownfield land in 2024/25;
 - Control over a range of budgets at a local level to ensure they are better tailored to the needs of people in our communities. This includes the Adult Education Budget;
 - New powers to improve and better integrate local transport and an integrated transport settlement starting in 2024/25;
 - A commitment from Government to work jointly with the EMMCCA and other relevant partners to tackle homelessness, domestic abuse, community safety, social mobility and to support young people through their journey to adulthood.
- 2.5 The agreement entered into is subject to ratification by each of the four upper tier Councils who are signatories to the deal. A period of public consultation will take place afterwards, likely to be in winter (November / December 2022) and the deal will

also be dependent on the passage through Parliament of primary and secondary legislation to enable the EMMCCA to be established.

- 2.6 While the accelerated timetable had the advantage of cutting out some of the bureaucracy that might otherwise have taken place, it limited the opportunity for engagement with Borough and District Councils that had originally been planned. Frustratingly, Government policy also restricted the sharing of the deal document beyond the upper tiers until the day of the formal launch.
- 2.7 In spite of these constraints, regular briefings were held with Borough and District Leaders and a number of officers represented Boroughs and Districts in deal negotiations with Government officials and through various working groups. As a result, and in the words of the deal document itself, “the deal respects the importance of the continued role of the eight Derbyshire and seven Nottinghamshire District and Borough Councils.” This extends to the proposed governance of the Combined Authority which includes Borough / District representation. It is worth drawing attention to paragraph 22 of the deal in particular, which provides reassurance that *“no local authority functions are being removed from any local authority in the area, excluding transport functions as agreed with the Constituent Councils.”*

3 Proposal

- 3.1 It is proposed that Cabinet note the progress of the devolution deal to date, the information in relation to consultation and the proposed establishment of the EMMCCA as detailed further in the deal document. It is also proposed that cabinet recommend to Council endorsement of the East Midlands Devolution deal.

4 Alternative Options

- 4.1 To do nothing. There is no requirement for Borough and District Councils to endorse the devolution deal – the agreement is between Government and the four upper tier authorities. Nevertheless, the Borough and District Councils have contributed to the content of the deal and will have a relationship with the new Mayor and Combined Authority. The deal document respects and recognises the distinct responsibilities of Boroughs and Districts and our endorsement is considered an appropriate expression of support for the principle of devolution and the specific content of the East Midlands deal.

5 Financial Implications

- 5.1 There are no financial implications arising from this report, though the Council and its communities may well benefit in due course from some of the additional investment referred to above.
- 5.2 Any invitation to the Council to bid for funds related to the East Midlands Devolution deal will require a financial appraisal before submission to ensure that any associated risks are recognised and that this is in accordance with Council priorities.

6 Legal Implications

- 6.1 There are no legal implications arising out of this report. As the legislation is passed through Parliament and the new authority established, legal advice will be provided

as appropriate including in relation to consequential governance impacts for the Council.

7 Equalities Implications

7.1 There are no equalities implications arising out of this report.

8 Carbon Reduction/Sustainability Implications

8.1 There are no carbon reduction/sustainability implications arising out of this report.

9 Appendices

9.1 Appendix 1: Devolution deal summary.

9.2 Appendix 2: East Midlands Devolution deal (in full).

10 Background Papers

10.1 Various papers available on the public website for the City of Nottingham and Nottinghamshire Economic Prosperity Committee.

11 Reasons for Recommendations

11.1 To advise Council about the devolution agreement that has been reached in principle between Government and the four upper tier authorities across Nottinghamshire and Derbyshire and next steps.

11.2 To increase awareness of the potential benefits of the Devolution programme.

11.3 To express the Council's support for the East Midlands Devolution deal.

DEVOLUTION:

A BRIGHTER FUTURE FOR THE EAST MIDLANDS



£1.14 BILLION deal for Derbyshire,
Nottinghamshire, Derby and Nottingham

- 
- MORE INVESTMENT IN OUR AREA
 - ECONOMIC GROWTH
 - MORE AND BETTER JOBS
 - BETTER TRANSPORT, SKILLS TRAINING, HOUSING
 - AN ENHANCED GREENER ENVIRONMENT
 - MORE POWER IN LOCAL HANDS

#EASTMIDLANDSDEVOLUTION
#EASTMIDSCOMBINED

MORE FUNDING,
MORE CONTROL,
A BRIGHTER FUTURE

A DEVOLUTION DEAL FOR THE EAST MIDLANDS: ONE OF THE BIGGEST IN THE COUNTRY

Derbyshire County Council, Nottinghamshire County Council, Derby City Council and Nottingham City Council have been offered a **£1.14 billion devolution deal** by Greg Clarke MP, the Secretary of State for Levelling Up, Housing and Communities.

The deal with the government would see an extra **£38 million a year** coming to the East Midlands from 2024, addressing years of historically low investment in our area.

It would mean funding and powers move from a national level to a regional level to help the 2.2 million people who live here.



Barry Lewis
Derbyshire
County Council



Ben Bradley MP
Nottinghamshire
County council



Christopher Poulter
Derby City Council



David Mellen
Nottingham
City Council



We want to make the most of every penny so this can be used to make a real difference to people’s lives.

As Leaders, we have all fought for a fairer share for our cities and counties, and a bigger voice for our area, to give us the clout and the influence we deserve, and to help us live up to our full potential. This deal would help make that a reality.

More and better jobs through greater investment in our area, economic growth, better transport, housing, skills training, and an enhanced greener environment, as we move towards being carbon neutral, are what we all want to see. We will work together for the common good of the East Midlands.

We haven’t always had the same level of funding or influence as other areas, which has held us back. This is a golden opportunity to change that and put the power to do so in our own hands.

There is a lot still to be agreed, and this is the beginning of the journey, not the end. We’re determined to build on this deal over time, as other areas have done.





£1.14 BILLION OF FUNDING

The deal would mean a new guaranteed funding stream of **£1.14 billion**, or **£38 million** a year over the next 30 years to help level up the East Midlands, as well as an extra £16.8 million for new homes on brownfield land and control over a range of budgets like the Adult Education Budget.

The deal offers the joint largest Investment Fund in the country, matching the amount offered to West Yorkshire, with other similar deals attracting lower Investment Fund figures.

Other areas with devolution deals have been able to make their funding go even further by offering loans to businesses so they can invest and grow, with devolved areas making money from the interest – so the true financial benefit is likely to be greater still.

Building on our regional strengths...

- Derbyshire, Nottinghamshire, Derby and Nottingham have a combined population of 2.2 million people and contribute **£50.5 billion** to the UK economy in terms of GVA (Gross Value Added).
- The area has more than **88,000 businesses** providing over **930,000 jobs** in sectors with potential for growth, including advanced manufacturing, engineering, clean energy, logistics, creative and digital, education, health, pharmaceuticals, and wholesale and retail trade.
- The region is home to Toyota UK, Rolls Royce, Alstom, and Boots, as well as the University of Derby, Nottingham Trent University, and the University of Nottingham, which provide centres of research excellence with expertise in aerospace, rail, life sciences, and strong transport links.
- The area is home to major tourist attractions including the Peak District National Park, the National Forest, Nottingham Castle, Derby's Silk Mill and Sherwood Forest.
- There are major strategic opportunities presented through the East Midlands Freeport, the East Midlands Development Corporation, and the announcements in the Integrated Rail Plan on HS2.
- The two cities and counties are geographically close and already work closely together on many collaborative large-scale initiatives.

...and helping us to overcome the challenges we face.

- Productivity in the East Midlands is behind the UK average - we need an increase of **14.6%** to close the gap.
- Public spending per person has historically been below the UK average.
- There are areas within our region with high levels of poverty and poor social mobility.
- More local powers will help us tackle these challenges and harness the true economic potential of our area, for the benefit of everyone who lives here, and which would also benefit the whole country.
- Devolution for the East Midlands would give us more control and flexibility to respond to local needs including transport, skills training, regenerating our villages, towns, and cities, and more.



WHAT WOULD DEVOLUTION MEAN?

Devolution would create a new legal entity known formally as a Mayoral Combined County Authority (MCCA). This would include Derbyshire County Council, Nottinghamshire County Council, Derby City Council and Nottingham City Council and cover the areas of both cities and both counties.

The four authorities would still exist as individual councils and would work together on a formal and legal basis to improve the region for our communities and businesses.

It would mean we can work more effectively across council boundaries. People move across these boundaries every day to get to their homes, for work, for leisure, and to visit friends and family, and so it makes sense that we all work together to improve things on a regional level.

Councils in our counties and cities already work in partnership in many different ways. Devolution would mean we can do this more efficiently and do more than is currently possible.

Rather than a brand-new tier of government, this devolution deal would move existing funding and powers from London, directly to us in the East Midlands, which means that local voices would play a greater role in decision making.

The new MCCA would include representatives from existing county, city, borough, and district councils. It would be led by a new regional mayor, and there would also be opportunities for private, public, and voluntary sector organisations to contribute and have their voices heard.

Devolution is a major opportunity to bring decisions closer to where they have an impact, and to get a fairer share to help to close the gap in public investment in the East Midlands, so we can see more economic growth and new and better jobs. Devolved funding is allocated for specific purposes. For example, the adult skills budget must be used on training.

The deal would give us much more control over our own area. Rather than many major decisions being made for us in London, as happens now, local people would have a say in the region's priorities, and devolution would give us a national platform and greater representation in London.

Devolution has seen real improvements in other parts of the country where it has been successfully adopted.



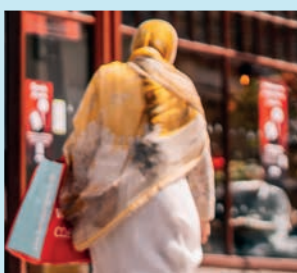
A MORE PROSPEROUS FUTURE

Devolution is a great chance for us to improve our economy and prepare for the industries of the future. It would mean we could develop new commercial spaces to maximise jobs and business opportunities.

We can build on our region's existing knowledge and expertise, for example in transport and green technology, promoting the growth of a future low carbon economy by investing in related skills training at colleges and other training facilities.

By playing to our strengths and tailoring our approach to the needs of our area, we can encourage economic growth and make sure local people benefit.

Devolution also means we can take advantage of economies of scale by using combined and devolved budgets to deliver more value for taxpayers and more cost-efficient services.





A FUTURE WITH MORE OPPORTUNITIES

Devolution means we'd get more say locally, and get to make decisions about our area, in our area. For example, we'd have a fully devolved adult skills budget, which means we'd no longer be constrained by rules set nationally on what we can use adult education funding for – only on specific age groups, for instance – and could instead tailor this to the needs of people in our communities.

We could help this funding be available to the people who need it, so they can fulfil their potential and help them get the jobs they want. We'd also help employers hire people with the skills they need by addressing the skills gap, by removing barriers to better paid work.

We can play to our strengths in research and industry, including aerospace, life sciences, advanced manufacturing, and energy, as well as make the most of opportunities in the future associated with the East Midlands Freeport, HS2 and rail, and the East Midlands Development Corporation,



A BETTER-CONNECTED FUTURE

Devolution would give us the opportunity to:

- combine local transport plans together, so we have a single integrated plan, rather than four
- develop new smart integrated ticketing on public transport
- create new concessionary fare schemes

It would also mean we could set up and coordinate a Key Route Network, which would be made up of some of the busiest and most important roads in our area, so we could better manage our highways.





A GREENER FUTURE

Devolution means we can work more effectively on a larger scale so we can all benefit from cleaner air, lower heating costs, and so we can move towards being carbon neutral, with:

- new low carbon homes
- retrofitting existing homes with external wall insulation
- promoting the use of renewable energy
- protecting and enhancing our green spaces.

It would make £18 million available to support housing and drive Net Zero ambitions in the East Midlands.



BETTER HOUSING FOR US AND FOR FUTURE GENERATIONS

With devolution, we could work at a regional level with Homes England to build more affordable homes, using new powers to buy land and housing, with the consent of district and borough councils.

It could mean new and better standards for homes, low carbon measures, and improvements to existing housing.

It would mean £16.8 million a year would be available for building new homes on brownfield land, subject to suitable areas being identified.





AND MORE...

Devolution also means we could work with national government at a regional level on new initiatives to support young people and to tackle:

- Homelessness
- Domestic abuse
- Community safety
- Social mobility

OUR FIRST REGIONAL MAYOR

A new regional mayor would give us a bigger voice, more influence, and a higher profile across the country. It would create a single point of contact for businesses and other organisations looking to move into our region or expand.

A regional mayor would help us speak with one voice and help us make a strong case to the Government for more investment in the East Midlands.

The mayor would be directly elected by residents in Derbyshire, Nottinghamshire, Derby and Nottingham, giving them more influence over issues which affect them.

The first election for a regional mayor would be in spring 2024.



WHAT'S NEXT?

All four city and county council leaders in Derbyshire, Nottinghamshire, Derby and Nottingham have signed up to work on this devolution deal with the government.

We want to hear your views. Each council will look at the details of the deal in the autumn to approve the deal for a consultation later this year, so that residents, businesses, and other organisations can have their say. The deal also needs new legislation from central government.

A devolution deal is the beginning of the journey, not the end. There would be opportunities to build and enhance on it over time, as has happened in other areas. A new combined authority would be considered at future national government spending reviews.

There is still a lot to do and details to work out for devolution to become a reality in 2024. We will have to work hard to make devolution work for us, and to ensure it results in the improvements we want to see. But we're convinced it's the right move and would be a massive step forward for the East Midlands.

Our region has so much potential, but we've not always had the investment or control over our own future to make a difference. A devolution deal is our chance to create a better future.





WHO'S BACKING DEVOLUTION?

Those supporting devolution include local leaders across the political spectrum, the Chamber of Commerce, the East Midlands D2N2 Local Enterprise Partnership (LEP), the University of Derby, Nottingham Trent University, and the University of Nottingham.

It is supported by a wide range of different organisations and local leaders because they see the great potential it offers for improving our area, our communities, and the lives of people who live, work, and visit our region.



#EASTMIDLANDSDEVOLUTION
#EASTMIDSCOMBINED

East Midlands Devolution Deal

Subject to ratification of the deal by all partners and the statutory requirements referred to within this document, including, public consultation, the passage and coming into force of the combined county authority provisions in the Levelling Up and Regeneration Bill, the consent of the Constituent Councils affected, and parliamentary approval of the secondary legislation implementing the provisions of this Deal.



Department for Levelling Up,
Housing & Communities



Derby City Council



Nottingham

City Council



Nottinghamshire
County Council

Signature Page

The Rt Hon Greg Clark MP

Secretary of State for Levelling Up, Housing and Communities

Cllr Chris Poulter

Leader, Derby City Council

Cllr Barry Lewis

Leader, Derbyshire County Council

Cllr David Mellen

Leader, Nottingham City Council

Cllr Ben Bradley MP

Leader, Nottinghamshire County Council

Contents

Introduction.....	4
Summary of the Devolution Deal between the Government and four of the Local Authorities of the East Midlands comprising Derby, Derbyshire, Nottingham & Nottinghamshire	7
Governance.....	9
Finance and Investment.....	15
Skills and Education.....	17
Housing and Land	20
Transport	22
Net Zero, Energy and Environment.....	27
Innovation, Trade and Investment.....	30
Public Service Reform.....	31
East Midlands' commitments underpinning the Deal.....	32

Introduction

1. With a population of 2.2 million residents and a GVA of over £50.5 billion, the East Midlands area offers enormous potential. It has over 88,000 businesses providing over 930,000 jobs. It is a coherent economic area and has a number of significant sectors with potential for growth, including advanced manufacturing, engineering, clean energy, logistics, creative and digital, and health and pharmaceuticals, health and education, wholesale and retail trade.
2. Sizeable parts of the East Midlands area enjoy the benefits of having two cities, large towns and rural areas, and being home to gems of industry, such as Toyota UK, Rolls Royce, Alstom, and Boots, with expertise in aerospace, rail, life sciences and strong transport links. It contains three world class universities, which provide centres of research excellence. It is home to major tourist attractions such as the Peak District National Park, the National Forest, and Sherwood Forest. There are ambitions to maximise strategic opportunities presented through the East Midlands Freeport and the East Midlands Development Corporation, and to capitalise on announcements in the Integrated Rail Plan on HS2.
3. But the East Midlands area also faces challenges which impact on productivity levels and the ability to grow. Productivity lags behind the UK average, requiring a 14.6% increase to close the gap, and public spending per person has historically been below the UK average. There are places within the East Midlands area with high levels of poverty and poor social mobility. Greater local powers are needed to level up, to tackle the challenges facing the East Midlands, and to harness its huge economic opportunity for the benefit of the people in the East Midlands area and for the whole of the UK. In recognition of this, Government has already invested £107.5 million through the Levelling Up Fund, including the single largest award of £49.6 million for the South Derby Growth Zone. Local authorities across the East Midlands area have also been allocated a three-year total of over £55.1 million core UK Shared Prosperity Fund (over £66 million including Multiply programme funding).
4. The Government has set itself a mission that, by 2030, every part of England that wants a devolution deal will have one, with powers at or approaching the highest level of devolution, with a simplified, long-term funding settlement. The 2022 Levelling Up White Paper makes clear the case for devolution as the engine room of improved productivity and reduced regional disparities. Devolution will be critical to delivering our twelve headline Levelling Up missions, strengthening local leadership to act more flexibly and innovatively to respond to local need, whether on transport, skills or regeneration.
5. In the White Paper, Government published a devolution framework for the first time, setting out a clear menu of options for places in England that wish to unlock the benefits of devolution. This framework places a strong emphasis on the importance of high profile, directly elected local leadership, strong local

governance, and joint working across sensible and coherent economic geographies. The most comprehensive package is a Level 3 deal, for areas with a single institution over a sensible geography, with the strongest and most accountable leadership. These institutions include a Combined County Authority led by a mayor, referred to in this document as a Mayoral Combined County Authority (MCCA). A Combined County Authority is a new institutional model introduced by the Levelling Up and Regeneration Bill, that is currently progressing through Parliament. The four East Midlands authorities intend to use this new model, subject to the Combined County Authority provisions in the Bill receiving Royal Assent and coming into force. Devolution of power and responsibilities will be to the two upper tier and two unitary authorities but the deal respects the importance of the continued role of the eight Derbyshire and seven Nottinghamshire district and borough councils.

6. This document sets out the terms of a proposed agreement for such a Level 3 devolution deal between the Government and Derbyshire County Council, Derby City Council, Nottinghamshire County Council and Nottingham City Council (hereafter “the Constituent Councils”), together forming the East Midlands Mayoral Combined County Authority area covered in this deal (hereafter “the East Midlands MCCA” or “East Midlands area”). This document describes both the offer of powers and budgets from Government and the reforms and measures that the East Midlands will need to deliver. Central to this is the election of a directly elected mayor across the East Midlands area to champion its interests, deliver on local priorities and be accountable to local people. This agreement is subject to ratification by the Constituent Councils, provisions in the Levelling Up Bill receiving Royal Assent and coming into force, and to the statutory requirements for making the secondary legislation implementing the provisions of the deal. These statutory requirements include those Constituent Councils consenting to the legislation and Parliament approving it. Once this legislation is approved and made, the devolution deal will be confirmed.
7. The Constituent Councils of the proposed East Midlands MCCA and Government are hereby minded to agree a historic mayoral devolution deal which will provide powers and funding to enable the East Midlands area to unleash its full economic potential and in doing so level up, raise living standards for its communities and make a full contribution to the UK economy. The East Midlands devolution deal shows how levelling up can be done in practice – with clear alignment to the twelve headline Levelling Up missions and long-term, devolved funding underpinning it.
8. The East Midlands devolution deal will unlock significant long-term funding and give local leaders greater freedom to decide how best to meet local needs and create new opportunities for the people who live and work there. The Government recognises that devolution is a journey, not a one-off event. This agreement is the first step in a process of further devolution. As institutions mature, they can gain greater responsibility, and the East Midlands MCCA will be able to deepen their devolution arrangements over time on the same basis as existing Mayoral Combined Authorities (MCAs), subject to Government agreement.

9. The Government commits to using the platform of this deal to work with the East Midlands MCCA in addressing key local challenges and opportunities, including the delivery of infrastructure and investment to build the transport network of the future, tackling productivity and skills gaps to support inclusive economic growth in towns, cities and rural areas, unlocking transformative regeneration and housing opportunities, and working together to tackle climate change, on our journey to 2030.
10. As a Mayoral Combined County Authority, the East Midlands will be a key partner of central government to drive regional growth and productivity, joining the existing MCAs in engagement with the Government from the date of this deal.

Summary of the Devolution Deal between the Government and four of the Local Authorities of the East Midlands comprising Derby, Derbyshire, Nottingham & Nottinghamshire.

The Government and the Constituent Councils are minded to agree a devolution deal which will provide the East Midlands area with new powers and funding to increase opportunities and living standards through inclusive growth and productivity improvements.

A devolution agreement is contingent upon the Constituent Councils proceeding through the steps necessary to meet the governance criteria required for a Level 3 devolution deal.

This devolution agreement includes:

- The formation of the East Midlands Mayoral Combined County Authority (MCCA), (subject to the Levelling Up and Regeneration Bill receiving Parliamentary approval and Royal Assent), and the election of a directly elected mayor to provide overall vision and leadership, seek the best value for taxpayer's money, be directly accountable to the area's electorate and to receive new powers on transport, housing and skills.
- Control of a £38 million per year allocation of investment funding over 30 years (50% capital, 50% revenue), to be invested by East Midlands MCCA to drive growth and take forward its priorities over the longer term.
- New powers to improve and better integrate local transport, including the ability to introduce bus franchising, control of appropriate local transport functions, e.g. local transport plans, and control of a Key Route Network.
- An integrated transport settlement starting in 2024/25.
- A commitment to explore a local partnership with Great British Railways so that the East Midlands MCCA mayor can help to shape and improve the local rail offer.
- New powers to better shape local skills provision to meet the needs of the local economy, including devolution of the core Adult Education Budget, as well as input into the new Local Skills Improvement Plans.
- New powers to drive the regeneration of the area and to build more affordable homes including compulsory purchase powers and the ability to establish Mayoral Development Corporations.
- Over £17 million for the building of new homes on brownfield land in 2024/25, subject to sufficient eligible projects for funding being identified.
- £18 million capital funding in this Spending Review period to support the delivery of housing priorities and drive Net Zero ambitions in the East Midlands area. This investment is subject to agreement of the relevant business cases.
- The East Midlands MCCA will plan and deliver the East Midlands area allocation of the UK Shared Prosperity Fund (UKSPF) from 2025/26.
- The integration of D2N2 Local Enterprise Partnership into the East Midlands MCCA will ensure there continues to be a strong and independent local

business voice which informs local decision making and strategic economic planning. In absorbing the role and functions of D2N2 LEP, the East Midlands MCCA will deliver a number of functions on behalf of central government departments.

- A commitment to developing, in partnership with the Government, an arrangement which ensures close cooperation with the Police and Crime Commissioners (PCCs).
- A key leadership role for the mayor in local resilience and civil contingency planning, preparation and delivery.

More detail on these commitments is given in the main body of the document below.

Building on this framework, Government and the Constituent Councils commit to working together in the coming months and years to embed the MCCA in the East Midlands, deepen devolution, strengthen ties between local areas and government partners, and work collaboratively to deliver the Levelling Up missions across the East Midlands area. In particular, East Midlands MCCA will seek to work jointly with Government and other relevant partners to:

- Deliver transformative regeneration and new high-quality housing.
- Tackle local housing challenges including homelessness and rough sleeping.
- Tackle domestic abuse through an improved and system wide holistic approach.
- Develop strong links between the MCCA and PCCs to help join up public service delivery and strategies in relation to community safety.
- Develop an ambitious, long term mayoral social mobility strategy, supporting young people through their journey to adulthood.
- Strengthen the local visitor economy, creating an attractive and vibrant cultural and creative sector.
- Strengthen transport connectivity, building on the potential offered by HS2 and the consolidation of the existing core local transport funding into a multi-year integrated settlement.
- Capitalise on the East Midlands area's economic potential as part of the Midlands Engine.

Once the MCCA has been established, further devolved powers and consolidated funding settlements may be agreed over time and included in future legislation.

Governance

11. The Constituent Councils have a history of working well together. They have made very rapid progress since they joined forces in February 2022 to work together on a single devolution deal across all four local authorities, demonstrating effective partnership working.
12. The Constituent Councils have set out eight principles for the governance framework to be applied to the delivery of this devolution deal. The first four principles apply the devolution framework set out in the Levelling Up White Paper:
 - Principle one: Effective leadership with a directly elected mayor across the area.
 - Principle two: Sensible geography - the East Midlands area covered by this devolution deal has one of the most functional, self-contained economic geographies in the country – 92% of workers live in the area and 87% of residents work in the area.
 - Principle three: Flexibility - this deal recognises the unique needs and ambitions of the area in its governance and programme.
 - Principle four: Appropriate accountability – the Constituent Councils have committed to developing a Constitution and Assurance Framework that will confirm, clarify and formalise the intention of institutions and local leaders to continue to be transparent and accountable, work closely with local businesses, seek the best value for taxpayers' money and maintain strong ethical standards.

With a further four local principles:

- Principle five: Inclusivity - The East Midlands Constituent Councils have committed to creating as inclusive a model of governance as possible, in pursuit of agreed outcomes. Devolution of power and responsibilities will be to the Constituent Councils, however, the importance of the continued role of the eight Derbyshire and seven Nottinghamshire district and borough councils will be respected.
- Principle six: Subsidiarity - The East Midlands MCCA will perform a role that adds value to existing governance arrangements – primarily focused on strategic place shaping functions such as plan making and strategic commissioning. The East Midlands MCCA will not create an additional layer of governance, but instead will bring the governance that currently sits at national government level down into the East Midlands, much closer to businesses and communities. Place *making* functions will be delivered through the existing local planning authority arrangements that are better placed to deliver functions for which they are statutorily responsible and as close to communities as is practicable.
- Principle seven: Commissioning - The East Midlands MCCA will develop strategy across the geography, dealing with issues as diverse as economic growth and nature recovery. Programmes of interventions will be developed against these strategies.
- Principle eight: Choice - The preferred governance model for the East Midlands MCCA will identify a mechanism for including district and borough councils in the geography. This model will respect the existing sovereignty of these lower tier local authorities. Individual councils will also be able to

continue to exercise choice about participation at sub-CCA tiers of partnership working.

These principles will be reflected in full in the constitution of the East Midlands MCCA, key aspects of the framework are set out below.

Mayoral Combined County Authority (subject to Royal Assent and coming into force of the relevant provisions in the Levelling Up and Regeneration Bill)

13. As part of this deal the Constituent Councils intend to adopt the Mayoral Combined County Authority (MCCA) model which is provided for in the Levelling Up and Regeneration Bill 2022 (LURB). Proceeding to establish the MCCA is dependent on Parliamentary approval of the relevant enabling provisions in the LURB. The target date for the first mayoral election is May 2024; mayoral terms will last four years. The timetable for establishing an MCCA and election of a mayor is dependent on if and when the LURB, which is currently progressing through Parliament, achieves Parliamentary approval and Royal Assent.
14. A key advantage of the MCCA model is its capacity for joint governance arrangements for key growth levers such as transport, skills, economic development, and regeneration, which allow for strategic prioritisation across its area and integrated policy development. In addition, a directly elected mayor provides greater local accountability and decision-making power, working in partnership with the MCCA and its Constituent Councils, and more widely with other public service providers including district and borough councils.
15. The MCCA institutional model includes upper tier authorities only. Both the Government and the East Midlands Constituent Councils place high importance on the MCCA working collaboratively with the 15 district and borough councils across Derbyshire and Nottinghamshire (“the district and borough councils”) and ensuring that they have a voice in the MCCA. The East Midlands Constituent Councils will work with the district and borough councils in the area to develop the detail of the arrangements for appropriate district council input to the MCCA for inclusion in the detailed proposal which will be subject to consultation across the area, prior to formal submission to the Secretary of State. These arrangements will include a mechanism for appointment of representative non-constituent members from the district and borough councils to the MCCA, representatives of the district and borough councils on the Overview and Scrutiny Committee and the Audit Committee, and may involve the establishment of advisory boards. These arrangements are for local choice and will not be expected to be specified in any implementing secondary legislation.
16. The proposed East Midlands MCCA will comprise the following members:
 - Voting Members:
 - The elected Mayor.
 - Eight elected members, consisting of a Lead Member for each Constituent Council and one further member appointed by each of the

four Constituent Councils. Constituent Councils may nominate two named substitutes for each of their MCCA members.

17. In addition, the MCCA will be able to appoint non-constituent and associate members. The maximum number of non-constituent or associate members is not to exceed the number of constituent members. Non-constituent members are to be non-voting unless the MCCA resolves to give them a vote on any issue. It will be up to the MCCA to set out further constitutional arrangements, including delegation to committees to support its operation, which may include members from district and borough councils who are not members of the authority.
18. It will be for the MCCA to decide on the nominating bodies for non-constituent members. The mechanism by which district and borough councils can nominate members to the MCCA will be developed in consultation with the district and borough councils and set out in the proposal which will be subject to consultation. The Constituent Councils currently consider that the mechanism could either be using existing joint committees or creating another committee or board comprised of the district and borough councils to nominate up to four representative non-constituent members. As well as district and borough council representation within the non-constituent or associate members on the MCCA, the Constituent Councils will consider how best to ensure that the blue light services, health and business voice are represented effectively on the MCCA.
19. Functions contained in this deal document will be devolved to the East Midlands MCCA by the Government subject to Parliamentary approval. Some of these functions will be exercisable by the mayor and some by the MCCA. Where these functions are local authority functions, they will be held concurrently with the local authorities in the area to ensure joined up decision making. Arrangements for the concurrent exercise of local authority functions will be a matter for agreement between the MCCA, its Constituent Councils and the district and borough councils, as appropriate.
20. The East Midlands MCCA will be given powers in relation to:
 - Economic development and regeneration functions.
 - Adult education and skills functions.
 - Transport functions including to set up and coordinate a Key Route Network (KRN) on behalf of the mayor.
 - Housing supply, regeneration and placemaking functions) plus provision of housing and land, land acquisition and disposal, and development and regeneration of land functions.
 - Power to borrow up to an agreed cap for non-transport functions.
21. The directly elected mayor for the East Midlands MCCA will autonomously exercise the functions set out below with personal accountability to the electorate, devolved from central government and set out in legislation. These functions will be:
 - Functional power of competence.
 - Housing and regeneration:

- Power to designate a Mayoral Development Area and then set up a Mayoral Development Corporation (see consent requirements at paragraph 60 below).
 - Housing and land acquisition powers (see consent requirements at paragraph 27 below) to support housing, regeneration, infrastructure and community development and wellbeing.
 - Finance:
 - Power for the mayor to set a precept on council tax to fund mayoral functions (resulting from the setting of the mayoral budget as set out at paragraph 25 and 26 below).
 - Power to charge business rate supplement (subject to ballot).
 - Transport:
 - Power to draw up a local transport plan and strategies (subject to the consent requirements at paragraph 26 below.)
 - Bus franchising powers.
22. No local authority functions are being removed from any local authority in the area, excluding transport functions as agreed with the Constituent Councils.
23. Where existing functions or resources currently held by Constituent Councils are to be shared with the mayor and the MCCA, this must be agreed by the Constituent Council(s). Additionally, the Government intends to legislate so that the mayor will have a power of direction allowing them to direct highway authorities on exercising their highway powers with regard to the Key Route Network. The MCCA, including the mayor, may exercise functions in relation to its area, including exercising functions outside its area, subject to and in accordance with statutory provisions.
24. Proposals for decisions by the MCCA may be put forward by the mayor or any MCCA constituent member. The mayor will have one vote as will other voting members of the MCCA. Any questions that are to be decided by the MCCA are to be decided by a simple majority of the members present and voting, unless otherwise provided for in legislation, and that majority must include the vote of the mayor.
25. In addition, for the following decisions the majority of members must include the lead member from each Constituent Council:
- Approving the combined county authority's budget (excluding decisions which relate to the mayor's budget).
 - Setting a levy.
26. The mayor will be required to consult the MCCA on their strategies, and this will be subject to the following conditions:
- The MCCA will be able to amend the mayor's budget if a two thirds majority of the voting members agree to do so.
 - The MCCA will be able to amend the mayor's transport strategy if a two thirds majority of the voting members agree to do so.

27. The following decisions will require the consent of the lead member of the relevant Constituent Council, or substitute members acting in their place, in whose area the decision will apply:
- Designation by the Mayor of any area of land as a Mayoral Development Area leading to the establishment (by Order) of a Corporation (the consent of the relevant planning authority in whose area the decision will apply is also required as included in paragraph 60).
 - Compulsory purchase of land or buildings by the mayor or the MCCA
 - In addition, the exercise of Homes England compulsory purchase powers will also require the consent of the relevant planning authority.
 - Any decision by the Mayor that could lead to a financial liability falling directly upon that Constituent Council.
 - Such other matters as may be contained in the MCCA constitution and agreed with the mayor.
28. The mayor and the MCCA will be scrutinised and held to account by the MCCA's Overview and Scrutiny Committee(s) and Audit Committee.
29. For the Overview and Scrutiny Committee(s) and Audit Committee, at least one member will be nominated from each Constituent Council for each committee. In addition, there will be non-constituent council representatives on each Overview and Scrutiny Committee and the Audit Committee. Further detail on the approach to nomination of those representatives will be developed in consultation with the district and borough councils in the area and included in the proposal to be consulted on. The Constituent Councils will also consider whether and how best to ensure that the blue light services, health and business voice are represented effectively on the Overview and Scrutiny and/or the Audit Committees. The Audit Committee will also include at least one independent person.
30. The chair and vice-chair of each Overview and Scrutiny Committee will be appointed by the MCCA, following a proposal put to them by the Overview and Scrutiny Committee in question. The chair and vice-chair shall not be a member of a registered political party of which the mayor is also a member. The mayor and the MCCA may also seek to enhance scrutiny and develop wider conference with all elected members in the combined county authority's area to engage on key issues.
31. The Levelling Up White Paper committed to a reformed accountability framework for all areas with devolution deals in England. Government, the East Midlands MCCA and other areas with devolution deals will work together to determine how this can best work in practice, streamlining our approach to focus on clear and transparent outcomes and ensure the right mechanisms are in place to promote good practice, as well as address serious concerns. This is to ensure that local people have confidence that devolution is leading to improvements in their area. This framework will apply to the East Midlands MCCA as well as all existing areas

that have agreed devolution deals and all future areas. The framework will be published later in 2022.

32. The proposals in this devolution deal are subject to ratification by each Constituent Council. This will include the development of a proposal, consultation on that proposal with local communities and business, and the submission of the outcomes of the consultation to the Government. Implementation of the deal is subject to the devolution measure in the Levelling Up and Regeneration Bill receiving Royal Assent and coming into force, the Secretary of State being satisfied that the required statutory requirements have been met, the consent of each Constituent Council has been provided and parliamentary approval of the required secondary legislation has been provided.

LEP Integration

33. The Levelling Up White Paper announced the Government's intention to support the integration of Local Enterprise Partnership functions and roles into local democratic institutions. Further guidance on integration was published on 31 March 2022. This deal confirms the integration of LEP functions into the East Midlands MCCA, subject to government endorsement of an integration plan and the agreement of the East Midlands MCCA and D2N2 LEP.
34. The East Midlands MCCA will be supported to take on the functions and roles of D2N2 LEP in line with the published guidance. In doing so all parties will work together to ensure the independence of local business voice is maintained, with business voice represented on the MCCA, and advisory boards representative of the geographies and composition of their local communities. The East Midlands MCCA will ensure that any business advisory board or equivalent structure is meaningfully involved in local decision making, maintaining a culture of constructive challenge and scrutiny.
35. Government funding for integrated LEP functions will be subject to future spending decisions by individual departments and business planning. The Government reserves the right to modify the functions and roles set out in section 10 of the published guidance on LEP integration.

Finance and Investment

36. The Constituent Councils will create a fully devolved funding programme covering all budgets for devolved functions (the “East Midlands Investment Fund”), accountable to the East Midlands MCCA.
37. The East Midlands MCCA will use the East Midland Investment Fund to deliver a programme of transformational long-term investment. The Government agrees to allocate £38 million per annum for 30 years, (50% capital and 50% revenue,), which will form part of the East Midlands Investment Fund. This will be subject to five-yearly gateway review assessments to confirm that the investment has contributed to economic growth and levelling up. Once the East Midland MCCA Assurance Framework is confirmed with Government, and the Order is made establishing the MCCA, the East Midlands MCCA may have access to the Investment Fund prior to mayoral elections, subject to the agreement with the Government of suitable caps.
38. The East Midlands MCCA will have the flexibility to secure private and public sector leverage. As per local government guidance, the East Midlands MCCA will also be able to use capital receipts from asset sales as revenue funding for public service transformational initiatives.
39. The East Midlands MCCA will be given powers to borrow for its new functions, which will allow it to invest in economically productive infrastructure, subject to an agreed cap with HM Treasury. The East Midlands MCCA will agree overall debt limits with HM Treasury, and update HM Treasury about any deviation from its underlying borrowing plans in order to support HM Treasury in its duty to monitor and forecast changes in the fiscal aggregates. The East Midlands MCCA will also provide information, explanation and assistance to support the Office for Budget Responsibility in its duty to produce economic and fiscal forecasts for the UK economy.
40. The costs of establishing the MCCA will be met from the overall resources of the MCCA. To support the East Midlands MCCA in its early stages, the Government will provide £500,000 Mayoral Capacity Funding in 2023/24 - once the establishing legislation is made and the Assurance Framework confirmed with the Government - and £1 million in 2024/25. Any future capacity funding will be subject to Spending Review, in line with arrangements for other devolution deals. Additional activities or capital allocations from government will be supported by revenue allocated to the MCCA in line with practice for areas with existing devolution deals.
41. The mayor will have the power to issue a precept on local council tax bills to help pay for the mayor’s work. This precept can only be raised for mayoral functions.

42. The mayor will have the power to introduce a supplement on business rates for expenditure on a project or projects that will promote economic development in the area, subject to a ballot of affected businesses.
43. The East Midlands MCCA will be the lead local authority for the planning and delivery of the United Kingdom Shared Prosperity Fund (UKSPF) from 2025/26 if there is a continuation of the Fund and the delivery geographies remains the same. The East Midlands area's core UKSPF allocation will be subject to a future Spending Review and reconfirmation of overall UKSPF policy and delivery arrangements from 2025/26. If the delivery model remains the same as the previous Spending Review period, it is anticipated that the East Midlands MCCA will have overall accountability for the funding and how the Fund operates in the area, with wide flexibility to invest and deliver according to local needs. In carrying out this role, it will need to engage Constituent Councils, district and borough councils and other local partners to ensure that the needs of residents can be effectively addressed.

Skills and Education

Adult Education

44. Whilst the numbers of people in the East Midlands qualified to Levels 2 and 3 are above the England average, those qualified to Level 4+ are below the national average. Graduate retention is a challenge, with 35% to 39% of graduates from the area's three universities remaining in the East Midlands following graduation. There are significant place-based variations in skills and productivity across the East Midlands districts.
45. The East Midlands workforce is more concentrated in lower skilled occupations than the national average. Over the next 10-15 years, slower growth in the working age population and significant technology-driven changes are likely to require increased adaptability and re-skilling by people who are already working as well as maximising the potential of young people entering the labour market. Despite unemployment being low, there are still communities and places where unemployment and economic inactivity remains high with a growing number identified as having significant barriers to work.
46. The Government will fully devolve the Adult Education Budget (AEB) to the East Midlands MCCA from academic year 2025/26, subject to readiness conditions and parliamentary approval of the required secondary legislation conferring the appropriate functions. These arrangements do not cover apprenticeships or traineeships, even though the latter is funded through the AEB.
47. Prior to full devolution of AEB, the Government will work with East Midlands MCCA to support their preparations for taking on the relevant functions, including offering implementation funding on a 'matched-funded' basis and awarded through a business case process.
48. Upon devolution of AEB, East Midlands MCCA will be responsible for making allocations to providers and the outcomes to be achieved, consistent with statutory entitlements. The Government will not seek to second guess these decisions, but it will set proportionate requirements about outcome information to be collected in order to allow students to make informed choices.
49. The Government will consult with East Midlands MCCA on a funding formula for calculating the size of the grant to be paid to the East Midlands MCCA for the purpose of exercising these devolved functions.
50. In order to proceed with devolution, the Government needs to be assured of the following readiness conditions:
 - a. The Secretary of State for Education and appropriate accounting officer are assured that East Midlands MCCA is operationally ready to administer AEB and is satisfied the required statutory tests have been met.

- b. Parliament has legislated to enable transfer to the East Midlands MCCA of the current statutory duties on the Secretary of State to secure appropriate facilities for further education for adults from this budget and for provision to be free in certain circumstances.
- c. Agreement to a memorandum of understanding between the Department for Education and East Midlands MCCA that provides appropriate assurance that the named parties will work together to ensure the future financial stability of the provider base, including for sharing financial risk and managing provider failure.
- d. Learner protection arrangements are agreed between parties.

Skills and Employment

- 51. Local Skills Improvement Plans (LSIPs) will set out the current and future skills needs of the area and how local provision needs to change to help people develop the skills they need to get good jobs and increase their prospects. They will build a stronger and more dynamic partnership between employers and providers and allow provision to be more responsive to the skills needs of employers in local labour markets.
- 52. Working with the designated Employer Representative Body, utilising and sharing the local labour market intelligence and analysis it has developed,¹ East Midlands MCCA will support and provide input into the LSIP for the area.
- 53. The East Midlands MCCA will be considered alongside existing MCAs at future Spending Reviews with regard to the devolution of skills funding.
- 54. The Government and the region will also work together to better target employment support by understanding and utilising publicly available local labour market intelligence and analysis.² As part of the development of the economic framework, the Government is committed to working together on the region's strategic priorities and supporting the development of the region's economic framework.
- 55. The Department for Work and Pensions and the East Midlands MCCA will work together on its strategic priorities for employment through enhanced engagement by way of:
 - Membership of the joint Department for Work and Pensions and Department for Education Mayoral Combined Authority Advisory Group.
 - Regular engagement with the regional Employer and Partnership team in Jobcentre Plus, and strategic labour market partnership teams.

^{1,2} This includes analysis produced previously by the LEP and its Skills Advisory Panel (funded by a Department for Education grant up until March 2023).

56. The Department for Work and Pension will also consider what role East Midlands MCCA could have in the design and delivery of future contracted employment programmes.

Housing and Land

57. The relevant authorities in the East Midlands area have set out their local housing priorities around brownfield remediation, housing quality and decarbonisation, and systems improvement to support local supported and specialised housing needs. Government will work collaboratively with the East Midlands MCCA to address these challenges through devolved capital funding and upfront investment in housing and Net Zero projects.
58. The East Midlands MCCA will have broad powers to acquire and dispose of land to build houses, commercial space and infrastructure, for growth and regeneration. They will be able to invest to deliver housing for the area.
59. The East Midlands MCCA will have land assembly and compulsory purchase powers for housing purposes, subject to the agreement of the Constituent Councils and, where applicable, the district/borough council(s) where the relevant land is located, and to the consent of the Secretary of State for Levelling Up, Housing and Communities.
60. The Mayor will have the power to designate Mayoral Development Areas and to create Mayoral Development Corporations, which will support delivery on strategic sites across the East Midlands area and may draw on existing work, subject to the agreement of local partners. Where relevant, this power may be exercised only with the consent of all members of the combined county authority appointed by the Constituent Councils, or substitute members acting in place of those members, whose local government area contains any part to be designated as a mayoral development area and the consent of the relevant planning authority, including national park planning authority if their area contains any part to be designated as a mayoral development area.

Working with Homes England

61. The East Midlands MCCA and Homes England will work together to identify key opportunities for developing a housing delivery pipeline across the East Midlands area. This will include exploring transformational regeneration opportunities at strategic locations across the area. Homes England and DLUHC will consider investment in housing propositions that emerge from the development of the pipeline, including through the Affordable Homes Programme and future funding streams, and explore the potential for developing a Strategic Place Partnership in time.

Funding

62. The Government will support this commitment to deeper partnership working with £16.8 million of devolved capital funding in 2024/25 to support the building of new

homes on brownfield land, subject to sufficient eligible projects for funding being identified.

63. Further to this, the Government will, subject to annual reporting, provide £918,000 of capacity funding to the East Midlands MCCA across 2023/24 and 2024/25 to support development of a pipeline of housing sites across the MCCA area, supported by Homes England.
64. The Government will also provide up to a £9 million housing capital funding pot in this Spending Review period to support the delivery of housing priorities in the East Midlands area, subject to final business cases.

Transport

65. The Government recognises that the East Midlands approaches this devolution deal from a different position to many devolution deal areas, where local transport services were already managed across the devolution area. The Government and the constituent councils of East Midlands MCCA will therefore work together to agree a transition plan and future arrangements that deliver improved local transport services across the East Midlands area.
66. Subject to the agreement and implementation of that transition plan, a new, directly elected East Midlands Mayor and the East Midlands MCCA will become responsible for setting and delivering a transport strategy for the area, including for bus and tram services. Working with the Constituent Councils in the East Midlands, the Government will establish suitable arrangements for delivering this strategy, including in relation to the Nottingham tram (Nottingham Express Transit). Subject to these arrangements, and to the Levelling Up and Regeneration Bill receiving parliamentary approval and Royal Assent, the Mayor and East Midlands MCCA will be responsible for the following powers and functions.

Transport plans

67. Responsibility for an area-wide local transport plan will be conferred to the East Midlands MCCA and exercised by the Mayor.
68. In line with best practice as set out in new local transport plan guidance planned for early 2023, the East Midlands Constituent Councils will develop a provisional area-wide local transport plan by March 2024 to be finalised by the Mayor and East Midlands MCCA once these are established. The Government recognises the significant changes to transport governance brought about by this deal which will require some additional capacity. The Constituent Councils or the East Midlands MCCA (as appropriate) will collectively be provided with an additional £500,000 of revenue funding in both 2023/24 and 2024/25 to accelerate this work and implement quantifiable carbon reductions to the higher standard recommended in related guidance.

Integrated Ticketing

69. In exercising its transport powers, East Midlands MCCA will seek, within available resources, to facilitate the accelerated delivery of smart, integrated ticketing across all local modes of transport in the area. East Midlands MCCA will continue to work with relevant partners – bus, tram, rail and other local transport operators, Midlands Connect, Great British Railways and the Department for Transport – to realise this ambition.

Consolidated transport budget

70. The Mayor will be responsible for a devolved and consolidated integrated local transport budget for the area of the East Midlands, consisting initially of the local highways maintenance funding (both the Pothole Fund and the Highways Maintenance Block) and the Integrated Transport Block. The integrated transport settlement will be available to the East Midlands MCCA following the first mayoral election which we expect to be in May 2024, for the final year (2024/25) of the current Spending Review period. The Government recognises the importance of transport in East Midlands and its importance in driving growth and productivity, levelling up and decarbonisation. The Government acknowledges that the Constituent Councils desire longer-term certainty that the integrated transport settlement will continue beyond 2025 and will therefore work with the East Midlands MCCA to agree an integrated multi-year transport settlement at the next Spending Review. At this point, following the example of other comparable Combined Authorities, opportunities for expanding the integrated transport settlement offer will be explored.

71. In addition, there may be further funds relating to transport for which the East Midlands Combined County Authority is eligible.

Roads

72. The East Midlands MCCA will set up and coordinate a Key Route Network on behalf of the Mayor, allowing the Mayor and the MCCA to take on highway powers for the Key Route Network. The Mayor and MCCA will take on the necessary highways powers to undertake this, to be exercised concurrently with the highways authorities, as agreed locally and set out in the proposal. Additionally, the Government intends to legislate to enable the conferral of a power of direction on the mayor, allowing them to direct highway authorities on exercising their highway powers with regard to the Key Route Network.

73. In partnership with Constituent Councils, the East Midlands MCCA and the Mayor will develop a single strategic asset management plan, and where practical, work towards streamlining contractual and delivery arrangements across the region. Unless otherwise agreed locally, all operational responsibility for highways will remain with the Constituent Councils.

74. The East Midlands MCCA will also be able to enter into agreements with the Government, other local authorities, combined authorities and National Highways, including to determine shared priorities for its strategic and Key Route Networks.

75. The Government is introducing a new £450 million local electric vehicle infrastructure (LEVI) scheme for local authorities to support local EV infrastructure delivery and will work with East Midlands MCCA to ensure the area is well placed to respond once funding arrangements are announced.

76. The MCCA will take on the powers held by their local authorities relating to moving traffic offences, to be shared concurrently with constituent highway authorities in line with the provisions of Part 6 of the Traffic Management Act 2004 for authorities outside London.
77. The MCCA will take on powers to issue permits as part of permit schemes to manage disruption. By taking on these powers over local roads, held concurrently with Constituent Councils, the MCCA will also be able to issue permits to manage disruption and will be able to seek agreement from the Secretary of State to run a lane rental scheme seeking contributions from utility companies and for highway works.
78. The Government will provide £50 million for the South Derby Growth Zone / A50 junction, subject to business case approval. The Government will consider the business case for proposals on the Chesterfield Staveley Regeneration Route.

Buses

79. Each Constituent Council in the MCCA, alongside bus operators, is responsible for managing and delivering bus services. The local authorities have created Bus Service Improvement Plans and will continue to implement these plans, supported by a total indicative allocation of £84 million from Government for the region.
80. Buses are a vital part of the overall transport network and the Mayor's transport strategy will set out a plan for buses across the MCCA area in conjunction with the Constituent Councils. The Government and East Midlands Constituent Councils recognise the opportunity created by this devolution deal to improve bus services across the area and the benefits of integrating bus functions with the MCCA.
81. Subject to the Levelling Up and Regeneration Bill receiving Parliamentary approval and Royal Assent, East Midlands MCCA will be empowered to exercise franchising powers in the Transport Act 2000, including the power to consult on franchising without permission from the Secretary of State.
82. In any Enhanced Partnership or franchising arrangements, the MCCA will seek, within available resources, to facilitate: bus priority; real time information; incentivised ticket schemes; asset improvements; and the accelerated delivery of smart, integrated ticketing.
83. As per the commitment in the National Bus Strategy, the Government is working on the reform of the Bus Service Operators Grant (BSOG). Following the reform of BSOG should the East Midlands MCCA request BSOG be devolved to them, the Department for Transport will work with East Midlands MCCA to devolve BSOG to them in line with the consultation outcome.

84. The MCCA will have powers to run travel concession schemes. The East Midlands MCCA will explore enhanced concessionary fares schemes, including elements for rail and young persons.

Mass Transit

85. The East Midlands MCCA will explore mass transit opportunities, including integrating and potentially expanding the NET tram system, in support of the emerging East Midlands HS2 Growth Strategy, and will work with Government to deliver this.

Rail

86. Government will support the East Midlands MCCA in seeking a new rail partnership with Great British Railways, once established, so that their priorities can be taken into consideration in future decisions regarding their local network. The East Midlands MCCA will be considered a priority for these agreements, similarly to Mayoral Combined Authority areas, which will provide the ability to influence the local rail offer. Local priorities will need to be coordinated and compatible with surrounding areas and the needs of the national network.
87. Devolution of transport responsibilities to the East Midlands MCCA offers an opportunity to build on the Integrated Rail Plan for the North and Midlands (IRP), which set out the largest-ever single Government investment in rail. The East Midlands MCCA and the Constituent Councils will work with the Government to support the effective implementation of the IRP - including HS2 East and Midland Main Line (MML) electrification which will provide direct HS2 connectivity for Nottingham, Derby & Chesterfield. The Government has committed to accelerate transport improvements at Toton, such as a station for local/regional services, with delivery subject to significant private sector investment – on a 50:50 match-funded basis with the taxpayer. The East Midlands will work with the Government on the study and identify the required match funding for any potential intervention at Toton.
88. The MCCA will be the key local government point of contact for Network Rail on the Restoring Your Railway and station projects within the area and any equivalent future programmes.

Active Travel

89. The East Midlands MCCA to be responsible for preparation of Local Cycling and Walking Infrastructure Plan and the East Midlands MCCA will work with Active Travel England on any future walking and cycling schemes to ensure schemes are delivered to high standards, including compliance with Local Transport Note 1/20

(LTN 1/20). All cycling and walking schemes must be approved by ATE as complying with LTN 1/20.

Future Transport

90. The Derby and Nottingham area has already done significant pioneering work on their Government-funded Future Transport Zone. The MCCA will become the key contact for the Government on low carbon transport solutions and the challenge of 'first and last mile travel' in the area. The Government will continue to work closely with the area, alongside Midlands Connect, to support future aspirations.
91. The Government and Ofgem will work with the MCCA to deliver clean fuel infrastructure that will accelerate the establishment of a Net Zero transport network. This will include initiatives to ensure that sub-national actors, including Distribution Network Operators (DNOs), local government and other actors co-operate effectively when planning our future energy system.

Net Zero, Energy and Environment

Net Zero

92. The Government recognises the ambition of the East Midlands to be a leader in pioneering new forms of clean energy generation, and to act as an exemplar for climate change adaption, with Derbyshire leading the way on local nature recovery and natural capital strategies in collaboration with the Peak District National Park. An ambition to adopt a shared endeavours approach to tackling climate change adaptation and Net Zero targets is clear, and can build on existing ambitious strategies, such as the leading core city response to carbon reduction in Nottingham, including working on energy, climate change adaption, waste and local nature recovery and biodiversity strategies. In recognition, the government will make an investment in the East Midlands area of up to £9 million via a Net Zero capital funding pot this Spending Review that will enable the East Midlands area to drive their Net Zero ambitions. This investment is subject to agreement of a business case from the area.
93. As part of its Net Zero Strategy, the Government recognises that devolved and local government can play an essential role in meeting national Net Zero ambitions. Local leaders in the East Midlands area and elsewhere are well placed to engage with all parts of their communities and to understand local policy, political, social, and economic nuances relevant to climate action. This is why the devolution framework grants places the opportunity to adopt innovative local proposals to deliver action on climate change and the UK's Net Zero targets.
94. The Local Net Zero Forum, chaired by the Department for Business, Energy and Industrial Strategy, is cross-Government and brings together national and local government senior officials. Through representative organisations on the forum – the Local Government Association (LGA), Association for Public Service Excellence (APSE), Core Cities and the Association of Directors of Environment, Economy, Planning & Transport (ADEPT) – East Midlands MCCA will get the opportunity to discuss local Net Zero policy and delivery issues in the round.

Networks

95. The Government recognises the need to increase the East Midlands' electricity network capacity to meet future electricity demand. We are committed to ensuring that areas with a devolution deal, including East Midlands MCCA, have a meaningful role in planning our future energy system for net zero, alongside other local areas as appropriate.

Buildings

96. The Government commits to explore the potential benefits of and design options for a place-based approach to delivering retrofit measures, as part of the

government's commitment in the Net Zero Strategy to explore how we could simplify and consolidate funds which target Net Zero initiatives at the local level where this provides the best approach to tackling climate change. This work will involve inviting East Midlands MCCA to work with the Government through the relevant representative organisations to consider if such an approach could accelerate the meeting of Net Zero goals and provide better value for money.

Clean heat

97. The Government has confirmed its intention to establish heat network zoning in England and, on 6th July 2022, introduced the Energy Security Bill to Parliament to legislate for zoning and regulation of the heat network sector. Under the zoning proposals, Zoning Coordinators within local government will be able to designate areas as heat network zones where heat networks are going to be the most cost-effective way to decarbonise heating and hot water within the zone. This will enable the East Midlands MCCA to assume the role of heat network Zoning Coordinator for its locality and play a key role in the delivery of heat decarbonisation infrastructure. This includes requiring certain buildings to connect to heat networks within the zones. The Government is committed to have heat network zoning in place by 2025.

Net Zero infrastructure

98. The UK Infrastructure Bank ("the Bank") will increase infrastructure investment across the UK by partnering with the private sector and local government to help tackle climate change and support regional and local economic growth. The Bank's advisory service, when launched, could offer advice and support to local actors, including the East Midlands MCCA, to help deliver on their objectives, including driving investment into Net Zero infrastructure and innovative local projects. It can also act as a convenor, bringing together local actors for collaborative projects, and where appropriate identifying where projects can be aggregated to achieve greater impacts.

Green jobs

99. Through the Green Jobs Delivery Group, we are working to ensure that workers, businesses and local areas, including East Midlands, are supported through the Net Zero transition. The East Midlands MCCA now has the opportunity to deliver green skills interventions at a local level through having a greater role in delivering the Adult Education Budget and UKSPF.

100. In order to facilitate a complete view of the energy infrastructure requirements across the East Midlands area, the East Midlands MCCA will fund the commissioning of a local area energy plan (LAEP) to enable long term planning on a regional basis.

Energy from Waste

101. Through its role in coordinating the delivery of heat network infrastructure, as set out in paragraph 96 we will give the East Midlands MCCA the tools it needs to evolve waste management in the region and exploit opportunities to re-use waste heat. The Energy Bill currently passing through Parliament includes powers for local Zoning Coordinators to ensure that waste-heat sources are used in heat networks and we expect this to be possible for the East Midlands MCCA to develop the potential transformation of power sites such as those at Ratcliffe, Drakelow, and any future expansion of the Nottingham City District Heat Network.

Environment

102. The East Midlands MCCA commits to producing an MCCA area Flood Alleviation Strategy, working with Environment Agency, Internal Drainage Boards and other key partners, that will help build community and economic resilience. This will support a comprehensive approach to tackling local nature recovery with a focus on green and blue infrastructure and maximising benefits for people, wildlife and our economy. It will not change the roles and responsibilities of Lead Local Flood Authorities.
103. Derbyshire County Council and Nottinghamshire County Council have provisionally agreed to act as the responsible authorities for the preparation of the Local Nature Recovery Strategies (LNRSs) for the Derby City and Derbyshire County, and Nottingham City and Nottinghamshire County LNRS respectively. Formal appointment of responsible authorities will be made following publication of relevant regulations and guidance and confirmation of funding. The Strategies will, for the area that they cover: map the most valuable existing habitat for nature; map proposals for creating or improving habitat for nature and wider environmental goals, and; agree priorities for nature's recovery. Defra will consider the role of East Midlands Combined County Authority in due course. In the meantime, both areas will work to ensure join up where possible across the two LNRS areas.

Innovation, Trade and Investment

104. Through the deeper devolution trailblazer deals announced in the Levelling Up White Paper, Government will bring together a holistic package of powers, roles, functions and strategic relationships to grow the private sector at a local level.
105. The trailblazers are designed as a blueprint for other devolution settlements, and Government will draw lessons from this approach to make a similarly broad and holistic offer to the East Midlands MCCA in due course. This offer aims to build the resilience of businesses and households in the East Midlands area to cost of living pressures, strengthen the East Midlands area's global competitiveness and empower local entrepreneurs.
106. This offer will explore the following, and potentially other, options to:
- Empower the East Midlands area to be able to secure greater private investment in local priorities, looking at the opportunities presented by the visitor economy.
 - Strengthen the East Midlands area's local innovation capacity to help realise the potential of local innovation assets and the innovation potential of small and medium enterprises, with a particular focus on the area's advanced manufacturing centre and research institutions.
 - Help to realise the global export potential of local businesses in the East Midlands area and maximise the local benefits of international trade.
 - See the East Midlands area play a greater role in the delivery of support to local businesses.
 - Engage the area on the delivery of digital infrastructure and potential economic and public service applications of data and data science.

Public Service Reform

107. Government supports the East Midlands area in its ambition for public service reform. Government commits to working with the region to explore initiatives to improve delivery of public services jointly with its Constituent Councils, such as how best to support residents with multiple complex needs through effective strategic and coordinated approaches to issues such as homelessness and rough sleeping, domestic abuse and community safety, social mobility and support for young people. Where appropriate, and as part of its Levelling Up agenda, Government will also consider devolving further powers to East Midlands MCCA to support public service reform in relation to the statutory duties held by its Constituent Councils.
108. The Government is committed to relocating roles out of Greater London and closer to the policy issues they are addressing, as set out in its Places for Growth programme. The relocation of policy and senior roles will benefit communities across the UK, enabling more diversity of thought into policy making leading to better-informed policy, built on an understanding of the impacts across the UK and drawing on a more diverse range of experiences, skills and backgrounds. The Government will continue to work with departments on the potential for any future relocations of Civil Service roles to the East Midlands area as part of the Levelling Up agenda. Since March 2020, over 80 roles have already relocated to the area.
109. To complement and support action by the Constituent Councils, the East Midlands MCCA will take on a local authority duty to take action to improve the public's health concurrent with the Constituent Councils. This will allow health to be considered throughout the East Midlands MCCA's activities as well as enable work on local issues where health plays a key role, for example tackling homelessness and rough sleeping.

Public Safety

110. The East Midlands MCCA, in partnership with the Government, will work with the Derbyshire and Nottinghamshire Police and Crime Commissioners to agree an appropriate arrangement to ensure close collaboration and productive joint working on public safety.
111. The East Midlands MCCA will work with local partners, including the FRAs, PCCs and the Home Office to identify the appropriate long term governance model for fire and rescue services in its area, which meet the principles of good governance set out in the Fire Reform White Paper.
112. The East Midlands MCCA will have a clear role in local resilience, following Government's full consideration of the role and responsibilities of Local Resilience Forums. This may include an opportunity for the East Midlands MCCA to participate in future testing and piloting of potential new roles and responsibilities prior to any fuller national roll out.

East Midlands' commitments underpinning the Deal

113. The East Midlands Constituent Councils will work with the Government to develop a full implementation plan, covering each policy agreed in this Deal, to be completed ahead of implementation. This plan must be approved by the Government prior to delivery. Any issues of concern with the subsequent delivery of this deal will be escalated to ministers and leaders to resolve, in keeping with the letter and spirit of devolution.
114. The East Midlands MCCA will be required to evaluate the impact of the East Midlands Investment Fund. The East Midlands MCCA and the Government will jointly commission an independent assessment of the economic benefits and economic impact of the investments made under the scheme, including: whether the projects have been delivered on time and to budget. This assessment will be funded by the East Midlands MCCA, but agreed at the outset with DLUHC and HM Treasury, and will take place every five years. The next five-year tranche of funding will be unlocked if the Government is satisfied that the independent assessment shows the investment to have met the objectives and contributed to economic growth. The gateway assessment (as set out in paragraph 37) should be consistent with the HM Treasury Green Book, which sets out the framework for evaluation of all policies and programmes. The assessment should also take into account the latest developments in economic evaluation methodology. The Government would expect the assessment to show that the activity funded through the scheme represents better value for money than comparable projects, defined in terms of a benefit-to-cost ratio and considered in the strategic context of local ambitions for inclusive growth across the whole geography.
115. As part of the implementation of the deal, the East Midlands MCCA and the Government will agree a process to manage local financial risk relating to the deal provisions.
116. Prior to the first mayoral election, the Government will work with the East Midlands area to give the public and stakeholders – including Parliament – a clear understanding of: the powers and funding that are being devolved to East Midlands MCCA; where accountability sits as a result of this deal; and how decisions are made.
117. The Government will continue to work with the Constituent Councils of East Midlands to meet their objectives for the East Midlands area, including in relation to transport, regeneration, economic growth, and tackling local challenges.
118. The East Midlands MCCA and its members will continue to adhere to their public sector equality duties, for both existing and newly devolved responsibilities.

THE END



Report to Council

Subject: Changes to committee membership

Date: 16 November 2022

Author: Democratic Services Manager

Purpose

Following formal notification from the Labour party, the allocation of seats to committees must be updated and this report proposes to make the necessary changes.

Recommendation(s)

To approve the following changes to representation on committees:

- 1) Remove Councillor Ron McCrossen from Planning Committee; and**
- 2) Add Councillor Najuk as a member of the Planning Committee**

1 Background

In determining the membership of committees, account must be taken of the requirements of the Local Government (Committees and Political Groups) Regulations 1990 and 1991 made under sections 15 and 16 of the Local Government and Housing Act 1989. These regulations require that seats on committees and sub-committees are allocated to the political groups in a way which reflects the overall political balance of the Council. A political group is defined as a group consisting of two or more members.

There is no change to the political make-up of the Council, which is as follows:

Labour Group	29 (-)
Conservative Group	8 (-)
Liberal Democrat Group	3 (-)
Independent Group	2 (-)

2 Proposal

It is proposed to make the following changes to committee memberships:

- Remove Councillor Ron McCrossen from the Planning Committee;
- Add Councillor Najuk as a member of the Planning Committee

3 Alternative Options

Council may decide not to approve the recommendations as proposed. This would not be in accordance with the applicable legislation.

4 Financial Implications

There are no financial implications arising from this report.

5 Legal Implications

The legal implications are as detailed in this report.

6 Equalities Implications

There are no equalities implications arising from this report.

7 Carbon Reduction/Environmental Sustainability Implications

There are no environmental sustainability implications arising from this report.

8 Appendices

None.

9 Background Papers

None.

MINUTES OVERVIEW AND SCRUTINY COMMITTEE

Monday 5 September 2022

Councillor Paul Feeney
Councillor Jim Creamer
Councillor Andrew Dunkin
Councillor Rachael Ellis
Councillor Mike Hope

Councillor Meredith Lawrence
Councillor Marje Paling
Councillor Lynda Pearson
Councillor Martin Smith
Councillor Sam Smith

Apologies for absence: Councillor Liz Clunie, Councillor Michael Boyle and Councillor Simon Murray

Officers in Attendance: M Hill, B Hopewell and L Juby

Guests in Attendance: Councillor Clarke, F Callaghan, S Newman and H Smith

1 APOLOGIES FOR ABSENCE

Apologies for absence were received from Councillors Boyle, Clunie and Murray.

2 TO APPROVE, AS A CORRECT RECORD, THE MINUTES OF THE MEETING HELD ON 4 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 PROGRAMME OF PORTFOLIO HOLDER ATTENDANCE

Members welcomed Councillor John Clarke, Leader of the Council, to the meeting to examine his portfolio. Councillor Clarke provided an update to members on some key happenings in his portfolio, giving them the opportunity to ask any questions after.

Devolution

Councillor Clarke informed Members that the devolution deal was signed for Derby/Derbyshire and Nottingham/Nottinghamshire on 30 August 2022. The

deal is worth £38 million per year for 30 years, resulting in a total of £1.14 billion and will include the election of a new Mayor in May 2024. This will be called The East Midlands Mayoral Combined County Authority (MCCA).

In addition to this, a further £17 million for the building of new homes on brownfield land is planned in 2024/25 and £18 million to support the delivery of housing priorities and drive net zero ambitions in the East Midlands area.

The MCCA will integrate the D2N2 Local Enterprise Partnerships, not including the Police and Crime Commissioner or the fire authority. This means that Gedling Borough Council will retain its autonomy and existing powers.

The deal focuses on central government giving funding and powers to the East Midlands to provide more and better jobs, economic growth, better transport, housing, schools, training and will enhance green environments through greater investment in the area.

The LGA peer review:

The LGA peer review took place between 21 June and 23 June. The key points from the feedback were:

- 1) Gedling is a well-regarded authority where councillors are hardworking and dedicated to local residents;
- 2) The workforce is highly enthusiastic and committed to deliver for the borough; and
- 3) Gedling Borough Council handled the Covid-19 pandemic well and is working through the recovery phase. Gedling Borough Council planned ahead and was able to actively support its residents during the much of the most active phase of the pandemic.

Recommendations for improvement have been suggested in the draft report which is currently in the process of being finalised. To accompany the recommendations, an action plan is being prepared. Both the report and the action plan will be reported to Cabinet in the near future.

National pay award:

National employers for local government services made a pay offer on 25 July 2022 with effect from 1 April 2022 detailing an increase of £1925 on all of the NJC pay points 1 and above. It was noted that if this is agreed the cost to Gedling Borough Council will be circa £950,000 with only £420,000 built into the budget, resulting in a shortfall of £530,000 to be found from balances as an interim solution with a more permanent solution to be determined. No contribution towards this sum has been announced by central government so far. Gedling Borough Council are also looking at options to enhance the national offer at a local level.

As a result of the cost of living crisis, officers are planning to take a report to Cabinet that explains all of the measures the council are taking to support its residents; including the energy bills rebate, paying the energy bills local discretionary scheme, awarding an additional £30 towards local residents on the Council Tax Reduction Scheme, and providing helpful links to other support agencies and benefits available.

Levelling up and the shared prosperity fund

The Levelling Up bid was submitted at the beginning of August for £50 million for the redevelopment of Arnold North including a new leisure centre, library and cinema theatre. The announcement date is currently unknown, however the decision is expected to be received this year.

The shared investment fund required an investment plan to be submitted at the start of August. It focused on sharing the benefits between businesses and schools across the borough. The announcement date is currently unknown.

Q1 budget

It was noted that there is predicted to be underspend of £46,000 at year end which will be transferred to the Inflationary Pressures Contingency Reserve. Major variances are concerning the cost of energy and potential pay awards as the cost of pay will be in excess of £0.5 million.

The budget approved in March 2022, allowed for an increase in energy cost of £110,000 and fuel costs of £43,000. At Q1, the council is estimating that the cost of energy will increase further resulting in the cost of another £121,000 and fuel costing £45,000. A total cost of £319,000 is the expected cost for the year.

The energy bills rebate has awarded a total of £6.8 million out of the £7 million available for the rebate, which equates to 97% of the residents in total. It was noted that the majority of all payments have now been paid.

Temporary accommodation and homelessness.

To date, the council has purchased six properties for temporary accommodation, with another one which has also been accepted. The council has also leased two further properties with a contract end date of March 2024, with another in process. The council is currently looking at two more properties which can be extended past the March 2024 deadline if necessary.

It was noted that at the end of August 2022 the council had 27 families in temporary accommodation but only 10 in bed and breakfast. This is reduced from the council's high of 18 residents in June 2021 in bed and breakfast.

Members query what difference the devolution deal will make for Gedling Borough Council specifically, to which Councillor Clarke confirmed:

- 1) The council will retain its autonomy which will ensure residents are still able to visit their local authority;
- 2) The Mayor will be easier to get to than going to government;
- 3) There will be a considerable amount of benefits from working with 19 other authorities; and
- 4) It will result in improved prospects for work.

5 PARTNERSHIP REVIEW - SOUTH NOTTINGHAMSHIRE PLACE BASED PARTNERSHIP

The Head of Communities and Leisure introduced The South Nottinghamshire Place-Based Partnership and invited their Locality Director, Fiona Callaghan, to begin a presentation on who the South Nottinghamshire Place-Based Partnership are and what they aim to achieve.

What is an Integrated Care System? (ICS)

There are 42 ICS's across the country, which are partnerships of health and care organisations that work collaboratively to plan and deliver joined-up services to improve the health and wellbeing of the people who live and work in their area. Since the 1940's, the NHS has been very treatment focused but as health and care needs have developed, there is a requirement for more prevention measures to keep people healthy. Partnerships across health, Local Government and the voluntary sectors, as well as local communities and neighbourhoods, contribute towards achieving this.

They exist to achieve four aims:

- 1) Improve outcomes in population health and healthcare;
- 2) Tackle inequalities in outcomes, experience and access;
- 3) Enhance productivity and value for money; and
- 4) Help the NHS support broader social and economic development.

Nottingham and Nottinghamshire Placed-Based Partnership

Nottingham and Nottinghamshire integrated care board became a statutory organisation as of 1 July 2022, this includes both the Integrated Care Board (ICB) and the Integrated Care Partnership (ICP). The ICB is a unitary board where all partners contribute towards decisions on NHS spending. The ICP establishes what the local healthcare needs are and uses this information to influence the decision making of the ICB.

Helen Smith, Programme Director for South Nottingham Placed Based Partnerships, informed members that the Nottingham and Nottinghamshire

Placed Based Partnerships are an equal partnership which includes the following organisations:

- Gedling Borough Council;
- Active Notts;
- Arnold and Calverton PCN;
- Arrow PCN;
- Ashfield District Council;
- Ashfield Voluntary Action;
- Broxtowe Borough Council;
- Byron PCN;
- Health watch;
- Newark and Sherwood CVS;
- Nottingham and Nottingham ICB;
- Nottinghamshire County Council;
- Nottingham Healthcare NHS Foundation Trust;
- Nottingham University Hospitals NHS Trust;
- Nottingham West PCN;
- Partners Health;
- Primary Integrated Community Services;
- Rushcliffe Borough Council;
- Rushcliffe CVS;
- Rushcliffe PCN; and
- Synergy PCN

Some of these organisations are members of more than one Placed-Based Partnership in the Nottingham/Nottinghamshire area. There are six Primary Care Networks in the South Nottinghamshire area and the Placed Based Partnerships are formed through these networks.

Principles of Placed Based Partnerships

- 1) Guidance on the development of place-based partnerships as part of statutory integrated care systems: LGA and NHSE;
- 2) Partnership with shared objectives, a mutual understanding of the population and a shared vision focus on improving the health and wellbeing outcomes for the population, preventing ill health and addressing health inequalities; and
- 3) Address priorities most important to their partnership and to their communities.

The vision of the South Nottinghamshire Placed Based Partnership:

To enable people in South Nottinghamshire to live healthier lives and get the care and support they need, when they need it.

Place priority work areas 2022/23

Meeting the health and wellbeing needs of their diverse communities:

To utilise population health management data, local intelligence, and experience to address with partner agencies the wider determinants of health and wellbeing and ensure their most vulnerable groups are able to access the right care at the right time.

Community development:

To leverage community assets and build social capital to develop strong, resilient, and connected communities.

Personalised care and support:

All partners will work collaboratively to deliver care and support to meet the needs of the individual.

Programmes of work for the Placed-Based Partnership (PBP)

Meeting the health and wellbeing needs of the community:

- 1) Ensure services are developed based on good intelligence about population health needs
- 2) Improve heart failure services
- 3) Develop an integrated & sustainable model for care in care homes
- 4) Develop the health and wellbeing hub for Hucknall
- 5) Deliver PCN priorities e.g. good health in care homes

Community Development:

- 1) Work with communities to identify purposeful/sustained approaches to tackle health inequalities
- 2) Develop key roles to support delivery of strong and resilient communities (community worker; community champion roles)
- 3) Support the development of a community led health and wellbeing hub in Eastwood

Personalised Care and Support:

- 1) PCN innovation & development
- 2) Identify/develop Primary Care Strategy priorities at PBP level
- 3) Transform the way community services are delivered
- 4) Integrate health & care
- 5) Align and integrate community & practice nursing

- 6) Further develop clinical and professional relationships

Communication, Involvement and Engagement:

- 1) Keep profile of the PBP high with local partners & stakeholders
- 2) Develop key communication priorities, e.g. Choose Well, winter planning, cost of living crisis
- 3) Develop PBP engagement approaches to involve and co-produce wellbeing initiatives with the local population

Community development

The Head of Communities and Leisure at Gedling Borough Council also operates as the Local Authority Lead for the South Nottinghamshire Placed Based Partnership's Community Development programme. The Head of Communities and Leisure works closely with the Chief Executive of Rushcliffe Borough Council's Community and Voluntary Service in delivering on this programme.

The Community Development programme is primarily focused on building strong and resilient communities. This involves how well residents are able to connect with others, interact with services and how strong the voluntary sector is when supporting residents.

Gedling Borough Council are commissioned by the Placed Based Partnership to provide social prescribing, offering a community alternative to medication or other clinical interventions. An example of this could be where loneliness and isolation is the issue and lunch clubs or community hubs could help.

Stuart Newman, Deputy Locality Director for The Placed Based Partnership focuses on the Primary Care Networks in Nottingham West.

Their pathway redesign work focuses on:

- 1) Population Health Management (Diabetes, health promotion and mental health).
- 2) Social Prescribing in Emergency Department (Working in ED to address patient's holistic needs).
- 3) Heart Failure (Providers collaborating to improve equity of offer for community heart failure services).
- 4) Community Mental Health Transformation (MH networks for all colleagues in all sectors supported by the PBP).
- 5) Ageing Well (Placed-focused service redesign, across health and care in care homes).

- 6) Health and Care Integration (Working at neighbourhood level, adopting strength-based person-centred approach).

Primary Care Networks supporting primary care resilience

Additional roles:

PCNs grow the primary care workforce by appointing staff from a nationally-set list of roles.

Enhanced access:

PCNs working together to deliver access in the morning, evening and all day on Saturday.

Business continuity & COVID vaccination:

PCN plans to support business continuity and local vaccinations throughout the pandemic.

Estates:

PCNs working with partners to identify and address estate needs

Impact and Investment Fund:

Improvements in care rewarded with funds to be reinvested in primary care services and equipment.

Questions asked by Members

In concluding their presentation, the Vice-Chair asked members whether they had any questions.

Councillor Creamer asked what community development will be done in the Carlton area. He also asked whether there will still be a focus on ensuring resources and treatment for those with a persistent health care need such as diabetes will still be a priority.

The Head of Communities and Leisure informed members that the Community Development team have secured additional funding to secure another worker for the South Nottinghamshire area. The additional resource will help to focus on healthcare needs in the Gedling Borough area. Local Community Development Networks to consider how local services support one another will also aid in providing more sustainable resources.

Fiona Callaghan will look into what measures are being implemented to ensure resources for those with persistent healthcare needs such as diabetes is being met.

Councillor Paling asked how we will get more GP surgeries in newly developed areas and what the integration with local planning authorities is. Councillor paling noted that the funding allocated to health from these developments seems limited.

Fiona Callaghan explained that the Section 106 allocation is given directly to support health infrastructure such as extensions to current GP practices for example.

Councillor Ellis noted that the Section 106 allocation does not go directly back into the area where the development has taken place and asked whether there has been any consideration towards this.

Fiona Callaghan agreed to provide a summary on what the most recent Section 106 allocation was spent on. Stuart Newman informed Members that some GPs are challenged in that they have no further space to develop and this is something that the PCNs will be considering.

Councillor Lawrence has noted the difficulties of waiting times for A&E, ambulances and test results, asking whether the Placed Based Partnership's approach will help with this.

Fiona Callaghan admits that the urgent care system is under a lot of pressure as seen in the media and are also recovering from a pandemic as well. Fiona informed Members that there has been a great deal of work being done by Nottingham University Hospitals, Community Providers, Ambulance Services and Social Care to try and mitigate this.

It was noted that some of this mitigation can be provided before a patient reaches the need for NHS treatment and highlighted that the signposting projects should aid in preventing residents from reaching this point. Collaborations with NUH to provide care for people at home will also help with this.

Councillor Sam Smith asked what support is offered to GPs to build new medical centres. He noted that in Stoke Bardolph and Burton Joyce there is one medical group with three venues and highlighted the desire for these facilities to be combined, asking whether funding from Section 106 allocations can be channelled towards this.

Fiona Callaghan informed Members that they have a comprehensive estates programme at an ICB level, highlighting the Hucknall development as one of their current priorities in terms of new facilities which will take on Section 106 allocations. Fiona noted that GPs are private businesses and so they work closely with GPs to look at the opportunities available to them and how they would like to develop their local practices.

Councillor Hope asked how their work will change the experiences of his constituents. Noting the wait times and delays to services, Councillor Hope asked whether their priorities are in line with those he represents.

Fiona Callaghan agreed that there has been significant strain on the Urgent Care System which is particularly important on the approach winter. The strain on these services is compounded by the systems that have been in place which the Placed Based Partnerships, through consultation, are working to address. These partnerships will also work to establish the health care needs and priorities of the local residents.

6 GEDLING PLAN Q4 & YEAR END PERFORMANCE REPORT

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

RESOLVED:

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

7 ANNUAL REPORT 2021/22

Consideration was given to a report of the Democratic Services Manager, which had been circulated in advance of the meeting, informing members in summary of the work undertaken by the Overview and Scrutiny Committee during 2021/22 and to ask members to consider the report, making amendments as appropriate before submission to Council.

RESOLVED to:

- 1) Amend the report to include the names of both working groups undertaken over the preceding year; and
- 2) Submit the annual report to Council for review.

8 SCRUTINY WORK PROGRAMME

Consideration was given to a report of the Democratic Services Manager, which had been circulated in advance of the meeting, providing an update on the scrutiny work programme and to identify any further areas for examination in the 2022/23 work programme.

RESOLVED to:

Note the report.

9 ANY OTHER ITEM WHICH THE CHAIR CONSIDERS URGENT

None.

The meeting finished at 7.25 pm

Signed by Chair:
Date:

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MINUTES AUDIT COMMITTEE

Tuesday 20 September 2022

Councillor Bob Collis (Chair)

Councillor Meredith Lawrence
Councillor Liz Clunie
Councillor Kathryn Fox

Councillor Helen Greensmith
Councillor Lynda Pearson

Absent: Councillor Andrew Ellwood

Officers in Attendance: P Adcock and B Hopewell

Guests in Attendance: G Dulay (BDO) and C Thomas (BDO)

1 APOLOGIES FOR ABSENCE AND SUBSTITUTIONS.

Apologies for absence were received from Councillor Ellwood.

2 TO APPROVE, AS A CORRECT RECORD, THE MINUTES OF THE MEETING HELD ON 28 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 INTERNAL AUDIT PROGRESS REPORT (BDO)

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 July 2022 to September 2022.

RESOLVED:

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

5 AUDIT COMMITTEE RISK SCORECARD - Q1 JUNE 2022

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.

RESOLVED:

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

6

ANY OTHER ITEM WHICH THE CHAIR CONSIDERS URGENT.

Councillors Fox and Greensmith both raised the issue of progress of the independent review of taxi license fee setting that was being undertaken by CIPFA.

The Head of Finance and ICT explained that the review was ongoing and that it is intended that the findings are presented to the Environment and Licensing Committee at the earliest opportunity with the Audit Committee members being updated thereafter.

The meeting finished at 5.55 pm

Signed by Chair:
Date:

MINUTES ENVIRONMENT AND LICENSING COMMITTEE

Tuesday 4 October 2022

Councillor Marje Paling (Chair)

Present: Councillor Nicki Brooks Councillor Alex Scroggie
 Councillor Pat Bosworth Councillor Martin Smith
 Councillor Rachael Ellis Councillor Clive Towsey-Hinton
 Councillor Des Gibbons Councillor Paul Wilkinson

Absent: Councillor Julie Najuk and Councillor Sam Smith

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

7 APOLOGIES FOR ABSENCE AND SUBSTITUTIONS.

Apologies for absence were received by Councillors Najuk and Sam Smith.

8 TO APPROVE, AS A CORRECT RECORD, THE MINUTES OF THE MEETING HELD ON 6 SEPTEMBER 2022

RESOLVED:

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

9 DECLARATION OF INTERESTS.

None.

10 APPLICATION FOR STREET TRADING CONSENT AT EAGLES SQUARE ARNOLD

Consideration was given to a report of the Corporate Director, which had been circulated in advance of the meeting, asking members to consider an application for a Street Trading Consent for the Arnold Market to trade in a consent street in Arnold as detailed at appendix 1 to the report.

The report also sought approval for the consent to be for a period until the end of January 2023 which is a departure from the Council's Street Trading Policy as detailed at Appendix 2 to the report.

RESOLVED to:

- 1) Approve the application made by Gedling Borough Council for a Street Trading Consent for the Arnold Market to trade in a consent street in Arnold as shown attached to the report.
- 2) Approve a departure from the Council's Street Trading Policy and that the consent be until the end of January 2023.

11 ANY OTHER ITEM WHICH THE CHAIR CONSIDERS URGENT.

None.

12 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.

13 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.

FT attended the meeting and addressed the Committee.

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

RESOLVED:

To suspend FT's licence for 42 days.

FT was given 21 days to surrender his licence.

14 APPLICATION FOR A THREE YEAR JOINT HACKNEY CARRIAGE / PRIVATE HIRE DRIVERS LICENCE - ZHC

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 ZHC.

ZHC attended the meeting and addressed the Committee.

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

RESOLVED:

To refuse ZHC's application for a Joint Hackney Carriage/Private Hire Driver's Licence.

The meeting finished at 7.00 pm

Signed by Chair:
Date:

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MINUTES APPOINTMENTS AND CONDITIONS OF SERVICE COMMITTEE

Wednesday 5 October 2022

Councillor Sandra Barnes (Chair)

Councillor Michael Payne
Councillor Bob Collis

Councillor Marje Paling

Absent: Councillor John Clarke
Councillor Michael Adams
Councillor Sam Smith

Officers in Attendance: M Hill, D Archer, B Hopewell and C McCleary

35 APPOINTMENT OF CHAIR

Councillor Sandra Barnes was elected as Chair for the meeting.

36 APOLOGIES FOR ABSENCE AND SUBSTITUTIONS.

Apologies for absence were received from Councillor Clarke.

37 TO APPROVE, AS A CORRECT RECORD, THE MINUTES OF THE MEETING HELD ON 29 JUNE 2022

RESOLVED:

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

38 DECLARATION OF INTERESTS.

None.

39 ANY OTHER ITEM WHICH THE CHAIR CONSIDERS URGENT.

None.

Councillor Payne joined the meeting at 10:03am.

40 EXCLUSION OF 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 1 of Part 1 of Schedule 12a of the Local Government Act 1972.

41 CONSULTATION CLOSURE- IMPLEMENTATION OF A NEW FOSTERING-FRIENDLY POLICY

Consideration was given to a report of the Head of HR, Performance and Service Planning, which had been circulated in advance of the meeting, informing members of the feedback received from trade unions and the Joint Consultative and Safety Committee and requesting approval to implement the proposal for creation of policy.

RESOLVED to:

- 1) Receive the consultation comments and recommendations from the Joint Consultative and Safety Committee (JCSC);
- 2) Accept the recommendation made by the JCSC that for “placement leave” in the proposed policy there be no difference between the time given for a child under or over five years old and that in all cases for the fostering of a child, four weeks’ paid leave be granted; and
- 3) Agree to the implementation of the proposals made to adopt a Fostering-friendly Policy with immediate effect.

42 CONSULTATION CLOSURE- REVIEW OF THE OVERTIME POLICY (BANK HOLIDAY PAYMENTS)

Consideration was given to a report of the Head of HR, Performance and Service Planning, which had been circulated in advance of the meeting, informing members of the feedback received from trade unions and the Joint Consultative and Safety Committee and requesting approval to implement the proposal for policy change in the Overtime Policy.

RESOLVED to:

- 1) Receive the consultation comments and recommendations from the Joint Consultative and Safety Committee (JCSC); and
- 2) Agree to the implementation of the proposals made to amend the current Overtime Policy to take account of arrangements where services are withdrawn due to bank holidays then instead delivered at weekends.

43 CONSULTATION CLOSURE- REVIEW OF THE STAND-BY AND CALLOUT POLICY

Consideration was given to a report of the Head of HR, Performance and Service Planning, which had been circulated in advance of the meeting, informing members of the feedback received from trade unions and the Joint Consultative and Safety Committee and requesting approval to implement the proposal for policy change in the Stand-by and Callout Policy.

RESOLVED to:

- 1) Receive the consultation comments and recommendations from the Joint Consultative and Safety Committee (JCSC); and
- 2) Agree to the implementation of the proposals made to amend the current Stand-by and Callout Policy.

44 CONSULTATION COMMENCEMENT - PROPOSAL TO INCREASE MINIMUM PAY LEVELS AND PROVIDE SUPPORT TO EMPLOYEES DUE TO THE COST OF LIVING CRISIS

Consideration was given to a report of the Head of Paid Service, which had been circulated in advance of the meeting, seeking authority to begin consultation with trade unions on the implementation of the proposed measure to increase minimum pay levels.

RESOLVED to:

- 1) Support the progression of the proposal to move all employees on pay points SCP 1 to 4 onto a minimum spinal column pay point of SCP 5 (Band 3) with effect from 1 April 2022, subject to the approval of the ongoing budget in accordance with Council's Financial Regulations; and
- 2) Agree the timescales, implementation methodology and the commencement of the consultation process with unions as detailed in the report.

The meeting finished at 10.30 am

Signed by Chair:
Date:

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MINUTES CABINET

Thursday 6 October 2022

Councillor Jenny Hollingsworth (Chair)

Councillor David Ellis
Councillor Kathryn Fox
Councillor Ron McCrossen

Councillor Viv McCrossen
Councillor Henry Wheeler

Absent: Councillor John Clarke and Councillor Michael Payne

Officers in Attendance: M Hill, A Ball, E Minogue, C McCleary and
B Hopewell

11 APPOINTMENT OF CHAIR

Councillor Jenny Hollingsworth was elected as Chair for the meeting.

12 APOLOGIES FOR ABSENCE

Apologies for absence were received from Councillors Clarke and Payne.

13 TO APPROVE, AS A CORRECT RECORD, THE MINUTES OF THE MEETING HELD ON 4 AUGUST 2022

RESOLVED:

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

14 DECLARATION OF INTERESTS

None.

15 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.

16 JOURNEY TO NET ZERO - CLIMATE CHANGE CULTURE AND BEHAVIOURS

The Climate Change Officer and Food Health and Housing Manager introduced the report, which had been circulated in advance of the meeting, updating members on the measures taken to promote and enhance a positive culture throughout the organisation in relation to climate change and seeking approval of an Environmental Policy Statement.

RESOLVED to:

- 1) Note the actions currently being taken to address organisational culture in respect of climate change; and
- 2) Approve the Environmental Policy Statement at Appendix A to the report.

17 REVIEW OF COMPLAINTS RECEIVED BY THE COUNCIL AND ANNUAL REVIEW LETTER - LOCAL GOVERNMENT AND SOCIAL CARE OMBUDSMAN 2021/22

The Director of Corporate Resources and Section 151 Officer introduced the report, which had been circulated in advance of the meeting, informing Members of the receipt of the annual review letter from the office of the Local Government and Social Care Ombudsman and the complaints dealt with by the Council through the internal complaints procedure during the year 2021/22.

RESOLVED:

To note the details of the Annual Review letter from the Local Government and Social Care Ombudsman and the information in relation to the number of complaints dealt with by the Council through the internal complaints procedure in 2021/22.

18 GEDLING BOROUGH COUNCIL INTERIM PLANNING POLICY STATEMENT: FIRST HOMES

The Head of Development and Place introduced the report, which had been circulated in advance of the meeting, seeking approval of the Council's Interim Planning Policy Statement on First Homes.

RESOLVED:

To approve the Gedling Borough Council Interim Planning Policy Statement for First Homes, appended to the report.

19 FIVE YEAR LAND SUPPLY

The Head of Development and Place introduced the report, which had been circulated in advance of the meeting, informing Members of the latest five year housing land supply assessment.

RESOLVED:

To note the Gedling Borough Five Year Housing Land Supply Assessment 2022.

20 PASC COMMERCIAL TREE TEAM SERVICE

The Head of Environmental Services introduced the report, which had been circulated in advance of the meeting, seeking approval to close the PASC Commercial Tree Team Service.

RESOLVED to:

- 1) Approve the closure of the PASC Commercial Tree Team Service;
- 2) Note the background summary and financial impact of this report; and
- 3) Note that the resulting changes to staffing structures will be undertaken through normal report and consultation processes.

21 EAST MIDLANDS DEVOLUTION DEAL

The Chief Executive introduced the report, which had been circulated in advance of the meeting, advising Members about the devolution agreement being reached in principle between Government and the four upper tier authorities across Nottinghamshire and Derbyshire.

RESOLVED to:

- 1) Note the progress to date on the devolution and joint working programme, including the announcement of a 'level 3' deal offer from Government on 30 August 2022;
- 2) Note the requirement for a formal public consultation process scheduled to take place over winter 2022;
- 3) Note the proposed formation of an East Midlands Mayoral Combined County Authority with a new elected Mayor, with elections expected to take place in Spring 2024; and
- 4) Recommend that Council endorses the East Midlands devolution deal.

22

ANY OTHER ITEMS THE CHAIR CONSIDERS URGENT

None.

The meeting finished at 2.40 pm

Signed by Chair:
Date:

MINUTES PLANNING COMMITTEE

Wednesday 12 October 2022

Councillor John Truscott (Chair)

In Attendance: Councillor Michael Adams Councillor Rosa Keneally
 Councillor Peter Barnes Councillor Meredith Lawrence
 Councillor Jim Creamer Councillor Julie Najuk
 Councillor David Ellis Councillor Marje Paling
 Councillor Rachael Ellis Councillor John Parr
 Councillor Andrew Ellwood Councillor Sam Smith
 Councillor Mike Hope Councillor Henry Wheeler

Absent: Councillor Paul Wilkinson, Councillor Chris Barnfather,
 Councillor Ron McCrossen and Councillor Barbara Miller

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

21 APOLOGIES FOR ABSENCE AND SUBSTITUTIONS

Apologies for absence were received from Councillors Barnfather, McCrossen, Miller and Wilkinson. Councillors Creamer, Najuk and Sam Smith attended as substitutes.

22 TO APPROVE, AS A CORRECT RECORD, THE MINUTES OF THE MEETING HELD ON 7 SEPTEMBER 2022

RESOLVED:

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

23 DECLARATION OF INTERESTS

The Chair declared collective interests on behalf of all members of the committee on item 4, application number 2022/0240, as the Council owned part of the application site and on item 8, application number 2022/0819, as the Council was the applicant and owned the application site.

Councillor Rachael Ellis declared that she was predetermined on item 8, application number 2022/0819, as she had been involved in lobbying for the CCTV and would therefore not participate in the debate nor vote on the item.

Councillor David Ellis declared on item 8, application number 2022/0819 that as Portfolio Holder he had signed off the application to develop the CCTV and would therefore not participate in the debate nor vote on the item.

24 APPLICATION NO. 2022/0240 - NETHERFIELD METHODIST CHURCH, VICTORIA ROAD. NETHERFIELD

Conversion of existing church property, with subsequent change of use, from community centre (Class F2 - former class D2) to 13 one-bed residential dwelling spaces (Class C3) with accompanying internal and external communal spaces, secure bin store, cycle store and parking provisions.

Oliver Cammell of Hockley Developments (The Applicant), spoke in support of the application.

The Head of Development and Place introduced the report. He recommended that planning permission be granted in accordance with the conditions detailed within the report, but with an amendment to include the planning obligation monitoring fee as detailed in the report.

RESOLVED:

To Grant Planning Permission: Subject to the owner entering into planning obligations secured through a s106 agreement with the Borough Council as the Local Planning Authority and the County Council as the Local Highway to secure contributions towards transport, monitoring fee and to secure a local labour agreement; and subject to the conditions listed for the reasons set out in the report.

Conditions

- 1 The development must be begun not later than three years beginning with the date of this permission.
- 2 The development shall be undertaken in accordance with the details as set out within the application form received on the 25th February 2022, the site location plan received on the 25th February 2022, the revised Planning Statement received on the 17th August 2022, the Marketing Information received on the 21st April 2022, the revised site/block plan received 16th June 2022, drawing name: VR-HD-20001-PI Rev B, the revised first floor plan and roof plan received on the 9th August 2022, drawing names: VR-HD-23001-PI Rev B and VR-HD-29001-PL Rev B, the plan received on the 25th February 2022 showing the basement plan, drawing name VR-HD-21001-PL Rev A, the plan received on the 22nd April 2022 showing the proposed ground floor plan,

drawing name: VR-HD-22001-PL Rev A and the revised plan received on the 17th August 2022 showing the revised elevations, drawing name: VR-HD-20101-PL Rev B.

- 3 The development shall be carried out in accordance with the submitted flood risk assessment (titled FLOOD RISK ASSESSMENT; EA's Site Specific Modelled Data; Updated report in response to EA Letter: LT/2022/126926/01-L01, Ark Environmental Consultancy Ltd, dated April 2022) and the following mitigation measure it details:

- Finished floor levels shall be set no lower than 22.66 metres above Ordnance Datum (AOD) (as per section 9.0 of the FRA).

This mitigation measure shall be fully implemented prior to occupation and subsequently in accordance with the scheme's timing/phasing arrangements.

The measure detailed above shall be retained and maintained thereafter throughout the lifetime of the development.

- 4 No part of the development hereby permitted shall be brought into use until a dropped vehicular footway crossing is available for use and constructed in accordance with the Highway Authority specification.
- 5 No part of the development hereby permitted shall be brought into use until the parking, turning and servicing areas are surfaced in a bound material with the parking bays clearly delineated in accordance with drawing name VR-HD-20001-PI Rev B. The parking, turning and servicing areas shall be maintained in the bound material for the life of the development and shall not be used for any purpose other than the parking, turning and loading and unloading of vehicles.
- 6 No part of the development hereby permitted shall be brought into use until the cycle parking layout as indicated on drawing VR-HD-20001-PI Rev B has been provided.
- 7 No part of the development hereby permitted shall be brought into use until the bin store has been constructed and positioned in accordance with drawing number VR-HD-20001-PI Rev B.
- 8 Prior to the occupation of building(s) hereby permitted, details shall be submitted to and approved in writing by the Local Planning Authority as to the position within the development of at least two (2) Electric Vehicle Recharging Points. The Electric Vehicle Recharging Points 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 residents.

- 9 Prior to the commencement of development, a scheme of landscaping showing the location, species and size of specimens to be planted and those to be retained 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 following the completion of each development phase. 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 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.
- 4 In the interests of highway safety and to comply with policy LPD61.
- 5 To ensure that adequate off-street parking provision is made to reduce the possibilities of the proposed development leading to on-street parking in the area and to comply with policy.
- 6 To ensure the cycle parking areas are available for use and to encourage alternative modes of transport to the private motor technical and to comply with guidance contained in the NPPF.
- 7 To enable the bins to be collected by the refuse team on collection day and reduce the likelihood of vehicles blocking the public highway and to comply with policy LPD61.
- 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 the National Planning Policy Framework, ACS 1 and policy LPD11 of the Councils Local Plan.

- 9 To ensure the character of the area is respected and to comply with policy ASC10.

Notes to Applicant

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.

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.

The development makes it necessary to construct a vehicular crossings over a footway of the public highway. These works shall be constructed to the satisfaction of the Highway Authority. Works will be subject to a design check and site inspection for which a fee will apply. The application process can be found at: <http://www.nottinghamshire.gov.uk/transport/licences-permits/temporary-activities>.

Date Recommended: 17th Aug

25 APPLICATION NO. 2014/0273 - LAND AT CORNER OF LONGDALE LANE AND KIGHILL LANE, RAVENSHEAD

Outline Planning Permission for up to 31 No. dwellings with all matters reserved.

The Head of Development and Place introduced the report and provided an update in relation to First Homes as stated at the end of paragraph 4.7 of the officer report. The committee were advised that a report proposing an Interim Planning Policy Statement was approved by Cabinet on 06 October, setting out our local approach, which was permitted by the Planning Practice Guidance and detailed in the officer report.

He concluded that he recommended permission should be granted in accordance with the report but with the addition of a Section 106 monitoring fee.

RESOLVED:

To GRANT OUTLINE PLANNING PERMISSION, subject to the applicant entering into planning obligations with the Borough Council as local planning authority and with the County Council as local highway and education authority for the provision of, or financial contributions towards, Affordable Housing, Transport Infrastructure Improvements, Open Space, Healthcare Facilities, Management Company, Local Labour Agreement and Educational Facilities; Monitoring Fee and subject to the following conditions:

Conditions

- 1 Approval of the details of Access, Appearance, Landscaping, Layout and Scale (hereinafter called "the reserved matters") shall be obtained from the Local Planning Authority before the commencement of any phase of the development.
- 2 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.
- 3 No phase of development shall commence until a Phasing Schedule has been submitted and approved in writing by the Local Planning Authority. The development hereby approved shall be carried out in phases in accordance with the approved Phasing Schedule
- 4 The detailed plans and particulars to be submitted as reserved matters in relation to scale shall include details of existing and proposed site levels in relation to adjacent properties. The development shall be implemented strictly in accordance with the approved details.
- 5 No development shall commence within any phase unless or until a detailed design of the access to serve that phase has been submitted to and approved in writing by the local planning authority. The development shall be undertaken
- 6 No part of the development hereby permitted, within a phase, shall be brought into use until the visibility splays of 2.4m x 47m, serving that phase, are provided in accordance with details to be first submitted and approved in writing by the Local Planning Authority. The area within the visibility splays referred to in this Condition shall thereafter be kept free of all obstructions, structures or erections exceeding 0.6metres in height.

- 7 No part of the development hereby permitted, within a phase of development, shall be brought into use until a 2.00m wide footway has been provided across the site frontage, within that phase of development, on Longdale Lane, in accordance with details to be first submitted and approved in writing by the Local Planning Authority.
- 8 The formal written approval of the Local Planning Authority is required prior to commencement of any development, within a phase of development, in the site curtilage with regard to parking and turning facilities, access widths, gradients, surfacing, street lighting, structures, visibility splays and drainage (hereinafter referred to as reserved matters.) The development shall be undertaken in accordance with the approved details.
- 9 Details of measures to prevent the deposit of debris upon the adjacent public highway shall be submitted and approved in writing by the Local Planning Authority prior to any works commencing within a phase of development on site. The approved measures shall be implemented prior to any other works commencing on the phase of development.
- 10 No part of the development hereby permitted, within a phase of development, shall be occupied until a Travel Plan has been submitted to and approved in writing by the local planning authority. The Travel Plan shall set out proposals (including targets, a timetable and enforcement mechanism) to promote travel by sustainable modes which are acceptable to the local planning authority and shall include arrangements for monitoring of progress of the proposals. The Travel Plan shall be implemented strictly in accordance with the timetable set out in that plan.
- 11 A plan showing satisfactory arrangements for refuse collection shall be submitted with the 'layout' reserved matter.
- 12 No development shall take place, within a phase of development, until a Construction Environmental Method Statement has been submitted to, and approved in writing by, the local planning authority. The approved Statement shall be adhered to throughout the construction period. The Statement shall provide for: (i) the parking of vehicles of site operatives and visitors; (ii) loading and unloading of plant and materials; (iii) storage of plant and materials used in constructing the development; (iv) the erection and maintenance of security hoarding including decorative displays and facilities for public viewing, where appropriate; (v) wheel washing facilities; (vi) measures to control the emission of dust and dirt during construction; (vii) a scheme for recycling/disposing of waste resulting from construction works.

- 13 Before development is commenced, within a phase of development, there shall be submitted to and approved in writing by the Local Planning Authority details of a surface water drainage scheme for that phase based on sustainable drainage principles and an assessment of the hydrological and hydrogeological context of the development. The scheme shall subsequently be implemented in accordance with the approved details before the development is completed and shall be retained for the lifetime of the development. The scheme to be submitted shall demonstrate: (1) The utilisation of holding sustainable drainage techniques which incorporate at least two differing forms of SuDS treatment in accordance with Table 3.3 of CIRIA C697 'The SuDS Manual' prior to discharging from the site; (2) The limitation of surface water run-off to the equivalent Greenfield runoff rate; (3) The ability to accommodate surface water run-off on-site up to the critical 1 in 100 year event plus an appropriate allowance for climate change, based upon the submission of drainage calculations; and (4) Responsibility for the future maintenance of drainage features.
- 14 Before development is commenced, within a phase of development, there shall be submitted into and approved in writing by the Local Planning Authority an Arboricultural Impact Assessment and Mitigation Strategy. The mitigation strategy shall include (1) A tree protection plan to graphically show the locations of any tree and root protection barriers; (2) Arboricultural impact assessment identifying what impacts might arise from the proposed works; (3) Arboricultural Method Statement to give guidance on aspects of proposed works which were identified within the Arboricultural impact assessment which provides guidance as to how works might be mitigated or compensated for; (4) Details of any special engineering works and surfacing required near trees. The approved measures of protection shall be implemented strictly in accordance with the approved details for the duration of the construction period.
- 15 No external artificial lighting shall be provided, within a phase of development, until there has been submitted to and approved in writing by the Borough Council details of a 'bat friendly' lighting scheme to ensure that artificial lighting (including any construction site lighting and compound lighting), avoids illuminating boundary features such as hedgerows and other areas of retained or created habitat. The scheme shall be implemented strictly in accordance with the approved details.
- 16 The detailed plans and particulars to be submitted as reserved matters in relation to ecology shall include a Phase 1: Habitat Survey and Ecological Assessment in relation to each phase of

development. Detail shall include a survey for reptiles on field margins. In particular the assessment shall include precise details of any mitigation measures required and measures of how any reptiles would be cleared sensitively prior to development. The mitigation measures shall be implemented strictly in accordance with the approved details before the development is first commenced.

- 17 The detailed plans and particulars to be submitted as reserved matters in relation to appearance shall include details of the materials to be used in the external elevations and roofs of the proposed buildings. The development shall be carried out strictly in accordance with the approved details, which shall be retained for the lifetime of the development.
- 18 The detailed plans and particulars to be submitted as reserved matters in relation to landscaping shall include: (a) details of the size, species, positions and density of all trees and shrubs to be planted, which shall consist of native species, ideally of local provenance, where possible; (b) details of any mitigation measures, compensatory habitat, or wildlife corridors; (c) details of the boundary treatments, including those to individual plot boundaries; (d) the proposed means of surfacing access roads, car parking areas, roadways and the frontages of properties such as driveways and footpaths to front doors and (e) a programme of implementation. The development shall be implemented in accordance with the approved details.
- 19 If within a period of five years beginning with the date of the planting of any tree or shrub, approved as reserved matters in relation to landscaping, that tree or shrub, or any tree or shrub that is planted in replacement of it, is removed, uprooted or destroyed or dies, or becomes in the opinion of the Borough Council seriously damaged or defective, another tree or shrub of the same species and size as that originally planted shall be planted at the same place.
- 20 Development must not commence, within a phase of development, 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; and 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 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.

- 21 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.
- 22 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.
- 23 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.

Reasons

- 1 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.

- 2 To comply with the requirements of Section 92 of the Town and Country Planning Act 1990.
3. To enable the site to be developed in a phased manner
- 4 To ensure a satisfactory development in accordance with the aims of Policy 10 of the Aligned Core Strategy for Gedling Borough (September 2014
- 5 In the interest of highway safety.
- 6 To ensure an adequate form of development in the interests of highway safety in accordance with Policy LPD35.
- 7 To ensure an adequate form of development in the interests of highway safety in accordance with Policy LPD35.
- 8 To ensure an adequate form of development in the interests of highway safety in accordance with Policy LPD35.
- 9 In the interest of Highway Safety.
- 10 To ensure an adequate form of development in the interests of highway safety in accordance with Policy LPD35.
- 11 To ensure an adequate form of development in the interests of highway safety in accordance with Policy LPD35.
- 12 To protect the residential amenity of the area in accordance with the aims of Section 11 of the National Planning Policy Framework and Policy 10 of the Aligned Core Strategy for Gedling Borough (September 2014).
- 13 To prevent the increased risk of flooding; to improve and protect water quality; to improve habitat and amenity; to ensure the future maintenance of the sustainable drainage structures; and to protect the water environment from pollution, in accordance with the National Planning Policy Framework and Policies 1 and 17 of the Aligned Core Strategy Submission Documents.
- 14 To minimise any potential impacts on biodiversity and the landscape in accordance with Section 11 of the National Planning Policy Framework, Policy 17 of the Aligned Core Strategy for Gedling Borough (September 2014), and LPD18.
- 15 To minimise any potential impacts on biodiversity in accordance with Section 11 of the National Planning Policy Framework and Policy 17 of the Aligned Core Strategy for Gedling (September 2014).

- 16 To minimise any potential impacts on biodiversity in accordance with Section 11 of the National Planning Policy Framework, Policy 17 of the Aligned Core Strategy for Gedling (September 2014), and LPD18.
- 17 To ensure a satisfactory development in accordance with the aims of Policy 10 of the Aligned Core Strategy for Gedling Borough (September 2014) and Policy ENV1 of the Gedling Borough Replacement Local Plan (Certain Policies Saved 2014).
- 18 To ensure that the landscaping of the proposed development accords with Policy 10 of the Aligned Core Strategy for Gedling Borough (September 2014)
- 19 To ensure a satisfactory development, in accordance with Policy 10 of the Aligned Core Strategy for Gedling Borough
- 20 To ensure that practicable and effective measures are taken to treat, contain or control any contamination and to protect controlled waters in accordance with the aims of LPD7.
- 21 To ensure that practicable and effective measures are taken to treat, contain or control any contamination and to protect controlled waters in accordance with the aims of LPD7.
- 22 To ensure that practicable and effective measures are taken to treat, contain or control any contamination and to protect controlled waters in accordance with the aims of LPD7.
- 23 In the interest of sustainable travel

Notes to Applicant

The applicant should note that notwithstanding any planning permission that if any highway forming part of the development is to be adopted by the Highways Authority. The new roads and any highway drainage will be required to comply with the Nottinghamshire County Council's current highway design guidance and specification for roadworks.

It is strongly recommended that the developer contact the Highway Authority at an early stage to clarify the codes etc. with which compliance will be required in the particular circumstance, and it is essential that design calculations and detailed construction drawings for the proposed works are submitted to and approved by the County Council (or District Council) in writing before any work commences on site.

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: TBH - NCC (Highways Development Control) (Floor 8), Nottinghamshire County Council, County Hall, Loughborough Road, West Bridgford, Nottingham, NG2 7QP.

The Environment Agency advises that surface water run-off should be controlled as near to its source as possible through a sustainable drainage approach to surface water management. Sustainable Drainage Systems (SuDS) are an approach to managing surface water run-off which seeks to mimic natural drainage systems and retain water on-site, as opposed to traditional drainage approaches which involve piping water off-site as quickly as possible.

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 PAYABLE on the development hereby approved. The actual amount of CIL payable will be calculated when a decision is made on the subsequent reserved matters application.

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). Negotiations have taken place during the determination of the application to address adverse impacts identified by officers. Amendments have subsequently been made to the proposal, addressing the identified adverse impacts, thereby resulting in a more acceptable scheme and a favourable recommendation.

No removal of hedgerows, trees or shrubs which have the potential to support nesting birds shall take place between 1st March and 31st August inclusive, unless a competent ecologist has undertaken a careful, detailed check for active birds' nests immediately before clearance works commence and provided written confirmation that no birds will be harmed and/or that there are appropriate measures in place to protect nesting bird interest on site. Any such written confirmation should be submitted to the local planning authority. As you will be aware all birds, their nests and eggs (except pest species) are protected by the Wildlife and Countryside Act 1981 (and as amended).

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 the Highway Authority for details.

Advice regarding travel plans can be obtained from the Travel Plans Officer at Nottinghamshire County Council, County Hall, Loughborough Road, West Bridgford, Nottingham.

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. 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.

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)

Reasons for Decision

The development has been considered in accordance with the National Planning Policy Framework, the Aligned Core Strategy for Gedling Borough (September 2014) The Local Planning Document Part 2 where appropriate. In the opinion of the Borough Council, the proposed development largely accords with the relevant policies of these frameworks and plans. Where the development conflicts with the Development Plan, it is the opinion of the Borough Council that other material considerations indicate that permission should be granted. The benefits of granting the proposal outweigh any adverse impact of departing from the Development Plan.

26

APPLICATION NO. 2022/0584 - LAND AT NORTH WEST PARK ROAD, CALVERTON

Application for the approval of reserved matters (layout, landscaping, scale and appearance) for the erection of 101 dwellings and associated infrastructure, pursuant to outline approval 2018/0607 (re-plan of reserved matters approval 2020/0020, which includes an additional 12 units taking the total number of units to 363).

The Principal Planning Officer introduced the report.

RESOLVED:

To grant reserved matters approval, subject to the imposition of conditions, as set out in the report:

1. This permission shall be read in accordance with the application form and following list of approved drawings:
Calverton-Location Plan (08) 003 Rev C
Planning Layout SS - 1256 - (08) 001 Rev S
Affordable Housing Plan CAL-AHP-001 Rev G
Public Open Space Plan CAL-POSP-001
7403-L-13-21 Planting Plans REV I
CAL-CPR-001 Calverton Charter Plan Replan (1 of 2) Rev E
CAL-CPR-002 Calverton Charter Plan Replan (2 of 2) Rev F
Calverton PROW Plan SS - 1256 - (08) 002 Rev K

House types:

Danbury End DA_MA_End_R21 -901
Danbury Mid DA_MAQ_Mid_R21 -901
Alnwick 638-PL-01
Chatsworth 918-PL-01
Chedworth Bay (side) 1222-PL-04
Chedworth Bay 1222-PL-03
Chedworth Render 1222-PL-02
Chedworth 999-PL-02
Clayton Corner Render 999-PL-01
Corfe Render 1415-PL-02
Corfe 1415-PL-01
Garages STDGD-02
Hanbury 761-PL-01
Hatfield Corner Render 969-PL-04
Hatfield Corner 969-PL-03
Hatfield Render 969-PL-02
Hatfield 969-PL-01
Kendal Render 1190-PL-02
Kendal 1190-PL-01
Lumley Render 1220-PL-02
Lumley 1220-PL-01
Roseberry Render 1096-PL-02
Roseberry 1096-PL-01
Rufford 870-PL-01
Souter Render 951-PL-02
Souter 951-PL-01
Sutton Render 987-PL-02
Sutton 987-PL-01
Winster Render 1275-PL-02
Winster 1275-PL-01

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

2. No part of the development hereby permitted shall be brought into use until all drives and parking areas are surfaced in a bound material (not loose gravel). The surfaced drives and parking areas shall then be maintained in such bound material for the life of the development.
3. No part of the development hereby permitted shall be brought into use until the access driveways and parking areas are constructed with provision to prevent the unregulated discharge of surface water from the driveways and parking areas to the public highway. The provision to prevent the unregulated discharge of surface water to the public highway shall then be retained for the life of the development.
4. The landscaping scheme as approved shall be carried out in the first planting season following the completion of the development. Any trees, shrubs or plants that die within a period of five years from the completion of the development, 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. For the avoidance of doubt.
2. To reduce the possibility of deleterious material being deposited on the public highway (loose stones etc) and to comply with policy LPD61.
3. To ensure surface water from the site is not deposited on the public highway causing dangers to road users and to comply with policy LPD61.
4. To ensure that the development assimilate within the green environment and to comply with guidance within the NPPF.

Notes to Applicant

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, if any highway forming part of the development is to be adopted by the Highways Authority, the new roads and any highway drainage will be

required to comply with the 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, or alternatively to the issue of a Section 38 Agreement and bond under the Highways Act 1980. A Section 38 Agreement can take some time to complete. Therefore, it is recommended that the developer contact the Highway Authority as early as possible.

It is strongly recommended that the developer contact the Highway Authority at an early stage to clarify the codes etc. with which compliance will be required in the particular circumstance, and it is essential that design calculations and detailed construction drawings for the proposed works are submitted to and approved by the County Council (or District Council) in writing before any work commences on site.

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

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 PAYABLE on the development hereby approved as is detailed below. Full details about the CIL Charge including, amount and process for payment will be set out in the Regulation 65 Liability Notice which will be sent to you as soon as possible after this decision notice has been issued. If the development hereby approved is for a self-build dwelling, residential extension or residential annex you may be able to apply for relief from CIL. Further details about CIL are available on the Council's website or from the Planning Portal: www.planningportal.gov.uk/planning/applications/howtoapply/whattosubmit/cil

Wheel washing facilities 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.

Please note that in accordance with Schedule 2, Part 1, Class F of the Town and Country Planning (General Permitted Development) (England) Order 2015, there would be a need to ensure that any hard surface over 5m squared would need to be permeable or drained in such a manner so as to ensure surface water drains within the curtilage of the property.

**APPLICATION NO. 2021/1464 - ASHDALE, NOTTINGHAM ROAD,
BURTON JOYCE**

Variation of conditions 3 (approved drawings), 4 (highways) and 18 (trees) of planning permission 2020/0238 (An outline application for 11 new dwellings with matters of access, scale and layout under consideration).

The Principal Planning Officer introduced the report.

RESOLVED:

To GRANT PLANNING PERMISSION subject to the owner entering into planning obligations secured through a s106 agreement with the Borough Council as the Local Planning Authority to secure the long term maintenance of the road and subject to the following conditions for the reasons set out in the report.

Conditions

- 1 Details of appearance and landscaping (hereinafter called the reserved matters) for the development shall be submitted to and approved in writing by the Local Planning Authority before any development begins and the development shall be carried out as approved.
- 2 The application for the approval of reserved matters must be made not later the 11th August 2024 and the development to which this permission relates must be begun within two years from the date of the final approval of reserved matters.
- 3 This permission shall be read in accordance with the application form and following approved drawing: 153/A-NR-BJ/PI-2 Rev D. The development shall thereafter be undertaken in accordance with these plans/details.
- 4 No dwelling hereby approved shall be occupied until a suitable access arrangement has been provided in accordance with the approved drawing no. 153/A-NR-BJ/PI-2 Rev D.
- 5 No dwelling shall be occupied until the roads necessary to serve that dwelling have been constructed to base level.
- 6 No dwelling shall be occupied until all drives and parking areas are surfaced in a bound material (not loose gravel). The surfaced drives and parking areas shall then be maintained in such bound material for the life of the development.

- 7 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.
- 8 No dwelling shall be occupied until one or more dedicated vehicle parking spaces and/ or a garage have been 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.
- 9 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, thereafter, be undertaken in accordance with the approved CEMP
- 10 The development shall be carried out in accordance with the submitted flood risk assessment (ref: Land at Ashdale, Nottingham Road, Burton Joyce, Gracemachin Planning and Property Ltd, Farrow Walsh Consulting, FW1907_FRA_001, V2.1, 06/04/2020) and the following mitigation measures it details: Finished floor levels shall be set no lower than 19.82 metres above Ordnance Datum (AOD) as stated within section 7.2.1 of the FRA. The mitigation measures shall then be fully implemented prior to occupation and subsequently in accordance with the scheme's timing/phasing arrangements. The measures detailed above shall be retained and maintained thereafter throughout the lifetime of the development.
- 11 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, has been submitted to and approved in writing by the Local Planning Authority in consultation with the Lead Local Flood Authority. The scheme shall be implemented in accordance with the approved details prior to the first occupation of any dwelling. 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 '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. - 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.

- 12 Before development is commenced there shall be submitted to and approved in writing by the Local Planning Authority drainage plans for the proposed means of disposal of foul sewage. The scheme shall be implemented in accordance with the approved details before the development is first brought into use and shall be retained for the lifetime of the development thereafter.
- 13 In the event that contamination is found at any time when carrying out the approved development 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 of the Local Planning Authority, 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.
- 14 Development shall be undertaken in accordance with the approved noise report, completed by BSP Consulting, BSP Document Ref: RDBJ-BSP-ZZ-XX-RP-C-001-P1_Environmental_Noise_Assessment and the mitigation therein, notably with regard to window details and ventilation to the dwellings and fencing to the garden areas. Verification that the approved sound insulation has been implemented and is fully operational shall be submitted to and be approved in writing by the Local Planning Authority.

- 15 Development shall be undertaken in accordance with the Ecological Appraisal Report by JJH Consulting Ltd dated December 2019 and the recommendations and mitigation measures adhered to at all times.
- 16 Prior to the commencement of development, a further badger survey of the site shall be submitted and approved in writing by the Local Planning Authority. Any mitigation contained in the approved report shall thereafter be implemented.
- 17 Prior to the commencement of development, Great Crested Newt presence/absence surveys shall be submitted and approved in writing by the Local Planning Authority. Any mitigation contained in the approved report shall thereafter be implemented.
- 18 The development shall be undertaken in accordance with the Arboricultural Report submitted as part of this Section 73 application and Impact Assessment by AWA Tree Consultants, dated August 2020, Reference AWA2971 and the Arboricultural Method Statement by AWA Tree Consultants, dated August 2020 reference AWA3363 submitted as part of the outline application, specific attention shall be given to the timings of events from arboricultural works through erection of protective fencing and development to protective fence removal and the need for strict monitoring throughout the process. The protective fencing shall be provided before site preparation commences and the protective fencing shall remain in place at all times during site preparation and development. The protective fencing shall only be removed following completion of the development.
- 19 Prior to the erection of any external lighting (other than within the curtilages of the approved dwellings) 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. The external lighting shall be provided in accordance with the approved details and shall be retained as such thereafter for the lifetime of the development.
- 20 No above ground construction works shall commence until details of bat and bird boxes to be incorporated within the fabric of the buildings and/or within the site have been submitted to and approved in writing by the Local Planning Authority. The bat and bird boxes shall thereafter be provided prior to the first occupation of the development hereby approved.
- 21 No part of the development hereby permitted shall take place until details of the new road have been submitted to and approved in writing by the Local Planning Authority including longitudinal and cross-sectional gradients, visibility splays, street lighting, drainage and outfall proposals, construction specification, provision of and

diversion of utilities services, and any proposed structural works. The development shall be implemented in accordance with the approved details and retained thereafter for the life of the development.

- 22 All access driveways and parking areas shall be constructed with provision to prevent the unregulated discharge of surface water from the driveways and parking areas to the public highway. The provision to prevent the unregulated discharge of surface water to the public highway shall then be retained for the life of the development.
- 23 No development hereby permitted shall commence until details of wheel washing facilities have been submitted to and approved in writing by the Local Planning Authority. The wheel washing facilities thereby approved shall be maintained in working order for the duration of the construction works 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.

Reasons

- 1 To comply with the provision of Section 92(2) of the Town and Country Planning Act 1990.
- 2 To comply with the requirements of Section 51 of the Planning and Compulsory Purchase Act 2004.
- 3 For the avoidance of doubt.
- 4 To ensure an adequate form of development in the interests of highway safety and to comply with policy LPD61.
- 5 To ensure that each dwelling has appropriate vehicular access and to comply policy LPD61.
- 6 To ensure that loose material does not enter the highway and to comply with policy LPD61.
- 7 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.
- 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 the National Planning Policy Framework and policy LPD11 of the Councils Local Plan.

- 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 that the site is safe and suitable for use, thereby taking into consideration the aims of the National Planning Policy Framework 2021 (NPPF), policy 1 of the Aligned Core Strategy 2014 and policy LPD3 of the Local Planning Document 2018.
- 11 A detailed surface water management plan is required to ensure that the development is in accordance with National Planning Policy Framework 2021 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.
- 12 To ensure foul water is adequately disposed of and to comply with policies LPD4, LPD5 and LPD6.
- 13 To ensure the development is safe and suitable for use, thereby taking into consideration paragraph 121 of the National Planning Policy Framework and policy LPD7 of the Councils Local Plan.
- 14 To ensure that amenity of proposed dwellings are suitably protected and to comply with guidance within the NPPF.
- 15 To ensure that protected species are not detrimentally impacted and to comply with guidance within the NPPF.
- 16 To ensure that protected species are not detrimentally impacted and to comply with guidance within the NPPF.
- 17 To ensure that protected species are not detrimentally impacted and to comply with guidance within the NPPF.
- 18 To ensure that the trees to be retained at the site are appropriately protected at all times.
- 19 In the interests of protecting ecological interests.
- 20 No above ground construction works shall commence until details of bat and bird boxes to be incorporated within the fabric of the buildings and/or within the site have been submitted to and approved in writing by the Local Planning Authority. The bat and bird boxes shall thereafter be provided prior to the first occupation of the development hereby approved.

- 21 To ensure the development is constructed to an acceptable standard.
- 22 In the interests of highway safety.
- 23 In the interests of highway safety.

Reasons for Decision

The principle of the development accords with the objectives of national and local planning policies. It is considered that the site could be used for residential development without causing undue harm to visual and residential amenity, highway safety, ecological interests or flooding. It is therefore considered that the granting of outline planning permission would fully accord with the objectives of the relevant planning policies set out in the National Planning Policy Framework, Aligned Core Strategy, Local Planning Document and Supplementary Planning Documents.

Notes to Applicant

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 if any highway forming part of the development is to be adopted by the Highways Authority, the new roads and any highway drainage will be required to comply 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, or alternatively to the issue of a Section 38 Agreement and bond under the Highways Act 1980. A Section 38 Agreement can take some time to complete. Therefore, it is recommended that the developer contact the Highway Authority as early as possible. It is strongly recommended that the developer contact the Highway Authority at an early stage to clarify the codes etc. with which compliance will be required in the particular circumstance, and it is essential that design calculations and detailed construction drawings for the proposed works are submitted to and approved by the County Council (or District Council) in writing before any work commences on site. All correspondence with the Highway Authority should be addressed to:- NCC (Highways Development Control) (Floor 3) Nottinghamshire County Council County Hall Loughborough Road West Bridgford Nottingham, NG2 7QP

Planning Practice Guidance and section H of the Building Regulations 2010 detail surface water disposal hierarchy. The disposal of surface water by means of soakaways should be considered as the primary

method. If this is not practical and there is no watercourse is available as an alternative other sustainable methods should also be explored. If these are found unsuitable, satisfactory evidence will need to be submitted, before a discharge to the public sewerage system is considered. Severn Trent Water advises that there is a public sewer located within the application site. Public sewers have statutory protection by virtue of the Water Industry Act 1991 as amended by the Water Act 2003 and you may not build close to, directly over or divert a public sewer without consent. You are advised to contact Severn Trent Water to discuss your proposals. Severn Trent Water will seek to assist you in obtaining a solution which protects both the public sewer and the proposed development. They may obtain copies of our current guidance notes and application forms for diversions from either our website (www.stwater.co.uk) or by contacting our Developer Services Team (Tel: 0800 707 6600).

No vegetation clearance or ground works shall take place on site during the bird nesting season (1st March to 31st August inclusive in any given year), unless pre-commencement checks for nesting birds have been undertaken by an appropriately qualified ecologist. If any nesting birds are found to be present, details of any proposed mitigation measures shall be submitted to and approved in writing by the Borough Council before the development commences. The mitigation measures shall be implemented in accordance with the approved details before development commences, unless otherwise prior agreed in writing by the Borough Council.

The applicant is advised that any site clearance works are undertaken outside of the bird breeding season - October to February inclusive.

The applicant is advised that conditions 16 and 17, relating to the requirement for a further badger survey and a survey regarding the potential presence of Great Crested Newts shall be read in conjunction with the submitted Ecological Appraisal Report by JJH Consulting Ltd December 2019.

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). Negotiations have taken place during the assessment of the application to address adverse impacts identified by officers. Amendments have subsequently been made to the proposal, addressing the identified adverse impacts, thereby resulting in a more acceptable scheme and a favourable recommendation.

The developer is encouraged to consider upgrading the EV charging facilities to incorporate additional mode 3 charging capability as this will help future proof the development and improve its sustainability. A suitable 'IEC 62196' electrical socket (minimum rated output of 3.7kw /16A) can be provided in addition to the standard 3 pin socket to allow

'Mode 3' charging of an electric vehicle. Mode 3 charging, using a suitable cable and charging point, allows 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).

In relation to the lighting condition above the submission of a bat-sensitive lighting scheme, should be developed in accordance with the Bat Conservation Trust publication "Artificial Lighting and Wildlife - Interim Guidance: recommendations to help minimise the impact of artificial lighting" dated June 2014.

The attached permission is for development which will involve building up to, or close to, the boundary of the site. Your attention is drawn to the fact that if you should need access to neighbouring land in another ownership in order to facilitate the construction of the building and its future maintenance you are advised to obtain permission from the owner of the land for such access before beginning your development.

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. 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.

You are advised that planning permission does not override any private legal matters which may affect the application site, over which the Borough Council has no jurisdiction (e.g. covenants imposed by former owners, rights of light, etc.).

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 PAYABLE on the development hereby approved as is detailed below. Full details about the CIL Charge including, amount and process for payment will be set out in the Regulation 65 Liability Notice which will be sent to you as soon as possible after this decision notice has been issued. If the development hereby approved is for a self-build dwelling, residential extension or residential annex you may be able to apply for relief from CIL. Further details about CIL are available on the Council's website or from the Planning Portal: www.planningportal.gov.uk/planning/applications/howtoapply/whattosubmit/cil

**APPLICATION NO. 2022/0819 - RECREATION GROUND,
MUIRFIELD ROAD, BESTWOOD**

Install a 6m column together with a 2m antennae extension and concrete base for a CCTV camera.

RESOLVED:

To Grant Conditional Planning Permission subject to the following conditions:

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 carried out in accordance with the details set out in the application form, Site Location Plan, and Technical Specification; received by the Local Planning Authority on 18 August 2022.

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. 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

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.

**29 APPEAL DECISION REF: APP/N3020/C/21/3275688 &
APP/N3020/C/21/3275690 - LAND TO THE WEST OF 175
MANSFIELD ROAD, PAPPLEWICK**

The construction of unauthorised buildings, security cameras and lighting columns, front boundary walls with lanterns and gates, the erection of two ornamental statues, the material change of use of the land to a mixed used for the storage of vehicles, trailers and vehicle parts and the repairing of motor vehicles, also for the disposal of items by burning and the change of use of part of the access road to a landscaped grassed area and for the siting of two ornamental statues.

The Head of Development and Place introduced the report.

RESOLVED:

To note the information.

**30 APPEAL DECISION REF: APP/N3020/W/22/3290775 - LAND
PREVIOUSLY WARREN HILL COMMUNITY CHURCH**

Erection of 6 two storey dwellings.

RESOLVED:

To note the information.

31 APPEAL DECISION REF: APP/N3020/W/22/3293642 - THE WRINKLY LETTUCE CAFE & BISTRO, 16 MAIN ROAD, GEDLING

Installation of decking.

RESOLVED:

To note the information.

32 APPEAL DECISION REF: APP/N3020/D/21/3286329 - 27 LONGDALE LANE, RAVENSHEAD

Detached garage.

RESOLVED:

To note the information.

33 FUTURE PLANNING APPLICATIONS

RESOLVED:

To note the information.

34 PLANNING DELEGATION PANEL ACTION SHEETS

RESOLVED:

To note the information.

35 ANY OTHER ITEMS WHICH THE CHAIR CONSIDERS URGENT.

None.

The meeting finished at 7.05 pm

Signed by Chair:
Date:

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MINUTES ENVIRONMENT AND LICENSING COMMITTEE

Tuesday 1 November 2022

Councillor Marje Paling (Chair)

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

Absent: Councillor Sam Smith

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

15 APOLOGIES FOR ABSENCE AND SUBSTITUTIONS.

Apologies for absence were received by Councillor Sam Smith.

16 TO APPROVE, AS A CORRECT RECORD, THE MINUTES OF THE MEETING HELD ON 4 OCTOBER 2022

RESOLVED:

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

17 DECLARATION OF INTERESTS.

None.

18 HEALTH AND SAFETY PROSECUTION: P.S.MARSDEN (LAWNMOWER SERVICES) LIMITED - BRIEFING NOTE

The Litigation and Licensing Solicitor introduced a report, which had been circulated in advance of the meeting, informing members of a successful health and safety prosecution following an incident at P.S Marsden (Lawnmower Services).

RESOLVED:

To note the information.

19 ANY OTHER ITEM WHICH THE CHAIR CONSIDERS URGENT.

None.

20 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.

21 APPLICATION FOR A 3 YEAR JOINT HACKNEY CARRIAGE / PRIVATE HIRE DRIVERS LICENCE - (TZ)

Consideration was given to a report of Head of Environment, which had been circulated prior to the meeting, regarding an application for a three year joint Hackney Carriage/Private Hire Driver's Licence for TZ.

TZ attended the meeting and he addressed the Committee.

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

RESOLVED to:

Approve TZ's application but for a one year Joint Hackney Carriage/Private Hire Driver's Licence as opposed to a three-year one, and requested that TZ returns his expired Private Hire Vehicle plate, before the license is issued.

The meeting finished at 6.15 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?
Local requirements lists for planning applications	Approval of the local requirements list as per paragraph 44 of the National Planning Policy Framework (2021)	D1366	04/11/2022	Portfolio Holder for Sustainable Growth and Economy	No
Collaboration Agreement between HM Land Registry and Gedling Borough Council	Approval to enter into a Collaboration Agreement (CA) with HM Land Registry (HMLR). The agreement proposes the transfer of data and responsibility for Local Land Charges (LLCs) from Gedling Borough Council to HMLR.	D1365	28/10/2022	Portfolio Holder for Sustainable Growth and Economy	No
National non-domestic rates-discretionary relief application	Approval for discretionary relief under section 47 of the Local Government Finance Act 1988	D1360	11/10/2022	Portfolio Holder for Corporate Resources and Performance	No
National non-domestic rates-discretionary relief application	Approval for discretionary relief under section 47 of the Local Government Finance Act 1988	D1361	11/10/2022	Portfolio Holder for Corporate Resources and Performance	No
Extension of the relocation of Arnold market stalls on a temporary basis	Approval to extend the provision of a temporary market at Eagle Square, Arnold.	D1362	06/10/2022	Portfolio Holder for Sustainable Growth and Economy	No
Proposal to provide a budget to support employees during the cost of living crisis	Approval of a temporary cost of living support payment to all contracted staff currently on pay bands 1 to 7.	D1355	22/09/2022	Leader of the Council	No

National Bank Holiday for the Queen's funeral	Approval on the closure of three sites and the reduction in opening of two for the National Bank Holiday awarded for the Queens funeral to take place on Monday 19th September 2022	D1354	15/09/2022	Portfolio Holder for Lifestyles, Health and Wellbeing	No
Business Rates Covid-19 Additional Relief Fund	<p>Approval to:</p> <p>1) Implement, in accordance with the latest Government guidance, the Covid-19 Additional Relief Fund (CARF).</p> <p>2) Adopt the Council's guidance, at appendix 2 to this report, for determining the allocation of the Covid-19 Additional Relief Fund (CARF).</p> <p>3) Delegate, to the Director of Corporate Resources, the authority to determine discretionary relief award, in accordance with the Government's and the Council's guidance.</p> <p>4) Establish a budget for the administration of the Covid-19 Additional Relief Fund, to the value of £1,189,282.</p>	D1351	13/09/2022	Leader of the Council	No