

OVERVIEW AND SCRUTINY COMMITTEE

Date and Time: Tuesday, 16 October 2018 at 7pm

Place: Committee Room 1, Civic Offices

COUNCILLORS

Axam, Burchfield, Collings, Crookes (Chairman), Delaney, Drage, Forster (substitute for Cllr Wright), Harward, Quarterman, Wheale, Worlock,

In attendance: Councillors Cockarill, Radley

Officers:

Daryl Phillips	Joint Chief Executive
Nick Steevens	Head of Regulatory Services
Katie Bailey	Corporate Strategy and Policy Development Manager
Christine Tetlow	Principal Planning Officer (new settlement project lead)

50 MINUTES

The minutes of the meeting of 18 September 2018 were confirmed and signed as a correct record.

51 APOLOGIES FOR ABSENCE

Apologies had been received from Councillor Wright (substitute Forster).

52 CHAIRMAN'S ANNOUNCEMENTS

None.

53 DECLARATIONS OF INTEREST

None declared.

54 PUBLIC PARTICIPATION (ITEMS PERTAINING TO THE AGENDA)

None.

55 FEEDBACK FROM SERVICE BOARDS

Members reported on Service Board meetings.

56 MULTI AGENCY FLOODING MEETING

The minutes of the meeting held on 24 September 2018 were noted.

57 FLY TIPPING FIXED PENALTY NOTICES

Members were informed of the provisions for fixed penalty notices for fly tipping and support was sought, through a recommendation to Cabinet, for authority to serve Fixed Penalty Notices for fly-tipping offences. Discussions included the scale of the fine, application of discretion, Officer guidance, and monitoring of fines.

DECISION

That the following be recommended to Cabinet:

1. That the Head of Regulatory Services be authorised to issue Fixed Penalty Notices for small scale fly tipping offences that are contrary to section 33 (1) (a) of the Environmental Protection Act 1990
2. Sets the maximum Fixed Penalty to £400 with an early payment amount of £250 if paid within 10 working days.
3. Regular monitoring of applications of Fixed Penalty Notice should be carried out by the Regulatory Service Board.

58 NEW SETTLEMENT DPD GOVERNANCE AND RESOURCING ARRANGEMENTS

This report sets out for discussion some of the possible first stages in delivering a new settlement in the District. It identifies draft proposals for a governance framework for the development of the new settlement and for additional resources to take the project forward. As a key element of the process will be meaningful and on-going engagement with stakeholders it also sets out a draft list of key stakeholders for comment.

Appendix 4 to the report set out a draft summary of resources likely to be required for this project. This indicates that based on the current timetable, the majority of costs will be required in 2019/20.

The Government has recently announced a further bidding round for the Garden Communities programme. A bid was currently being prepared under this fund to seek additional resources to support the preparation of the New Settlement DPD and its implementation. The outcome of any Garden Communities bid will be known early in 2019.

Having regard to other workloads, and the current internal resources available to this project, the Committee was informed there is a need to appoint an additional staff member in 2018/19 to support the early stages of the new settlement work.

The project funding was indicative at this stage but it would comprise part of the budget build for the year 2019/2020. Cabinet at this time was only being asked to secure £20k within the current 2018/2019 financial year. It was an estimate for the cost if the Council were to pursue its objective to lead on this project.

Cllr Williams from Winchfield Parish Council made a statement questioning why the proposal was being put to Council now as it was insensitive and predetermined the Local Plan process. He questioned the lack of details and application of the consultation arrangements associated with community involvement. He requested that Committee direct the Council to withdraw the paper until at least April 2019 pending the outcome of the Local Plan process and the Government's decisions on bids for Garden Communities funds.

Members worked through the paper and Cllr William's Statement. The project was a major long term piece of work that reflected an agreed policy approach that had been endorsed by Council. The report was setting the groundwork for the preparation of a Development Plan Document. It was not seeking to prejudge the Local Plan Examination but to start a discussion on the future way forward once the Local Plan Examination was concluded (which was anticipated early in the New Year). Future governance arrangements were for discussion and community involvement was important. The report made suggestions about how the Council could seek to address the governance arrangements and made suggestions about the inclusion of Parish/Town Councils on the community forum. The Committee felt that this should be extended to cover any Parish within or immediately abutting the 'area of search'. There was a general discussion about facilitated community engagement recognising that not all interest groups would at first be positively inclined to work on the project. However an inclusive approach should be adopted with terms of reference that made clear that effective participation was to be on the basis that everyone worked positively together to deliver the new settlement solution.

The Joint Chief Executive confirmed that a range of options for the new settlement were to be tested with the benchmark being a settlement of 5,000 new homes. The Council would also be actively looking for external resources to support this project. Sources for this will include Government, Enterprise M3 LEP and the site promoters. It is expected that some of the technical evidence will be funded by site promoters within a scope agreed by the Council.

It was agreed to request Cabinet include the Chairman of Overview and Scrutiny on the proposed Member New Settlement Working Group and also to provide some input into the Garden Communities funding bid.

DECISION

That the following be recommended to Cabinet:

- A. That the new overall settlement governance structure and associated roles and responsibilities be agreed in principle.
- B. That delegated authority be granted to the Joint Chief Executives in consultation with the Portfolio Holder for Planning and the Chairman of O&S to approve Terms of Reference for each of the governance tiers and to adapt the governance structure and membership as the project progresses.

- C. That a new Member New Settlement Working Group be set up to deliver the new settlement planning framework and implement delivery of the new settlement.
- D. That the draft key stakeholder list at Appendix 3, with any additional Contacts, be agreed by the new Member New Settlement Working Group.
- E. That £20,000 funding from reserves be agreed to appoint an additional staff resource on the new settlement project until March 2019.
- F. That it be noted that there will be a significant budgetary impact in 2019/20 in delivering the new settlement project as set out in Appendix 4 to be fully worked up for the forthcoming budget setting process.
- G. That the Chairman of Scrutiny be invited to offer Overview & Scrutiny Committee input into the Garden Communities funding bid.

59 TRAFFIC MANAGEMENT PROGRAMME – 2018/19 & 2019/20

Item withdrawn prior to meeting.

60 CABINET WORK PROGRAMME

The Cabinet Work Programme was considered.

- In light of the withdrawal of the Traffic Management Programme item from the October 2018 Overview and Scrutiny agenda it was anticipated that the Cabinet agenda would be adjusted accordingly (item deferred to December's Cabinet).
- The Joint Chief Executive advised that the item concerning the long term vision for Hart was likely to be brought forward to December's Cabinet

61 OVERVIEW AND SCRUTINY WORK PROGRAMME

The Overview and Scrutiny Work Programme was considered and amended as follows:

- In light of the withdrawal of the Traffic Management Programme item from the October 2018 Overview and Scrutiny agenda it was anticipated that the item would be placed on the November 2018 agenda.
- The Head of Regulatory Services to provide a report for the November Committee meeting on the outcome of a recent finding by the Ombudsman on an issue of maladministration in relation to a street naming and numbering matter.
- The Joint Chief Executive to provide an update at an appropriate time in the New Year on the Local Plan Examination and the outcome of any Garden Communities funding bid.
- The Joint Chief executives and the Head of Technical Services to provide clear dates for when items on the Procurement Process and the review of Car Park Ticket Machines will be brought to Committee.

The meeting closed at 8.48pm