

12 May 2006

Dear Sir/Madam,

You are summoned to attend the Annual Meeting of the Borough Council of Newcastle-under-Lyme to be held in the **COUNCIL CHAMBER, CIVIC OFFICES, MERRIAL STREET, NEWCASTLE**, on **WEDNESDAY, 24 MAY 2006 at 7.00pm**.

B U S I N E S S

1. To elect a Mayor for the next Municipal Year.

When the Mayor has declared the result of the election, the new Mayor, Retiring Mayor and the Town Clerk and Chief Executive, preceded by the Mace Bearers will retire to the Mayor's Parlour accompanied by

Retiring Mayoress
Retiring High Constable
Retiring Chaplain
Mayoress/Consort designate
High Constable designate
Chaplain designate

The new Mayor will be robed and invested with the Chain of Office.
They will return to the Council Chamber in the following order:-

Mace Bearers
Mayor
Mayoress/Consort designate
Town Clerk and Chief Executive
High Constable designate
Chaplain designate
Retiring Mayor
Retiring Mayoress
Retiring High Constable
Retiring Chaplain

The Mayor will then take the Chair and make the declaration of acceptance of office.

2. To appoint a Deputy Mayor for the next municipal year including the declaration of acceptance of office.
3. To approve as a correct record the minutes of the Council Meeting held on 29 March 2006.
4. The Mayor to announce the appointments of:-
Mayoress or Consort
High Constable
Chaplain
Mace Bearers
5. The Mayor to address the Council.

6. Vote of thanks to the retiring Mayor and Mayoress in appreciation of their services during the past year and presentation of badges.
7. Reply of Retiring Mayor.
8. Mayor's announcements (if any).
9. To consider the report of your officers (white paper).
10. To adopt the Council's Constitution, Standing Orders, Financial Regulations, Terms of Reference of Committees and Scheme of Delegations and Duties for the next Municipal Year including the amendments approved during the last municipal year.
11. To decide upon the size of the Executive Cabinet; to agree to any Portfolios (see attached report) and to appoint the members of the Executive including Leader and Deputy for the next Municipal Year. (List of nominations to be circulated at the meeting).
12.
 - (a) In accordance with the Local Government and Housing Act 1989 and the Local Government (Committees and Political Groups) Regulations 1990 to review the representation of political groups on Committees, Sub-Committees and Working Parties and to approve and adopt the arrangements and the membership on those bodies as set out (yellow paper) for the next Municipal Year.
 - (b) To appoint the Chairs and Vice Chairs of Committees in accordance with Standing Order 46(1). (List of nominations to be circulated at the meeting).
13.
 - (a) To confirm the appointment of independent members and Parish Council members to the Standards Committee for the next Municipal Year:- Independent Members - Mr D Wood, Mr D J Burns and Mr S Morris. Parish Council Members – Councillor G Davies (Betley, Balterley & Wrinehill) and Councillor G Williams (Madeley)
 - (b) To confirm the arrangements for Parish Council Observers.
14. To make appointments to Joint Committees and Boards as set out (lavender paper) for the next Municipal year.
15. To consider the reports (copies herewith) of the various Committees and to pass thereon such resolutions as may be deemed necessary.
16. To receive the Returning Officer's Statement of the result of the Elections held on 4 May 2006 (copy herewith).
17. To consider any communications which in accordance with Standing Order No 18 are, in the opinion of the Mayor, of an urgent nature and to pass thereon such resolutions as may be deemed necessary.

Town Clerk & Chief Executive

NOTICE FOR COUNCILLORS

1. Fire/Bomb Alerts

In the event of the fire alarm sounding, leave the building immediately, following the fire exit signs. Do not stop to collect person belongings, do not use the lifts.

Fire exits are to be found either side of the rear of the Council Chamber and at the rear of the Public Gallery.

On exiting the building Members, Officers and the Public must assemble at the front of the former Hubanks store opposite to the Civic Offices. DO NOT re-enter the building until advised to by the Controlling Officer.

2. Attendance Record

Please sign the Attendance Record sheet, which will be circulating around the Council Chamber. Please ensure that the sheet is signed before leaving the meeting.

3. Mobile Phones

Please switch off all mobile phones before entering the Council Chamber.

4. Tea/Coffee

Refreshments will be available at the conclusion of the meeting, or in the event of a break occurring, during that break.

5. Notice of Motion

A Notice of Motion other than those listed in Standing Order 19 must reach the Chief Executive ten clear days before the relevant Meeting of the Council. Further information on Notices of Motion can be found in Section 5, Standing Order 20 of the Constitution of the Council.

INDEX OF COMMITTEES

Meeting	Date	Page
Council	29 March	389 – 391
Planning	31 January	392 – 401
	21 February	404 – 411
	14 March	423 – 432
	20 March	435 – 436
	04 April	456 – 466
	25 April	488 – 492
Public Protection	13 February	402 – 403
	10 April	472 – 473
Members Development & Performance Review Sub	01 March	412 – 419
	11 April	474 – 475
Conservation	07 March	420 – 422
	30 March	450 – 451
	19 April	486 – 487
Scrutiny	15 March	433 – 434
	05 April	467 – 468
Cabinet	22 March	437 – 449
	12 April	476 – 481
	19 April	484 – 485
Audit & General Purposes	30 March	452 – 455
	18 April	482 – 483
Health Scrutiny Sub	06 April	469 – 471
Licensing Sub	15 March	493 - 494

COUNCIL

29 March 2006

Present:- The Worshipful the Mayor

(Councillor C Brooks) in the Chair

COUNCILLORS

Amos, Arthur, JP	Lawton, Bertram Cedric
Astle, Mrs Margaret, CC	Leech, David Awty, CC
Astle, Raymond	Lefroy, Jeremy John Elton
Becket, David William	Lench, Mrs Mavis
Beech, Mrs Ann Elizabeth	Lewis, Mrs Melicha
Blake, Mrs Elaine Elizabeth	MacMillan, John
Burnett, Mrs Gillian	Maddox, Mrs Maureen
Butler, Mrs Sylvia Teresa	Matthews, Ian John
Chrzanowski, Edmund	Maxfield, Mrs Mary Cynthia
Clarke, Albert Arthur	Moss, Mrs Mary, MBE
Clarke, David	Myatt, Mrs Freda Dorothea
Clarke, Michael Ross CC	Naylon, Mrs Wenslie
Cooper, John	Olszewski, Mark Joseph, JP
Deakin, Mrs Glennis, CC	Phillips, Mrs Sheila Ann, JP
Evans, John Stanley	Salt, Mrs Nora
Fear, Andrew Thomas	Simpson, Mrs Sandra Jean
Finnemore, Victor Clifford	Sinnott, William Arthur
Foy, Michael	Slater, Raymond André
Hailstones, Peter James, JP	Studd, Robin
Hambleton, Mrs Sandra CC	Tagg, Simon John
Hambleton, Trevor	Tatton, John Arthur
Heames, Mrs Ann	Walklate, Miss June
Holland, Charles Edward	Whieldon, Peter Andrew
Howells, Robert Ashley, JP	Wilkes, Ian Frank
Ince, Colin Norman	Williams Mrs Gill
Jones, William Nigel	Williams, John

881. APOLOGIES

Apologies were received from Councillors Bentley, Mrs Blaise, Mrs Braithwaite, Dolman, Fox, Miss Reddish and Mrs Speed

882. MINUTES OF PREVIOUS MEETING

Resolved:- That the minutes of the meeting held on 22 February 2006 be approved as a correct record.

883. RETIRING COUNCILLORS

The Mayor announced that Councillors Mrs Blaise, Holland and Mrs Maddox would not be seeking re-election at the forthcoming elections. Members paid tribute to the many years service which they had given.

884. **MEMBERS' ALLOWANCES 2006/07 AND FUTURE YEARS**

Consideration was given to the report of the Members' Allowances Independent Review Panel which outlined their proposals for the Members' Allowances Scheme for 2006/07 and beyond. The report also listed those meetings currently approved for travelling and subsistence allowance.

Resolved:- (a) That the recommendations of the Members' Allowances Independent Review Panel be approved.

(b) That the list of approved duties detailed in the appendix to the report be approved.

(c) That the Council continue to pay the maximum nationally agreed rates for travelling and subsistence.

885. **STATEMENT OF ACCOUNTS 2004/05**

A detailed report was submitted outlining changes to the Statement of Accounts 2004/05 following the annual audit. During consideration, Members asked questions on a number of issues including details of a recurring creditor, the statement in respect of the Euro and pensions valuations.

Resolved:- That the amended Statement of Accounts for 2004/05 be approved.

886. **TREASURY MANAGEMENT STRATEGY 2006/07**

A detailed report was submitted outlining the Treasury Management Strategy 2006/07 which had been prepared in accordance with the Local Government Act 2003. The report further outlined the Prudential Indicators contained in the Strategy

Resolved:- (a) That the Treasury Management Strategy Report for 2006/07 be approved.

(b) That the Prudential Indicators contained with the report be approved.

(c) That the prudential Indicator relating to the Authorised Limit for External Debt be noted as being the statutory limit determined under Section 3(i) of the Local Government Act 2003.

887. **NORTH STAFFORDSHIRE CORE SPATIAL STRATEGY**

A report was submitted which referred to the North Staffordshire Core Spatial Strategy which was considered at a special meeting of the Planning Committee on 20 March 2006.

Resolved:- That the North Staffordshire Core Spatial Strategy Preferred Options Documents, as amended by resolutions a – c of the Special Planning Committee, be adopted as a draft document for consultation.

888. **PETITION TO ESTABLISH A PARISH COUNCIL FOR WOLSTANTON (818/06)**

A detailed report was submitted which outlined the results of the recent consultation carried out with the electorate of Wolstanton on the establishment of a parish council. The results of the consultation indicated that 59.71% were against the establishment of a parish council.

Resolved:- (a) That the ODPM be informed that following consideration of the views of the electorate of Wolstanton, the Council does not support the establishment of a parish council.

(b) That the ODPM be informed, that in the event that a parish council were to be established, that it not be warded and that it elect 5 or 6 councillors.

889. **TREASURY MANAGEMENT ANNUAL REPORT 2004/05**

A detailed report was submitted which outlined the Treasury Management activities for 2004/05 in accordance with the Chartered Institute of Public Finance and Accountancy Treasury Management Code of Practice.

Resolved:- (a) That the Treasury Management Annual Report for 2004/05 be approved.

(b) That the actual Prudential Indicators contained within the report be approved

890. **MOTIONS SUBMITTED BY MEMBERS**

Consideration was given to 2 motions submitted by the Conservative Group and 2 motions submitted by the Liberal Democrat Group both in respect of Capital Expenditure and Fees and Charges.

Resolved:- That the motions not be supported.

891. **URGENT ITEM**

In accordance with Section 100B(4) of the Local Government Act 1972, the Chair expressed the opinion that the following item should be taken as urgent business.

892. **RETIREMENT OF CHIEF CONSTABLE AND RESIGNATION OF HEAD OF STAFFORDSHIRE AMBULANCE TRUST**

It was reported that John Gifford and Roger Thayne would shortly be leaving their respective posts of Chief Constable and Head of the Staffordshire Ambulance Trust. Members paid tribute to the excellent service that they had given to Staffordshire, and Newcastle-under-Lyme in particular.

Resolved:- That letters of appreciation be sent to John Gifford and Roger Thayne.

C BROOKS
Chair

*Printed for information

PLANNING COMMITTEE

31 January 2006

Present:- Councillor Howells in the Chair

Councillors Mrs Astle, Astle, Mrs Beech, Mrs Blake, Clarke A A, Clarke D, Clarke M R, Cooper, Evans, Fear, Fox, Hambleton, Mrs Heames, Holland, Lawton, Leech, Mrs Maddox, Mrs Moss, Mrs Myatt, Miss Reddish, Mrs Salt, Studd, Tagg, Tatton, Wilkes, Mrs Williams and Williams

893. * **REMEDIAL ENGINEERING WORKS TO A FORMER MINE ENTRANCE FORMER SILVERDALE COLLIERY, SCOT HAY ROAD, SILVERDALE ENGLISH PARTNERSHIPS. 05/1134/FUL**

Resolved:- That the application be permitted subject to the implementation of a scheme of mitigation works for bats and great crested newts.

894. * **ERECTION OF NEW DISTRIBUTION UNIT FOR OFFICES AND PLANT ROOM ACCOMMODATION CELESTICA LTD, WEST AVENUE, KIDSGROVE AAH PHARMACEUTICALS LTD. 05/313/FUL**

Resolved:- (a) That the period for completion of the Planning Obligation be extended to 7 March 2006 and that the acoustic survey information and recommendations required by the Environmental Health Division be submitted by that date.

(b) That, subject to the completion and receipt of the above, the application be delegated to the Head of Regeneration and Planning Services for approval subject to the same conditions as agreed on 19 July 2005, as amended by the Planning Committee on 13 December 2005.

(c) That, failing completion of the above obligations within the period indicated, the Head of Regeneration and Planning Services be given delegated authority to refuse the application on the grounds indicated in the report.

(d) That, failing receipt of the acoustic survey information and recommendation within the period indicated, the Head of Regeneration and Planning Services be given delegated authority to refuse the application on the grounds indicated in the report.

Councillor Mrs Heames declared an interest in the following item and left the meeting during its consideration.

895. * **NEW FOOTPATH AND RAMPED ACCESS TO THE MAIN ENTRANCE AND ALTERATIONS TO CAR PARK TO FORM A DISABLED PARKING BAY CLAYTON HALL COLLEGE (FORMERLY CLAYTON HIGH SCHOOL), CLAYTON LANE, NEWCASTLE STAFFORDSHIRE COUNTY COUNCIL. 06/2/CPO**

Resolved:- That the County Council be advised that the Borough Council has no objections to the proposal subject to:

- (i) Details of the elevation within which the new external door is to be formed being submitted prior to determination of the application and officers of the Borough Council being given an opportunity to comment on such details
- (ii) A condition being attached relating to detailing of the handrail.
- (iii) A condition being attached relating to the colouring of the handrail and of the small walls supporting the ramp.

Councillors Williams and Mrs Williams declared an interest in the following item and left the meeting during its consideration.

896. * **ERECTION OF 1.2M HIGH TOP STEEL RAILINGS ON THE FRONT BOUNDARY 15-23 MAYER AVENUE, CROSS HEATH ALMSHOUSES ASSOCIATION. 05/1128/DEEM3**

Resolved:- That the application be permitted subject to a condition relating to the finishing colour being attached.

897. * **ALTERATIONS TO EXISTING COMMUNITY CENTRE TO FORM NEW ACCESS FOR THE DISABLED COMMUNITY CENTRE, WYE ROAD, NEWCASTLE NEWCASTLE-UNDER-LYME BOROUGH COUNCIL. 05/1141/DEEM3**

Resolved:- That the application be permitted subject to the undermentioned conditions:-

- (i) Details of materials to be submitted and approved.
- (ii) Planning consent to be for the benefit of Newcastle Borough Council only.

Councillor Tagg declared an interest in the following item and left the meeting during its consideration.

898. * **PART TWO STOREY SIDE EXTENSION/PART SINGLE STOREY REAR EXTENSION 4 PARKSIDE GROVE, MAY BANK MR N WATSON. 05/1181/FUL**

Resolved:- That consideration of this application be deferred pending a site visit.

899. * **CHANGE OF USE OF EXISTING BUILDING FROM FARM WORKSHOP/IMPLEMENT STORE TO LIGHT INDUSTRIAL UNIT/WORKSHOP/IMPLEMENT STORE (B1 USE)
BROOK HOUSE FARM, NEWCASTLE ROAD, MADELEY
MRS L M TINDSLEY. 05/1144/COU**

Resolved:- That, subject to the receipt of no further representations by 3 February 2006 which raise new issues which have not been addressed in this report or which cannot be dealt with by appropriate conditions, the Head of Regeneration and Planning Services be authorised to permit the application subject to the undermentioned conditions:-

- (i) Highway conditions relating to access width.
- (ii) Removal of Permitted Development Rights for industrial development.
- (iii) Removal of agricultural permitted development rights.
- (iv) Permitted use to exclude B1(a) (offices) and B1(b) (research and development uses)
- (v) No outdoor storage associated with use of the building.
- (vi) Hours of operation.
- (vii) Works of enhancement to building.
- (viii) No further alterations to the building to be permitted other than those required by reason of the above condition.
- (ix) Any further conditions considered appropriate by the Head of Regeneration and Planning Services in response to any further representations that may be received.

900. * **FORMATION OF VEHICULAR ACCESS
COOPERS GREEN RESERVOIR, BARTHOMLEY ROAD, AUDLEY
MR D HEATON. 05/1185/FUL**

Resolved:- That consideration of the above application be deferred pending a site visit.

901. * **CONVERSION OF BARN STORE INTO SHORT TERM LET HOLIDAY ACCOMMODATION
WOODLANDS, OLD ROAD, WRINEHILL
R & J JOHNSON. 05/1032/COU**

Resolved:- (a) That subject to the applicant first entering into a Section 106 Obligation, within 3 months, in relation to the development not being sold or let separately from the main dwelling known as Woodlands, permit subject to the undermentioned conditions:-

- (i) Materials details being submitted.
- (ii) The development to be occupied as short term/holiday accommodation with any person or group of people occupying the property for no more than 28 days in any one year period and for no other purpose including any purposes in Class C3 and register to be kept.
- (iii) Before the proposed development is brought into use, the access driveway from Old Road to the application building, shall be widened to ensure that it shall be a minimum width of 4.2m and the access, parking and turning area shall be surfaced and thereafter maintained in a bound material.

(b) That failing completion of such an obligation within the above period, the Head of Regeneration and Planning Services be given delegated authority to refuse the application on the grounds that without such a tie the development would not meet sustainable development objectives and protect residential amenity.

902. * **CHANGE OF USE FROM RETAIL SHOP TO HOT FOOD TAKE AWAY
49 LIVERPOOL ROAD, KIDSGROVE
LI LI JIA. 05/1045/COU**

Resolved:- That the application be refused for the following reasons:-

- (i) The proposal would have a cumulative impact through the loss of a retail unit.
- (ii) An additional hot food take-away would affect the vitality and viability of Kidsgrove town centre and the frontage conflicts with Policy R13.
- (iii) The proposal would be harmful to highway safety by reason of the resulting on-street parking.

903. * **RETENTION OF AN EXISTING OUTBUILDING AND ITS CHANGE OF USE TO
LIVING ACCOMMODATION
LITTLE ACRE, WHARF TERRACE, MADELEY HEATH
MR HARRIS. 05/606/COU**

Resolved:- (a) That the period for completion of a Planning Obligation, as sought by the Planning Committee on 20 September 2005, be extended to 17 February 2006.

(b) That subject to the completion of the Planning Obligation by 17 February 2006, the application be permitted subject to the conditions referred to in 20 September 2005 resolution.

(c) That, failing completion of the Obligation by 17 February 2006, the Head of Regeneration and Planning Services be given delegated authority to refuse the application on the grounds that in the absence of a planning obligation, there are sufficient controls to protect the interest of residential amenity.

904. * **AGRICULTURAL WORKER'S BUNGALOW
WESTFIELDS FARM, 159 PINWOOD ROAD, ASHLEY HEATH
D W LEA & S D LEA. 04/1052/OUT**

Resolved:- (a) That the period for the completion of the Planning Obligation which the Planning Committee have previously resolved to secure, be extended until 8 March 2006.

(b) That subject to such a Planning Obligation being secured by 8 March 2006, the Head of Regeneration and Planning Services be authorised to grant outline planning permission subject to the same conditions as agreed by the Planning Committee on 11 October 2005.

(c) That failing the securing of such an Obligation within the above period, the Head of Regeneration and Planning Services be given delegated authority to refuse the application on the grounds that, without such an Obligation, the objectives of control over new dwellings in the countryside, as set

out in PPS7, Policies D4, NC1 and H11 of the Structure Plan and Policy H1 of the Local Plan would not be met; further pressure may arise for additional dwellings in this location; and inadequate controls would be imposed having regard to the limitations of the enforcement of planning controls. Furthermore the siting of a dwelling in this location would be contrary to the aims and objectives of PPG3 that adopts a sequential and managed approach to the release of housing sites, giving priority to the development of previously developed urban sites in preference to Greenfield or rural Brownfield sites and is contrary to Policies CF2 and CF3 of the Regional Spatial Strategy, Policies D1 H1 and H2 of the Structure Plan and Policies H1 and H3 of the Local Plan.

905. * **AGRICULTURAL WORKER'S DWELLING
UPPER HOUSE FARM, PINFOLD LANE, ALMINGTON
MR J & MRS R EARDLEY. 05/268/OUT**

Resolved:- (a) That the period for the completion of the Planning Obligation which the Planning Committee have previously resolved to secure, be extended until 8 March 2006.

(b) That, subject to such a Planning Obligation being secured by 8 March, the Head of Regeneration and Planning Services be authorised to grant outline planning permission subject to the same conditions as agreed by the Planning Committee at its meeting on 11 October 2005.

(c) That failing the securing of such an Obligation within the above period, that the Head of Regeneration and Planning Services be given delegated authority to refuse the application on the grounds that without such an obligation the development would be contrary to the objectives of control over new dwellings in the countryside, as set out in PPS7, Policies D4, NC1 and H11 of the Structure Plan and Policy H1 of the Local Plan would not be met; further pressure may arise for additional dwellings in this location and adequate controls would be imposed having regard to the limitations of the enforcement of planning controls. Furthermore, the siting of a dwelling in this location would be contrary to the aims and objectives of PPG3 that adopts a sequential and managed approach to the release of housing sites, giving priority to the development of previously developed urban sites in preference to Greenfield or rural Brownfield sites and is contrary to Policies CF2 and CF3 of the Regional Spatial Strategy, Policies D1, H1 and H2 of the Structure Plan and Policies H1 and H3 of the Local Plan.

906. * **DEMOLITION OF EXISTING DWELLING AND OUTBUILDINGS AND
ERECTION OF REPLACEMENT DWELLING AND COURTYARD BUILDINGS
SLYMANSDALE, WOODSIDE, BALDWINS GATE
MR & MRS J S GOODWIN. 05/1044/FUL**

Resolved:- (a) That subject to the prior completion, within 3 months of a Section 106 Obligation to ensure that the ownership of the outbuildings, the dwelling and its curtilage remain the same.

Permit subject to the undermentioned conditions:

- (i) Prior approval of facing materials, boundary treatment and levels.
- (ii) Prior approval of a scheme of landscaping.
- (iii) Driveway to be constructed as a no dig/porous surface.
- (iv) Tree protection measures.

(v) Gate to open away from the highway.

(b) That should the above period pass without completion of the above Planning Obligation, the Head of Regeneration and Planning Services be given delegated authority to refuse the application on the grounds that without such an Obligation there is a risk that the dwelling and outbuilding could be sold independently which could be contrary to the interests of residential amenity and policies on that matter.

907. * **CHANGE OF USE OF EXISTING FARM BUILDING TO OFFICE USE WITH ASSOCIATED EXTERNAL ALTERATIONS
LEA HEAD MANOR, ASTON
MR N NOBLE. 05/1055/COU**

Resolved:- That the application be permitted subject to the undermentioned conditions:

- (i) The existing window casements to be repaired/restored where possible and all other window casements to be designed to match the existing windows in accordance with details to be agreed.
- (ii) Omission of the three roof lights on the front roof plane.
- (iii) Removal of agricultural permitted development rights for further agricultural buildings.
- (iv) The office use to be limited to the floorspace indicated on the submitted plans only.

908. * **TWO STOREY SIDE AND REAR EXTENSION AND SINGLE STOREY REAR EXTENSION
20 SOUTHLANDS AVENUE, WOLSTANTON
MR M CURRAN. 05/1208/FUL**

Resolved:- That consideration of the above application be deferred pending a site visit.

909. * **ERECTION OF THREE CCTV POLES AND CAMERAS
HIGH STREET AND PARADISE STREET, NEWCASTLE
NEWCASTLE BOROUGH COUNCIL. 05/1237/DEEM3**

Resolved:- That subject to no consultation responses or representations being received by 3 and 10 February 2006 respectively that raise new issues not already referred to in the report and which cannot be addressed by appropriate conditions, the application be delegated to the Head of Regeneration and Planning Services for approval subject to conditions relating to the following:-

- (i) Submission of precise sizes, angles and design features of the column, brackets and fittings and of the external finishing colour(s) of the total installation.
- (ii) Within one month of the High Street poles becoming operational, the existing temporary CCTV pole is to be removed.
- (iii) Consent to enure for the benefit of Newcastle Borough Council only.

910. * **TWO STOREY REAR EXTENSION AND FIRST FLOOR LINK TO EXISTING HOUSE TO PROVIDE OFFICES/STAFF SPACE AND FOUR ADDITIONAL ENSUITE FACILITIES
RETHINK SEVERE MENTAL ILLNESS. 05/1084/FUL AND 05/1115/CON**

Resolved:- (a) (04/1084/FUL) That subject to no further objections being received which cannot be dealt with by conditions, the application be delegated to the Head of Regeneration and Planning Services for approval subject to the undermentioned conditions:-

- (i) Receipt of satisfactory additional information in respect of the adjacent trees.
- (ii) Prior approval of external materials.
- (iii) Prior approval of fenestration details.
- (iv) Any relevant conditions recommended by the Landscape Development Section following receipt of the awaited information and validation of the application.

(b) (05/1115/CON) That, the application be permitted subject to the undermentioned condition:-

- (i) The demolition shall not take place until a contract for carrying out of works of redevelopment has been made and Planning permission granted for that redevelopment.

911. * **CHANGE OF USE FROM RETAIL USE (CLASS A1) TO HOT FOOD TAKEAWAY (CLASS A5) AND THE ASSOCIATED PROVISION OF ROLLER SHUTTERS
FORMER PET NET, BRADWELL LANE, BRADWELL
MR I JOYNSON. 05/1158/FUL**

Resolved:- That the application be refused for the following reasons:-

- (i) Loss of residential amenity and quality of life.
- (ii) Lack of external waste storage facility.
- (iii) Highway danger due to increased on-street parking.
- (iv) Design of shutters.

Councillors M Clarke and Howells declared an interest in the following application. Councillor Clarke remained but took no part in the discussion. Councillor Howells vacated the Chair and left the meeting.

Councillor Lawton in the Chair

912. * **ERECTION OF AN ACTIVITY CENTRE AND COSTUME STORAGE BUILDING
NEW VICTORIA THEATRE, ETRURIA ROAD, NEWCASTLE
NEW VICTORIA THEATRE. 05/1073/FUL**

Resolved:- That consideration of this application be deferred pending a site visit.

Councillor Howells in the Chair

Councillors M Clarke and Mrs Williams declared an interest in the following Aspire applications and left the meeting during its consideration.

913. * **CONVERSION OF A GRASSED AREA TO FORM A PARKING AREA FOR TEN CARS
LAND AT COTSWOLD AVENUE, KNUTTON
ASPIRE HOUSING LTD. 05/1197/FUL**

Resolved:- (a) That subject to the applicant first entering into a Section 106 Obligation within 3 months of a Planning Obligation securing a financial contribution of £7962.50 towards off-site public open space provision/entertainment permit subject to conditions relating to the following matters:-

- (i) Gradient of access.
- (ii) Gradient of realigned footpath.
- (iii) Construction specification of accesses and parking area.

(b) That failing completion of the above Planning Obligation within the above period, the Head of Regeneration and Planning Services be given delegated authority to refuse the application on the grounds that without such an Obligation, the proposal would conflict with Policy R6 of the Structure Plan, Policy C1 of the Local Plan and National Guidance PPG17.

914. * **CONVERSION OF A GRASSED AREA TO FORM PARKING AREA FOR 9 CARS
LAND AT PENNINE WAY, KNUTTON
ASPIRE HOUSING LTD. 05/1198/FUL**

Resolved:- (a) That subject to the applicant first entering into a Section 106 Obligation within 3 months of a planning obligation securing a financial contribution of £5915 towards off site public open space provision/enhancement permit subject to conditions relating to the following matters:

- (i) Construction specification of access
- (ii) Drainage works

(b) That failing completion of the above planning obligation within the above period, the Head of Regeneration and Planning Services be given delegated authority to refuse the application on the grounds that without such an obligation the proposal would conflict with Policy R6 of the Structure Plan, Policy C1 of the Local Plan and National Guidance PPG17.

915. * **CONVERSION OF A GRASSED AREA TO FORM PARKING AREA FOR EIGHT CARS
LAND OFF KENT GROVE, CHESTERTON
ASPIRE HOUSING LTD. 05/1180/FUL**

Resolved:- (a) That subject to the applicant first entering into a Section 106 Obligation within 3 months, securing a financial contribution of £5460 towards off site public open space provision/enhancement permit subject to conditions relating to the following matters:

- (i) Construction specification of access and surfacing details
- (ii) Planting submission, approval and implementation

(b) That failing completion of the above planning obligation within the above period, that the Head of Regeneration and Planning Services be given delegated authority to refuse the application on the grounds that without such an obligation the proposal would conflict with Policy R6 of the Structure Plan, Policy C1 of the Local Plan and National Guidance PPG17.

916. * **CONVERSION OF A GRASSED AREA TO FORM A PARKING AREA FOR TEN CARS
LAND OF CROSS STREET, CHESTERTON
ASPIRE HOUSING LTD. 05/1178/FUL**

That subject to the prior receipt of revised proposals reducing the extent of the hardsurfacing whilst still providing 10 spaces.

Permit subject to conditions relating to the following matters:

- (i) Surface water interceptors
- (ii) Visibility splay
- (iii) Construction specification of access and surfacing of parking/turning area

917. * **REPLACEMENT OF A HEAD FRAME AND ANTENNA ON AN EXISTING MONOPOLE
SWEETMORE ENGINEERING, HOLDITCH ROAD, CHESTERTON
O2 UK LTD. 05/1238/TDET**

Resolved:- That the Head of Regeneration and Planning Services be authorised to permit the application on 4 February 2006, unless it is considered that any representations/consultation responses received by 3 February are such as to justify refusal.

918. * **CONSTRUCTION OF NEW CAR PARK, RELOCATION OF EXISTING GARAGE FROM THE REAR OF THE SITE, NEW CLASSROOM EXTENSION, STAFFROOM EXTENSION AND NEW ACCESS RAMP AT ENTRANCE
COPPICE SPECIAL SCHOOL, ABBOTS WAY, WESTLANDS
THE CABINET SCC. 05/1212/CPO**

Resolved:- (a) That Staffordshire County Council be advised that the Borough Council has no objections to the proposal as revised.

(b) That, should any further revised plans be received for this proposal, the Head of Regeneration and Planning Services be given delegated powers to respond on the Council's behalf as he considers appropriate.

919. * **APPEAL DECISION**

The following appeal decision was reported.

<u>Ref No</u>	<u>Proposed Development and Name of Appellant</u>	<u>Decision</u>
05/746/ADV	Pole Sign at Poolside Fish and Chip Shop, Poolside, Madeley. P S Kallis	Appeal dismissed.

Resolved:- That the information be received.

Councillor M Clarke declared an interest in the proposal for Basford – remained in meeting taking no part in the discussion.

920. * **PROPOSED CONSERVATION AREAS**

Resolved:- (a) That Basford and Butterton be designated Conservation Areas and Article 4 directions prepared and submitted as detailed in report.

(b) That the Head of Regeneration and Planning Services and the Chair visit the Parish Council for Knighton area and report back to this Committee.

(c) That the Head of Regeneration and Planning Services undertake an assessment of inclusion of Sandy Lane as part of the Brampton Conservation Area and report back to the Committee. In the meantime a decision on the inclusion of a previously proposed extension to the Conservation Area be deferred.

(d) That a report be prepared on the application of Article 4 (2) Directions on all Conservations Areas in the Borough.

(e) That the Conservation Advisory Working Party be informed of the above decisions.

921. * **ENFORCEMENT ACTION**

Resolved:- (a) That the report be received subject to the following amendment:

(b) That a progress report in respect of the enforcement action at Bobbies Lane, Clayton be reported back to the Planning Committee on 21 February 2006.

R A HOWELLS
Chair

*Resolutions 922, 926-928 printed for information the Committee having to taking power to act

PUBLIC PROTECTION COMMITTEE

13 February 2006

Present:- Councillor Mrs Butler in the Chair

Councillors Mrs Deakin, Foy, Mrs Heames, Jones, Lawton, Mrs Lench, Matthews, Olszewski, Miss Walklate and Williams

922. * **HOUSING ACT 2004**

Members were informed of the implications of the above Act and the powers delegated to this Committee through the Council's Scheme of Delegation.

Resolved:- That the powers delegated to the Committee regarding the Housing Act 2004 be noted.

923. **CLEAN NEIGHBOURHOODS AND ENVIRONMENT ACT 2005**

Members were advised of the provisions of the clean neighbourhood and Environment Act 2005 and the need to make arrangements for the exercise of the new powers and duties contained in the Act..

Resolved:- (a) That it be recommended to the Full Council that:

(i) The functions, powers and duties contained in the Clean Neighbourhoods and Environment Act 2005 be delegated to the Public Protection Committee.

(ii) That the Heads of Community Services, Regeneration and Planning Services, Assets and Amenities, Legal and Democratic Services be authorised to exercise the powers and duties contained in the Clean Neighbourhoods and Environment Act 2005 including the power to impose fixed penalty notices.

(b) That officers be authorised to negotiate with Staffordshire Districts and other organisations with a view to establishing joint working arrangements for the administration of fixed penalty tickets.

(c) That officers be authorised to take the opportunity to warn businesses and members of the public of the tightening of the law.

924. **FOOD SAFETY ACT 1990 (1000/94)**

A report was submitted on the outcome of court proceedings in the Magistrates Court against a food premises for breach of an improvement notice. The operator was fined £150 and costs of £515 were awarded to the Council.

Resolved:- That the report be received.

925. **ENVIRONMENTAL PROTECTION ACT 1990 – SECTION 79(1)(G)
NOISE CAUSED BY AUDIBLE INTRUDER ALARM (CASE EP SHMR) 2005**

It was reported that a noise abatement notice had been served on the occupier of an industrial premise. The notice had not been complied with and the necessary works carried out in default.

Resolved:- That all costs incurred in carrying out the works be recovered from the occupier of the premises.

926. * **DISCLOSURE OF EXEMPT INFORMATION**

Resolved:- That the public be excluded from the meeting during consideration of the following items by reason of the likely disclosure of exempt information as defined in paragraphs 4, 7 and 12 in schedules 12D of the Local Government Act 1972.

927. * **HEALTH AND SAFETY AT WORK ACT 1974
MANAGEMENT OF HEALTH AND SAFETY AT WORK REGULATIONS 1999
HEALTH AND SAFETY ACCIDENT – REPORT FOR FORMAL
ENFORCEMENT ACTION**

Details were submitted of an accident at a large distribution warehouse and approval was sought for the instigation of legal proceedings in respect thereof.

Resolved:- That legal proceedings be instigated against the company under the Health and Safety at work etc Act and relevant regulations.

928. * **LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1976
PRIVATE HIRE DRIVERS' APPLICATIONS**

(a) Mr SAHS

Details of an application from Mr SAHS for a private hire driver's licence were submitted.

Resolved:- That the application be refused on the basis that the applicant is not a fit and proper person to hold a private hire drivers licence.

(b) Mr KA

Details of an application from Mr KA for a private hire driver's licence were submitted.

Resolved:- That the application be refused on the basis that the applicant is not a fit and proper person to hold a private hire drivers licence.

**MRS S T BUTLER
Chair**

*Printed for information

PLANNING COMMITTEE

21 February 2006

Present:- Councillor R A Howells in the Chair

Mrs Astle, Astle, Becket, Mrs Beech, Mrs Blake, Clarke A A, Clarke D, Clarke M R, Cooper, Dolman, Evans, Fear, Fox, Hambleton, Mrs Heames, Holland, Lawton, Leech, Mrs Maddox, Mrs Maxfield, Mrs Moss, Mrs Myatt, Miss Reddish, Mrs Salt, Mrs Simpson, Slater, Studd, Tagg, Tatton, Wilkes, Mrs Williams and Williams

929. * **MINUTES OF PREVIOUS MEETINGS**

Resolved:- That the minutes of the meetings of this Committee held on 22 November, 13 December 2005 and 10 January 2006 be approved as correct records.

930. * **DEMOLITION OF BUILDINGS FOLLOWED BY RESIDENTIAL DEVELOPMENT (80 APARTMENTS) AND APPROXIMATELY 300 SQ METRES OF COMMERCIAL FLOORSPACE THE ZANZIBAR, MARSH PARADE, NEWCASTLE SOUTHCOURT MANAGEMENT. 05/902/OUT**

Resolved:- (a) That subject to the receipt of satisfactory amended plans and to the prior completion, within 3 months, of a planning obligation to secure appropriate public realm improvements adjoining the site, to secure affordable units within the development, to secure an appropriate contribution towards improvements to pedestrian routes into the town centre from the application site and to ensure that the surface car parking area at the junction of Hassell Street and Marsh Parade remains available for customer parking for the commercial uses.

Permit subject to the following conditions:-

- Relevant conditions relating to the submission of reserved matters (landscaping). Such scheme to include defensive planting adjacent to the building.
- Prior approval of the precise details of the means of securing the vehicular and pedestrian access to the site.
- Prior approval of levels.
- Prior approval of the precise details of all external doors and windows.
- Prior approval of the precise details of the canopy on the Marsh Parade elevation.
- The shop fronts and juliette balconies to be installed in accordance with the submitted details, or other details agreed in writing.
- Prior approval of the commercial uses within the development and dependent on the use imposition of appropriate restrictions on the use to ensure adequate levels of amenity are achieved.
- Prior approval of methods of securing the premises.

- Assessment of noise arising from adjoining uses and identification and implementation of appropriate controls.
- A Grampian condition requiring the developer to assess and upgrade as necessary odour abatement equipment at the existing A3 and A5 premises prior to occupation.
- Approval of air conditioning/ air handling plant.
- Prior approval of waste storage and collection facilities.
- Identification of Japanese Knotweed within the site and approval of plans for its eradication.
- Contaminated land conditions
- All surface water drainage from parking areas and hard standings to be passed through oil interceptor.
- Archaeological watching brief.
- Development to meet Secure by Design Standards.
- Removal of permitted development rights for telecommunication development.
- Unit 15 to be for commercial use only.
- Materials to be as submitted or otherwise approved by the Local Planning Authority.
- Provision of the accesses prior to the development being brought into use; provision of visibility splays, parking, turning and service areas prior to the development being brought into use; provision of surface water drainage interceptors; provision of a refuse bin collection area on North Street; and provision of an illuminated one way sign opposite the North Street access.
- Surface car park at the junction of Hassell Street and Marsh Parade to be laid out and made available for the parking of vehicles in association with the commercial units prior to such units being brought into use.
- Bat survey to be carried out prior to the demolition of the building and mitigation measures agreed and implemented if appropriate.

(b) That the applicant be asked to ensure that the development incorporates energy saving features.

(c) That Staffordshire County Council be requested to provide signs advising drivers of the presence of cyclists and that the consideration of cyclists be part of the Public Realm Scheme

(d) That failing the securing of the above planning obligation within the period indicated, the Head of Regeneration and Planning Services be given delegated authority to refuse the application on the grounds that without such an obligation the development would not be ensuring appropriate improvements to the public realm to the detriment of the town centre and the development would not accord with policy, affordable housing and the provision of satisfactory links to the town centre.

931. * **RESIDENTIAL DEVELOPMENT (88 RESIDENTIAL APARTMENTS) AND APPROXIMATELY 180 SQ METRES OF COMMERCIAL FLOORSPACE LAND AT JUNCTION OF SEAGRAVE STREET/WATER STREET/GEORGE STREET, NEWCASTLE
ROBINTREES LTD. 05/903/OUT**

Resolved:- (a) That subject to the receipt of satisfactory amended plans and; the prior completion, within 3 months, of a planning obligation to secure appropriate public realm improvements adjoining the site, to secure affordable units within the development, and to secure an appropriate

contribution towards improvements to pedestrian routes into the town centre from the application site.

Permit subject to the following conditions:-

- Relevant conditions relating to the submission of reserved matters (landscaping). Such scheme to include defensive planting adjacent to the building.
- Control over precise details of the external appearance of the development, means of securing the vehicular and pedestrian access to the site and levels.
- Prior approval of the commercial uses within the development and dependent on the used imposition on appropriate restrictions on the use to ensure adequate levels of amenity are achieved.
- Prior approval of methods of securing the premises.
- Prior approval of the precise details of all external doors, windows and commercial units.
- Assessment of noise arising from adjoining uses and identification and implementation of appropriate controls.
- A Grampian condition requiring the developer to assess and upgrade as necessary odour abatement equipment at the existing A3 and A5 premises prior to occupation.
- Approval of air conditioning/ air handling plant.
- Prior approval of waste storage and collection facilities.
- Contaminated land conditions
- All surface water drainage from parking areas and hard standings to be passed through oil interceptor.
- Archaeological watching brief.
- provision of the accesses prior to the development being brought into use; provision of visibility splays, parking, turning and service areas prior to the development being brought into use; provision of surface water drainage interceptors; provision of a refuse bin collection area on North Street; and provision of an illuminated one way sign opposite the North Street access.
- Bat survey to be carried out prior to the demolition of the building and mitigation measures agreed and implemented if appropriate.
- Reduction in parking spaces to 79.
- The development shall meet Secure by Design Standards.
- Removal of permitted development rights for telecommunication development.
- Materials to be as submitted or otherwise approved by the local planning authority.

(b) That the applicant be asked to ensure that the development incorporates energy saving features.

(c) That the Staffordshire County Council be asked to provide signs advising drivers of the presence of cyclists and that the consideration of cyclists be part of the development of the Public Realm Scheme.

(d) That failing the securing of the above planning obligation within the period indicated, that the Head of Regeneration and Planning Services be given delegated authority to refuse the application on the grounds that without such an obligation the development would not be ensuring appropriate improvements to the public realm to the detriment of the town centre

and the development would not accord with policy on affordable housing and the provision of satisfactory links to the town centre.

932. * **ALTERATIONS TO BUND AND DEVELOPMENT PLATEAU
LYMEDALE EMPLOYMENT PARK, HOLDITCH, CHESTERTON
STAFFORDSHIRE COUNTY COUNCIL. 05/1241/FUL**

Resolved:- That permission be granted subject to the undermentioned conditions:-

- (i) Standard Condition 1.
- (ii) Landscaping of the bund using native tree species.

933. * **ERECTION OF INDUSTRIAL UNIT FOR CLASS B8 USE (STORAGE AND
DISTRIBUTION) WITH 3 STOREY OFFICE ACCOMMODATION AND
SECURITY GATEHOUSE, PLANT ROOMS AND CAR PARKING.
LYMEDALE EMPLOYMENT PARK, HOLDITCH ROAD, CHESTERTON
GLADMAN HOMES & STAFFORDSHIRE COUNTY COUNCIL ESTATES.
05/1140/REM**

Resolved:- That consideration of this application be deferred to enable the applicant to be afforded an opportunity to discuss the proposed development with the Strategic Planning Liaison Group.

934. * **SITE PREPARATION WORKS COMPRISING GROUND WORKS, SERVICES,
SITE ACCESS, FOOTPATHS AND LANDSCAPING.
RAVENSDALE, LOWLANDS ROAD, CHATTERLEY VALLEY
ADVANTAGE WEST MIDLANDS. 05/1079/FUL (726/06)**

Resolved:- That notwithstanding the earlier resolution of this Committee in respect of the above application it is noted that permission 05/1079/FUL relates only to the undertaking of engineering and other works to facilitate the development of the Lowlands Road site, and that any future development may include forms of Class B development other than, or as well as, Class B8 development. Accordingly, for the avoidance of doubt, the Local Planning Authority will therefore welcome proposals for Class B2 and most forms of appropriate high value Class B1 development on all, or on part of, the site, as well as for Class B8 use.

Councillor Howells declared a prejudicial interest in the following application and left the meeting during its consideration

Councillor Lawton in the Chair

Councillor Mr R Clarke also declared a prejudicial interest in the following application and left the meeting during its consideration.

935. * **ACTIVITY CENTRE AND COSTUME STORAGE BUILDING
NEW VIC THEATRE, ETRURIA ROAD, BASFORD
NEW VIC THEATRE. 05/1073/FUL**

Resolved:- That permission be granted subject to the undermentioned conditions:-

- (i) Standard condition 1.

- (ii) Prior approval of all external materials.
- (iii) Tree Protection measures.
- (iv) Landscaping scheme.
- (v) Restrictions on the hours of use.
- (vi) Control over noise levels emissions from the development.

Councillor Howells in the Chair

936. * **CHANGE OF USE TO PARCELS SORTING AND DISTRIBUTION UNIT
(CLASS B8)
UNITS 21/22 ROSEVALE ROAD, PARKHOUSE INDUSTRIAL ESTATE
GEOPOST UK LTD. 05/1235/COU**

Resolved:- (a) That permission be granted subject to the undermentioned conditions:-

- (i) Standard condition 1.
- (ii) All vehicles, other than private cars, to comply with a one way system with access from Rosevale Road and egress on to Hammond Road, details of which shall have been agreed beforehand.
- (iii) Two parking spaces to be dedicated to the private collection of packages.
- (iv) The existing car parking area shall be retained for that purpose.
- (v) Prior approval of any mechanical ventilation and refrigeration/air conditioning plant.

(b) That a letter be sent to Staffordshire County Council expressing concern about the use of Brick Kiln Lane for through traffic and seeking measures to control/limit such use.

937. * **ALTERATIONS TO COMMUNITY CENTRE TO FORM DISABLED ACCESSES
SILVERDALE COMMUNITY CENTRE
NEWCASTLE-UNDER-LYME BOROUGH COUNCIL. 06/9/DEEM3**

Resolved:- That permission be granted subject to the undermentioned conditions:-

- (i) Standard condition 1.
- (ii) Approval of materials.
- (iii) Consent to ensure for the benefit of Newcastle Borough Council only.

938. * **EXTENSIONS
20 SOUTHLANDS AVENUE, WOLSTANTON
MR M CURRAN. 05/1208/FUL**

Resolved:- That permission be granted subject to the undermentioned condition:-

- (i) Standard condition 1.

Councillor Studd declared a prejudicial interest in the following application and left the meeting during its consideration.

939. * **TIMBER PAVILION
ST LUKE'S C of E CP SCHOOL, PEPPER STREET, SILVERDALE
STAFFORDSHIRE COUNTY COUNCIL. 06/81/CPO**

Resolved:- That Staffordshire County Council be advised that the Borough Council has no objections to this application.

940. * **FORMATION OF VEHICULAR ACCESS
FIELD ADJ COOPERS GREEN RESERVOIR, BARTHOMLEY ROAD, AUDLEY
MR D HEATON. 05/1185/FUL**

Resolved:- That the application be refused for the following reasons:-

- (i) Inappropriate and unnecessary development within the Green Belt.
- (ii) Harmful to the character and appearance of the landscape and streetscene.
- (iii) Adverse impact on highway safety by reason of the narrowness of the lane and conflict with other road users due to the additional access.

Councillor Mrs Maxfield declared a prejudicial interest in the following application and left the meeting during its consideration.

941. * **CHANGE OF USE AND ALTERATIONS TO FOOTPATH CREATING A
VEHICULAR ACCESS TO SERVE 2 DWELLINGS
DIMSDALE HALL FARM, TALKE ROAD, CHESTERTON
MR R BOWDEN. 05/1211/FUL**

Resolved:- That consideration of this application be deferred for a site visit to which the County Footpaths Officer and a representative of the Highway Authority should be asked to attend.

942. * **STANDING ORDER NO 11 – DURATION OF MEETING**

Resolved:- That following a vote, Standing Order No 11 be waived to enable the meeting to continue.

943. * **CONVERSION OF FARM BUILDING TO OFFICE WITH ASSOCIATED
EXTERNAL ALTERATIONS
LEA HEAD MANOR, ASTON
MR N HOWLE. 06/35/LBC**

Resolved:- That Listed Building Consent be granted subject to the undermentioned conditions:-

- (i) Existing window casements to be repaired/restored where possible and all other window casements to be designed to match the existing windows in accordance with details to be agreed.
- (ii) Omission of the three rooflights on the front roof plane.
- (iii) Prior approval of all external materials.

944. * **CHANGE OF USE OF GROUND FLOOR TO HOT FOOD TAKEAWAY
(CLASS A5)
159 HIGH STREET, WOLSTANTON
MR N NAEEM. 05/1218/COU**

Resolved:- (a) That the application be refused for the following reasons:-

- (i) The proposed extraction flue will have a detrimental impact on the setting of the adjacent listed buildings and on the character and appearance of the Wolstanton Conservation Area.
- (ii) Use detrimental to residential character of this part of the Conservation Area.
- (iii) The development would adversely impact on the current levels of residential amenity enjoyed by adjacent occupiers.
- (iv) The development would be detrimental to the highway safety of the area.

(b) That the Head of Regeneration and Planning Services pursue improvements to the appearance of this building.

945. * **NEW ENTRANCE CANOPY AND RAMP WITH USE OF PART OF GROUND FLOOR AS A DAY CENTRE
LEA HOUSE, FURNACE LANE, MADELEY
STAFFORDSHIRE COUNTY COUNCIL. 06/82/CPO**

Resolved:- That the County Council be advised that the Borough Council has no objections to the application but would recommend that the materials used in the construction of the proposed alterations need not necessarily match those used on the existing building but should be of durable quality and have an attractive addition to the original building, and it asks that the views of the Highway Authority be considered.

946. * **EXTENSIONS
4 PARKSIDE GROVE, MAY BANK
MR N WATSON. 05/1181/FUL**

Resolved:- That the application be refused for the following reasons:-

- (i) Non-compliance with Space about Dwellings Standards and Supplementary Planning Guidance.
- (ii) Overdevelopment.

947. * **CONVERSION OF AGRICULTURAL BUILDING TO FORM 4 DWELLINGS
OAKLANDS FARM, NEWCASTLE ROAD, MARKET DRAYTON
MR & MRS N YATES. 06/5/COU**

Resolved:- That consideration of this application be deferred to the next meeting to enable the applicant to submit further information.

948. * **EXTENSION
77-79 KNUTTON LANE, KNUTTON
NEWCASTLE BOROUGH COUNCIL. 05/1099/DEEM3**

Resolved:- That, subject to there being no representations received by 24 February 2006 raising fresh issues which cannot otherwise be dealt with by

the imposition of appropriate conditions, the application be permitted subject to the undermentioned conditions:-

- (i) The allocation of dedicated car parking spaces.
- (ii) Prior approval of all new facing materials.
- (iii) The permission shall be for the benefit of Newcastle-under-Lyme Borough Council only.
- (iv) Prior approval of any mechanical ventilation/air conditioning units.
- (v) Use of obscure glazing on side facing windows.
- (vi) Relevant highway conditions.

949. * **CHANGE OF USE AND ALTERATIONS TO FORM OFFICES
COUNCIL DEPOT, KNUTTON LANE
NEWCASTLE BOROUGH COUNCIL. 05/1119/DEEM3**

Resolved:- That subject to there being no representations received by 24 February 2006 raising fresh issues which cannot otherwise be dealt with by the imposition of appropriate conditions, the application be permitted subject to the undermentioned conditions:-

- (i) The allocation of dedicated car parking spaces.
- (ii) Any new facing materials to match existing.
- (iii) The permission shall be for the benefit of Newcastle-under-Lyme Borough Council only.
- (iv) Any further relevant conditions from outstanding consultees.

950. * **URGENT ITEM**

The Chair indicated that the following items should be treated as urgent business in accordance with Section 100(B) of the Local Government Act 1972 in the special circumstances that this Council's comments on the application needed to be submitted to the County Council by not later than 22 February 2006.

951. * **EXTENSION
BALDWINS GATE CE PRIMARY SCHOOL, TOLLGATE AVENUE,
BALDWINS GATE
THE CABINET SCC. 06/95/CPO**

Resolved:- That Staffordshire County Council be advised that the Borough Council has no objections to this application.

952. * **ADJOURNMENT OF MEETING**

At this point in the proceedings it was agreed that the meeting be adjourned and that consideration of the remaining business be deferred to the next meeting of this Committee.

**R A HOWELLS
Chair**

*Printed for information

**MEMBERS DEVELOPMENT AND PERFORMANCE
REVIEW SUB-COMMITTEE**

1 March 2006

Present:- Councillor Studd in the Chair

Councillors Foy, Mrs Hambleton, Mrs Lench, Mrs Lewis, Mrs Maxfield,
Mrs Simpson and Tagg

953. * **MINUTES OF PREVIOUS MEETING**

Resolved:- That the minutes of the meeting of the Sub-Committee held on the 8 November 2005 be agreed as a correct record subject to:

- (a) The apologies of Mrs. Simpson being noted.
- (b) Minute 764 – Matters referred by Scrutiny – paragraph (a) should be amended to read:
“It was agreed that new rules of debate for the Scrutiny Committee should be drawn up and subject to adoption of clear rules of debate governing the right of Portfolio Holders to speak at Scrutiny Committee the Leader of the Council is invited to attend meetings of the Scrutiny Committee.
In relation to the attendance of other Portfolio Holders, the decision of the meeting of the 8 November be confirmed.”

954. * **PRESENTATION**

A presentation by Councillor Henry Jebb of Staffordshire Moorlands of Staffordshire Moorlands District Council and Rebecca Coffey of the West Midlands Local Government Association was given on the WMLGA Member Development Charter. Councillor Jebb explained to Members how achieving the WMLGA Charter is a Member-led process which has delivered benefits to both the Authority and to individual Members at Staffordshire Moorlands District Council. It was explained that the appraisal and review process whereby Members met on a one to one basis with an assessor (most likely to be the Group Leader) to identify the particular training needs of the individual Member was not a performance review and not intended to be that, but was a way of Members assessing and working through a list of appropriate topics to determine what their own needs for training and development are. The sharing of information with Group Leaders of Members' own training needs had been found to be beneficial in targeting the training resources of the Council to Members' actual needs. The assessment also looked at individual Members' learning styles and preferences so that training programmes could be tailored to Members' preferences.

Rebecca Coffey gave a presentation on the Charter and what is required to meet the Charter standard.

Resolved:- Members agreed to recommend to the Scrutiny Committee that it be recommended to Cabinet and Council that the Borough Council sign up to the West Midlands Member Development Charter and that Councillor Jebb be requested to attend the Scrutiny Committee meeting when the matter is considered.

955. * **PROPOSED DRAFT STANDING ORDERS FOR THE SCRUTINY COMMITTEE**

Resolved:- That the following draft Standing Orders be recommended for adoption by the Scrutiny Committee:

RULES OF DEBATE

(1) Respect for the Chair

When the Chair rises during a debate, any Member then standing must immediately stop speaking and sit down, and the Committee must be silent.

(2) Chair to decide Order of Speaking

If 2 or more Members indicate their wish to speak, the Chair will call on one to speak and the other(s) must remain silent.

(3) Only one Member to Speak

While a Member is speaking, all other Members must remain silent. A member of the Committee who wishes to make a point of order or a point of information may indicate that he/she wishes to do so by rising to his feet. The Chair may invite him/her to make the point of order/information in which case the original speaker will be silent until the point is made when he/she will be entitled to resume speaking.

(4) Motion or Amendment - Procedure

Before a motion or amendment can be discussed at a Scrutiny meeting:

- (a) It must be proposed and seconded and
- (b) If the Chair so requires, it must be put in writing by the proposer and handed to the Chair.

(5) Seconder – Right to Reserve Speech

A Member, when seconding a motion or amendment may reserve his speech to a later period in the debate.

(6) Content of Amendment

An amendment must relate to the motion and either:

- (a) leave out words
- (b) add or insert words; or
- (c) leave out words and add or insert words.

BUT an amendment is invalid if it has the effect of negating the motion before the Committee.

(7) Content of Speech

A Member's speech must be directed solely to the matter under discussion.

(8) Length of Speech

A Member may not speak for more than 5 minutes, except by consent of the Committee.

(9) When a Member may speak again on a Motion

A Member who has spoken on any motion must not speak again until the debate on the motion has finished EXCEPT:

- (a) to speak once on an amendment moved by another Member;
- (b) if the motion has been amended since the Member last spoke, to move a further amendment;
- (c) if the Member's first speech was on an amendment moved by another Member, to speak on the main issue;
- (d) in exercise of a right of reply;
- (e) on a point of order or of information;
- (f) to move or speak on a procedural motion set out in sub-paragraph (b), (g) or (h) of paragraph 11 of this Standing Order.

(10) Debate on Amendment

- (a) Only one amendment may be moved and discussed at a time. No further amendment may be moved until the first amendment has been disposed of.
- (b) If an amendment is lost, a further, different, amendment may be moved.
- (c) If an amendment is carried, the motion as amended takes the place of the original motion and becomes the motion upon which any further amendments may be moved.

(11) Motions which may be moved during Debate

When a motion is being debated, the only other motions which may be moved (either singly or combined and with any necessary added words) are:

- (a) to amend the motion;
- (b) to adjourn the meeting;
- (c) to adjourn the debate;

- (d) to move on to the next business;
- (e) to put the question immediately to the vote;
- (f) not to hear a Member further;
- (g) by the Chair to require a Member to leave the meeting;
- (h) to exclude the public from the meeting under Section 100(A) of the Local Government Act 1972;
- (i) to suspend one or more Standing Orders;
- (j) to extend the time limit for speeches;
- (k) to give any consent required by these Standing Orders;
- (l) to require the Leader or a Portfolio Holder to attend to give account.

(12) Closure Motions

At the conclusion of a speech of another Member, if a Member has not yet spoken in the debate he/she may move without comment:

- “That the Committee proceed to the next business”
- “That the question be now put”
- “That the debate be now adjourned” or
- “That the Committee be now adjourned”.

If the motion is seconded, the Chair shall proceed as follows:

- (a) On a motion to proceed to next business – unless in his/her opinion the matter before the meeting has been insufficiently discussed, he/she will put to the vote the motion to proceed to the next business
- (b) On a motion that the question be now put – unless in his/her opinion the matter before him/her has been insufficiently discussed, he/she shall first put to the vote the motion that the question be now put, and if it is passed the Chair will proceed directly to the rights of reply
- (c) On a motion to adjourn the matter under debate or to adjourn the meeting – if in his opinion the matter before the meeting has not been sufficiently discussed and cannot reasonably be sufficiently discussed on that occasion he shall put the adjournment motion to the vote without affording the opportunities of any rights of reply on that occasion.

(13) Amendment of Motion by Proposer

A Member may, with the consent of the Committee signified without discussion:

- (a) alter a motion of which the Member has given notice; or

- (b) with the further consent of the seconder, alter a motion which the Member has moved if (in either case) the alteration is one which could be made as an amendment to the motion.

(14) Withdrawal of Motion by Proposer

- (a) A motion or amendment may be withdrawn by the proposer with the consent of the seconder and of the Committee which shall be given without discussion
- (b) No Member may speak on a motion or amendment after the proposer has asked for permission to withdraw it UNLESS permission has been refused.

(15) Rights of Reply

At the close of a debate on an amendment or motion there shall be permitted the following rights of reply in the following order:

- (a) the proposer of the amendment;
- (b) the proposer of the original motion.

The rights of reply need not be exercised.

(16) Points of Information and Points of Order

- (a) A point of information shall be confined to some material part of an earlier speech by the Member on which a misunderstanding has occurred
- (b) A point of order is a request by a Member to the Chair to rule on an alleged breach of a Standing Order or statutory provision
- (c) A member of the Committee may rise on a point of information or a point of order and if invited to speak:
 - (i) the Member who raises a point of order must specify immediately a Standing Order or statutory provision and say how it has been broken or infringed;
 - (ii) in either case the Member's speech must be confined to the point of information or point of order.
- (d) The ruling of the Chair on a point of information or point of order is not open to discussion.

(17) Disorderly Conduct and Disturbance at Meetings

- (a) If the Chair considers a Member's conduct to be disorderly and so states to the Committee, the Chair or any other Member may move:

"That the Member named be not further heard"

Members Development & Performance Review Sub – 01/03/06

and the motion if seconded shall be put and determined without discussion.

Persistently disregarding the ruling of the Chair, or behaving offensively, irregularly or improperly, or wilfully obstructing the business of the Committee, shall be considered disorderly conduct.

- (b) If the Member named continues his misconduct after a motion under the foregoing paragraph has been carried, the Chair shall EITHER:

move: "That the Member named do leave the meeting"

in which case the motion shall be put and determined without seconding or discussion; OR

adjourn the meeting of the Committee for such period as he/she is his/her discretion shall consider expedient.

- (c) In the event of a general disturbance which in the opinion of the Chair is disruptive of the Committee's business, the Chair in addition to any other power vested in him/her may, without question, adjourn the meeting of the Committee for such period as he/she considers to be appropriate.
- (d) If a member of the public interrupts the proceedings of any meeting the Chair may issue a warning. If the interruption continues, the Chair shall order removal from the Council Chamber and may order part or all of the Chamber, open to the public, to be cleared.

(18) Voting

Members will vote by show of hands but:

- (a) If a Member so requests before the Chair begins to take the vote, and the requested is supported by 12 other Members (who will show their support by rising in their seats), the voting shall be recorded so as to show how each Member present and voting gave his vote
- (b) Where any Member so requires, immediately after a vote has been taken, the minutes must record that Member's vote for or against or abstention
- (c) In the case of an equality of votes, the person presiding at the meeting shall have a second or casting vote.

(19) Voting on Appointments

Where there are more than two persons nominated for any position to be filled by the Committee, and of the votes given there is not a majority in favour of one person, the name of the person having the least number of votes shall be struck off the list and a fresh vote shall be taken, and so on until a majority of votes is given in favour of one person.

(20) Record of Attendances

Every Member of the Council attending a meeting of the Scrutiny Committee shall sign his/her name in the attendance book or sheet provided for that purpose.

(21) Rights of the Leader and Portfolio Holders to Speak

- (a) The Leader of the Council shall be invited to attend meetings of the Scrutiny Committee.
- (b) Other Portfolio Holders are requested to attend when there are items within their portfolio on the Agenda or to answer questions on cabinet decisions relating to their portfolio when the questions have been submitted 10 working days before the meeting. Questions put during debate in the absence of the portfolio holder will be answered by the Leader of the Council or appropriate officer if possible otherwise the answers will be in written form and circulated to all members of the Committee.
- (c) The Leader and Portfolio Holders shall be entitled to speak on the item of business on which they have been invited to attend and shall be given an opportunity to speak for not more than 5 minutes on each question of which they have been given notice.
- (d) The Leader and Portfolio Holders invited or required to attend the Scrutiny Committee meeting may also speak on any other item on the Agenda if invited by the Chair to do so, provided always that a Portfolio Holder may only be invited to speak on an item of business falling within his/her portfolio.
- (e) Any member of the Scrutiny Committee may propose that the Leader/Portfolio Holder be invited to speak on any item of business other than the one on which he/she has been invited to attend, provided always that a Portfolio Holder may only be invited to speak on an item of business falling within his/her portfolio. If seconded the motion shall be put to the vote without debate.

956. * **ARRANGEMENTS FOR INVITING OR REQUESTING CABINET MEMBERS TO ATTEND SCRUTINY COMMITTEE MEETING**

Resolved:- That the following arrangements be recommended to the Scrutiny Committee for adoption:

- (1) The Chair of the Scrutiny Committee may invite the Leader or any Member of the Cabinet to attend a Scrutiny meeting at which an item within the remit of their portfolio is to be discussed by giving not less than 5 clear days notice in writing.
- (2) If the Chair of the Scrutiny Committee receives a request in writing signed by 6 members of the Scrutiny Committee to invite a member of the Cabinet to a Scrutiny meeting and specifying the particular items and questions he/she is to be asked, the Chair of Scrutiny must do so. If the request is made later than 5 clear days before the meeting the item shall stand deferred to the next meeting unless the portfolio holder agrees to waive the right to 5 days notice, attendance is in any event voluntary.
- (3) The Scrutiny Committee may resolve to require the attendance of the Leader or any Cabinet member to respond to questions concerning any matter within the remit of their responsibilities. Where the Committee so

resolves, the Cabinet member shall be required to attend the next scheduled meeting of the Committee unless he/she is unavoidably prevented from attending in which case a special meeting shall be scheduled for the first date on which he/she is able to attend.

- (4) The Leader/Portfolio holder shall be entitled to rise on a point of information in respect of any item of business in respect of which he/she has been invited to attend, provided the point of order or of information relates directly to the contribution made by the Leader/Portfolio holder in the debate.
- (5) The Leader/Portfolio holders may not propose a motion or amendment to a motion and must restrict their speech to the subject matter of the questions they have been asked.
- (6) The Leader and Portfolio Holders shall be entitled to speak on the item of business in respect of which they have been invited to attend and shall be given an opportunity to speak for not more than 5 minutes on each question of which they have been given notice.
- (7) The Leader invited or required to attend the Scrutiny Committee may also speak on any other item on the agenda if invited by the Chair to do so.
- (8) Any member of the Committee may propose that the Leader/Portfolio Holder be invited to speak on any item of business other than the one on which he/she has been invited to attend. Provided always that a Portfolio Holder may only be invited to speak on an item of business within his/her portfolio. If seconded the motion shall be put to the vote without debate.

957. * **RESPONSES TO THE SCRUTINY QUESTIONNAIRE**

Resolved:- That the matter be deferred to the next meeting.

958. * **UPDATE ON THE MEMBER DEVELOPMENT STRAND OF THE STAFFORDSHIRE PLUS PARTNERSHIP**

It was reported that the first strand, the Peer Member Mentoring Project, had held a further series of workshops for Scrutiny Champions and that this programme had been very successful and that a further series of workshops for a second set of Scrutiny Champions was about to commence.

It was also reported that the I&DeA was conducting an audit of Members' training needs and the remainder of the Member Development Programme would be targeted at needs identified by the audit.

Resolved:- That the information be received.

**R STUDD
Chair**

*Printed for information

CONSERVATION ADVISORY WORKING PARTY

7 March 2006

Present:- Councillor Mrs Lench in the Chair

Councillors Foy, Lefroy and Miss Walklate

Representing Outside Bodies:- Messrs Hancock, Manning and Tribbeck

959. * **MINUTES OF PREVIOUS MEETINGS**

Resolved:- That the minutes of the previous meeting held on 15 November, 6 December 2005 and 5 January 2006 be agreed as correct records.

960. * **MR DUFFY**

The Chair referred to the fact that Mr Duffy had recently stood down as representative of the Civic Society on the Working Party and asked that a letter be sent thanking him for his long service.

Resolved:- That a letter be sent to Mr Duffy thanking him for his long service to the Working Party.

961. * **PLANNING APPLICATIONS**

Resolved:- (a) That the decisions on applications previously considered by this Working Party be received.

(b) That the following observations be made on the applications listed below:-

<u>App No</u>	<u>Proposed development and name of applicant</u>	<u>Comments</u>
05/1199/FUL	Conversion of redundant hall outbuildings to form 3 holiday cottages, reception and manager's flat and construction of overflow car park. Maer Hall, Maer. B J Fradley.	(i) Objections raised to extension of dovecote (scale and detailing). The proposal would have a detrimental impact on the existing building (unsympathetic). (ii) The Working Party would prefer that no new access be formed through the existing stone boundary wall but that if there is no alternative then its design should be in keeping and

Conservation Advisory – 07/03/06

		sympathetic to the appearance of the Conservation Area.
05/1207/LBC	Ramped access and various internal works. Clayton High School, Clayton Lane, Newcastle. SCC The Cabinet.	No objections.
06/65/FUL	External alterations to existing property and erection of garden store. Church Cottage, Woore Road, Madeley. Mr & Mrs J Ashley.	No objections.
06/73/FUL	Non compliance with Condition 2 of Planning Permission 96/244/COU which relates to the occupation of the living accommodation permitted, which shall be limited to one person employed at the veterinary surgery. Pool Farm, Poolside, Madeley. Mr D Oulton.	No objections.
06/88/FUL	Erection of research institute building. Moser Centre, University of Keele, The Village, Keele. University of Keele.	Recommend refusal. It is considered that the proposal will have an adverse impact on the Keele Hall Conservation Area in general and be detrimental to the setting of the nearby listed chapel building.
06/108/FUL	Installation of double doors. St Mary's CE Primary School, Mucklestone Road, Mucklestone. St Mary's CE Primary School.	No objections.
06/136/FUL and 06/137/ADV	(136) New shop front and internal alterations. (137) Internally illuminated shop fascia sign. 38 Ironmarket, Newcastle. Ladbrokes Ltd.	No objections, but recommend imposition of conditions to control external decoration of the building and to secure use of clear glass in the proposed front.

06/165/ADV	Projecting advertisement sign. Unit 21 Castle Walk, Newcastle. 02 (UK) Property Ltd.	No objections.
06/187/CD	Installation of six condensing units on a flat roof, installation of ventilation louvres to the rear, redecoration of existing roller shutter and replacement of entrance sliding doors and fire exit door (at lower ground floor and upper ground floor level, respectively). Job Centre Plus, 110 High Street, Newcastle Department of Work and Pensions.	No objections.

MRS M LENCH
Chair

*Printed for information

PLANNING COMMITTEE

14 March 2006

Present:- Councillor R A Howells in the Chair

Councillors Astle, Becket, Mrs Beech, Mrs Blake, Clarke D, Clarke M R, Cooper, Evans, Fear, Hambleton, Mrs Heames, Holland, Lawton, Leech, Mrs Maddox, Mrs Maxfield, Mrs Myatt, Miss Reddish, Mrs Salt, Mrs Simpson, Slater, Studd, Tatton, Wilkes, Mrs Williams and Williams

962. * **ERECTION OF INDUSTRIAL UNIT FOR CLASS B8 USE WITH 3 STOREY ANCILLARY OFFICE ACCOMMODATION, SECURITY GATEHOUSE, PLANT ROOMS AND CAR PARKING
LYMEDALE EMPLOYMENT PARK, HOLDITCH ROAD, CHESTERTON
GLADMAN HOMES & STAFFORDSHIRE COUNTY COUNCIL ESTATES
05/1140/REM**

Resolved:- That permission be granted subject to the undermentioned conditions:

- (i) Prior approval of precise details of the facing materials, surfacing materials, and implementation of such approved details.
- (ii) Prior approval of landscaping details to include more tree planting than identified on the submitted scheme and implementation of such approved details.
- (iii) Parking and turning facilities to be provided prior to occupation.
- (iv) Prior approval of the details of how pedestrian and cycle movements within the bellmouth will be accommodated.
- (v) Surfacing of car park prior to occupation, and retention thereafter.
- (vi) Completion of access prior to the commencement of the remainder of the development.
- (vii) Adequate, secured, covered cycle storage facilities to be provided prior to occupation.
- (viii) Mitigation to be carried out in accordance with approved details in respect of TV reception (conditions set out in full below).
- (ix) Any other relevant conditions as recommended by other consultees.
- (x) Details of any fencing/boundary treatment to be approved.
- (xi) Lighting impact analysis to be approved before commencement of the development.
- (xii) Restriction on construction works to between 7am – 7pm.

Councillor Studd declared a personal/prejudicial interest in the following application and left the meeting during its consideration.

963. * **RESEARCH INSTITUTE BUILDING
MOSER CENTRE, UNIVERSITY OF KEELE
UNIVERSITY OF KEELE. 06/88/FUL**

Resolved:- That the application be refused for the following reasons:

- (i) The proposed development will have an adverse impact on the visual amenity of the locality as a consequence of the development of open space. The proposal will therefore be contrary to Policy D2 of the Staffordshire and Stoke-on-Trent Structure Plan 1996-2011 and Policies S15 and S17 of the Newcastle-under-Lyme Local Plan 2011.
- (ii) The proposed development, by virtue of its size, scale and overbearing appearance, will have an adverse impact on the setting of the Listed Chapel. The proposed development is therefore contrary to Policies D2 and NC18 of the Staffordshire and Stoke-on-Trent Structure Plan 1996-2011, Policies S15, S17 and B5 of the Newcastle-under-Lyme Local Plan 2011 and PPG15.

964. * **COMPREHENSIVE DEVELOPMENT TO PROVIDE AN EMPLOYMENT AREA COMPRISING B1 OFFICES AND WORKSPACES, B2 INDUSTRIAL UNITS, B8 WAREHOUSING, C1 HOTELS, LEISURE FACILITIES INCLUDING CLASS A3 FOOD AND DRINK AND CLASS D2 LEISURE, OPEN SPACE, ASSOCIATED FOOTPATHS AND LANDSCAPING LAND AT CHATTERLEY VALLEY ADVANTAGE WEST MIDLANDS. 05/546/OUT**

Resolved:- (a) That the period of time allowed for the completion of a Section 106 agreement (relating to the whole development and involving the City Council as well as the Borough Council and the County Council as Highway Authority) covering the following matters:

- The section 106 requirements sought by the County Council as Highway Authority
- Landscaping and nature conservation management plan
- Public art
- Occupancy restrictions unless deemed by the Head of Regeneration and Planning Services as capable of being achieved by condition

be extended to 31 December 2006

(b) That subject to the detailed terms of the Section 106 agreement being reported back to and agreed by the Committee, and the agreement being completed by 31 December 2006, the application be permitted subject to the conditions agreed on 15 March with the wording of such conditions being first similarly reported back to Committee for approval.

965. * **DEMOLITION OF WORKINGMEN'S CLUB AND ERECTION OF NEW CLUBHOUSE WITH FLAT, REPLACEMENT BOWLING GREEN, ASSOCIATED ROADS, SEWERS, ROADWORKS AND ERECTION OF 24 DWELLINGS MADELEY WORKINGMEN'S CLUB AND INSTITUTE, NEWCASTLE ROAD, MADELEY BROOKLAND GREEN LTD. 05/418/FUL**

Resolved:- (a) That the period for completion of a Planning Obligation securing an appropriate financial contribution towards open space provision/enhancement and the provision of 6 units of affordable housing be extended to 4 April 2006.

(b) That subject to completion of the Planning Obligation by 4 April 2006, the application be permitted subject to the conditions approved on 22 November 2005 together with the addition of Grampian conditions relating to off site highway works (pedestrian crossing and bus stop improvements).

(c) That failing completion of the Obligation by 4 April 2006, the Head of Regeneration and Planning Services be given delegated authority to refuse the application on the grounds that in the absence of a planning obligation the development would be contrary to policy on the provision of open space within residential development, and the provision of housing for local needs.

966. * **RESIDENTIAL DEVELOPMENT
BANBURY COUNTY NURSERY SCHOOL
STAFFORDSHIRE COUNTY COUNCIL. 05/1023/OUT**

Resolved:- That outline permission be granted subject to the undermentioned conditions:

- (i) Standard outline conditions concerning the reserved matters.
- (ii) Prior approval of materials.
- (iii) Number of dwellings on the site limited to a minimum of 4 and a maximum of 8.
- (iv) Height of buildings shall be limited to two-storeys.
- (v) Details of the boundary treatment.
- (vi) Retained trees.
- (vii) Tree protection measures.
- (viii) Landscape scheme.
- (ix) Provision shall be made within the site for car parking in accordance with current standards;.
- (x) The proposed access shall be positioned in the same place as the existing access.
- (xi) Layout of site including turning and servicing within the site, access and pedestrian visibility splays and surface water arrangements including soakaways.
- (xii) Submission of drainage works for the disposal of both surface water and foul sewage.
- (xiii) Withdrawal of permitted development rights for extensions and alterations.

Councillor Mrs Maxfield declared a personal/prejudicial interest in the following application and left the meeting during its consideration.

967. * **CHANGE OF USE AND ALTERATIONS OF FOOTPATH TO CREATE A
VEHICULAR ACCESS TO SERVE TWO DWELLINGS PERMITTED UNDER
99/766/FUL
DIMSDALE HALL FARM, TALKE ROAD, CHESTERTON
MR R BOWDEN. 05/1211/FUL**

Resolved:- That consideration of this application be deferred.

968. * **DETACHED DWELLING
210 SEABRIDGE LANE, NEWCASTLE
MR & MRS A DEAKIN. 05/1234/FUL**

Resolved:- That permission be granted subject to the undermentioned conditions:

- (i) Standard consent 1.
- (ii) Details of materials
- (iii) Provision of parking and turning facilities
- (iv) Provision of pedestrian visibility splays
- (v) Submission of drainage details
- (vi) Landscaping scheme
- (vii) Tree protection measures
- (viii) Levels
- (ix) Removal of permitted development rights for additional windows in the northern elevation

969. * **BEER GARDEN, ALTERATIONS TO CAR PARK LAYOUT AND ERECTION
OF CANOPY OVER MAIN ENTRANCE DOOR
THE DICK TURPIN PUBLIC HOUSE, GALLOWSTREE LANE, NEWCASTLE
MITCHELL'S AND BUTLER'S RETAIL LTD. 06/39/FUL**

Resolved:- That consideration of this application be deferred to enable the comments of the Police to be obtained and the applicant to provide further details of the proposed lighting scheme.

970. * **HOT FOOD TAKEAWAY PREMISES (USE CLASS A5)
LAND BETWEEN CO-OP LATE SHOP AND KWIK SAVE CAR PARK,
CHURCH STREET, AUDLEY
MRS M MASON. 05/1142/FUL**

Resolved:- That the application be refused.

971. * **CONVERSION OF AGRICULTURAL BUILDINGS INTO 3 DWELLINGS AND
TWO SELF-CONTAINED TOURIST UNITS AND FOR LISTED BUILDING
CONSENT FOR THE WORKS
ASTON MANOR FARM, ASTON. MR & MRS SLATER
06/13/FUL & 06/14/LBS**

Resolved:-

- (a) Application 06/14/LBC

Grant consent subject to the following conditions:

Submission of details of:

- (i) Size and type of rooflights
- (ii) Replacement or new windows and doors
- (iii) Rainwater goods
- (iv) Boundary treatments
- (v) Soft and hard surfacing materials
- (vi) Boundary treatments
- (vii) External materials including pointing

(b) Application 06/13/FUL

Permit subject to conditions concerning the following matters:

- Use to which each part of the buildings can be put.
- Details of the conversion – materials, joinery etc.
- Removal of domestic and means of enclosure permitted development rights.
- Access, parking and turning areas to be surfaced and maintained in a bound material.
- Any gates located 5.5m rear of highway boundary and open away from the highway.
- Location of soakaway or septic tank.
- Details of layout of parking spaces.
- Provision of visibility splays.
- Duration of stay within self catering tourist units to be limited to 28 days in any calendar year and register to be kept.

Councillor Evans declared a personal/prejudicial interest in the following application and left the meeting during its consideration.

972. * **EXTENSION
25 CLOUGH HALL ROAD, KIDSGROVE
MRS K THOMPSON. 06/164/FUL**

Resolved:- Permit subject to the following conditions:

- (i) Standard condition 1.
- (ii) Materials to be used shall match those of the existing building.
- (iii) Obscure glazing to proposed first floor window.

973. * **TELECOMMUNICATIONS MONOPOLE WITH 6 ANTENNAE AND GROUND
LEVEL EQUIPMENT CABIN
JOHN ROBERTS GARAGE, UNIT 5, STONEWALL PLACE, NEWCASTLE
O2 UK LTD. 05/1230/FUL**

Resolved:- That subject to Silverdale Parish Council not raising any new issues by 17 March 2006 to justify additional reasons for refusal the Head of Regeneration and Planning Services be authorised to refuse the application because the proposed development will have an adverse visual impact on visual amenity.

974. * **TELECOMMUNICATIONS ‘TELEGRAPH POLE’ WITH 3 PANEL ANTENNAE
AND ASSOCIATED EQUIPMENT CABIN
VERGE OFF KEELE ROAD, KEELE DRIVING RANGE, KEELE
VODAFONE (UK) LTD. 06/149/TDET**

Resolved:- That subject to there being no justifiable additional reasons received for refusal of this application by 17 March 2006, the Head of Regeneration and Planning Services be authorised to refuse the application because the proposal is considered to be inappropriate development in the Green Belt for which there are no very special circumstances.

975. * **RETENTION OF OUTBUILDING AND CHANGE OF USE TO LIVING
ACCOMMODATION
LITTLE ACRE, WHARF TERRACE, MADELEY HEATH
MR HARRIS. 05/606/COU**

Resolved:- (a) That the period for completion of a Planning Obligation, as sought by the Planning Committee on 20 September 2005 be extended to 16 March 2006.

(b) That subject to the completion of the Planning Obligation by 16 March 2006, the application be permitted subject to the conditions referred to in the 20 September 2005 resolution.

(c) That, failing completion of the Obligation by 16 March 2006, the Head of Regeneration and Planning Services be given delegated authority to refuse the application on the grounds that in the absence of a planning obligation there are insufficient controls to protect the interest of residential amenity.

976. * **SITE VISITS**

(i) Detached dwelling, Hillberry, Hill Crescent, Alsager Bank.
Mr & Mrs Fagan. 05/57/OUT.

(ii) Conversion of agricultural building to form 4 dwellings.
Oaklands Farm, Newcastle Road, Market Drayton.
Mr & Mrs N Yates. 06/5/COU.

(iii) Detached house. 14 Beresford Dale, Madeley.
Mr & Mrs Squire. 06/64/OUT.

(iv) Two storey extension. Swift House, Liverpool Road, Newcastle.
D K Motorcycles. 05/1240/FUL.

(v) Conversion of outbuildings to form a reception and managers flat, two flats in the former tack room and one flat in the former hay loft. Maer Hall, Maer.
B J Fradley. 05/199/FUL & 05/1200/LBC.

(vi) Demolition and clearance of portal framed buildings and conversion of the traditional brick and tile outbuildings into 9 residential units.
Netherset Hey Farm, Netherset Hey Lane, Madeley.
Graham Ward Farms Ltd. 05/1214/FUL.

Resolved:- That consideration of the above applications be deferred pending site visits.

977. * **DRAFT SUPPLEMENTARY GUIDELINES – TELECOMMUNICATIONS
DEVELOPMENT**

Consideration was given to a detailed report referred to by Scrutiny Committee seeking comments on the recommendations of the Telecommunications Working Party prior to the proposed Supplementary Guidance being submitted to the Cabinet for approval.

Resolved:- That the following recommendations be forwarded to the Cabinet for approval:

Resolution of Planning Committee on 14 March 2006.

1. There should be a register of all masts indicating their location within a date to be set in conjunction with the adoption of the Supplementary Planning Guidance on Telecommunications.
2. That the necessary revisions to the Council's Scheme of Delegation be made to reflect the decision that all applications for masts, regardless of height, be determined by Planning Committee.
3. That future revisions to Policy T19 reflect the potential concerns about clutter (causing harm to visual amenity) arising from the siting of telecommunications apparatus in close proximity to other similar development.
4. That no further policy be made in respect of mast site sharing.
5. The design of masts and equipment should be in visual harmony with the surrounding area.
6. That future guidance produced by the Council in respect to telecommunications includes reference to the Ofcom service available for the assessment/monitoring of outputs.
7. That all proposed development sites submitted to the Council for determination of telecommunications development are assessed on their own planning merits.
8. In general applications for telecommunications equipment in sensitive areas such as schools, hospitals and nurseries will be refused on the grounds that the siting and appearance will affect visual amenity.
9. A member sub-group shall be formed to work with Officers to discuss the annual roll-out plans produced by Telecommunications operators.

978. * **LAND ADJ BOBBIES LANE, CLAYTON
01/111/207 & 01/651/COU**

Consideration was given to a report outlining progress on the previously approved enforcement action in respect of unauthorised earth works on this land.

An appeal against the service of the Enforcement Notice issued by the Council had been lodged by the appellant since when discussions had been ongoing in an attempt to resolve the situation before the Autumn of this year.

Resolved:- That the information be received.

979. * **TOWN AND COUNTRY PLANNING ACT 1990
TOWN AND COUNTRY PLANNING (TREES) REGULATIONS 1999
TREE PRESERVATION ORDER NO 131 (2001)
GROVE HOUSE, KINGS STREET, NEWCASTLE**

Resolved:- That Tree Preservation Order No 131 (2005) be confirmed as made and that the owners of the trees and other interested parties be advised accordingly.

980. * **TREE PRESERVATION ORDER NO 1 (1951), KIDSGROVE**

Consideration was given to a report seeking approval to fell an oak tree and a group of young sycamore trees protected by the above Order.

Approval was also sought to selectively prune two oak trees.

Resolved:- That approval be granted for the above works to be carried out in order to mitigate any potential damage to the adjacent private residential property.

981. * **APPEAL DECISIONS**

The following appeal decisions were reported.

<u>Ref</u>	<u>Proposed development and name of appellant</u>	<u>Decision</u>
04/297/FUL (A) 04/298/CON (B) 04/295/FUL (C) 04/296/FUL (D)	Demolition of wall and reuse of materials to form new farmyard entrance; conversion of redundant farm building to holiday accommodation and change of use of other farm buildings to combined Class B1 and agricultural uses. Church Farm, Mucklestone.	Appeals A, B, D dismissed. Appeal C allowed.
05/408/TDET	Telecommunications proposal and associated equipment cabin. Land at junction of High Street and Alexandra Road, May Bank. T-Mobile.	Appeal allowed subject to conditions.
05/297/FUL	Extension. Great Cottage, Great Oak Road, Bignall End. Mr K Green.	Appeal dismissed.
05/811/ADV	Pylon Sign. Holdcroft Nissan, Knutton Road, Wolstanton. Holdcroft Nissan.	Appeal dismissed.

Resolved:- That the information be received.

982. * **CONSERVATION AND HERITAGE FUND
REPLACEMENT OF RAILINGS AT THE SQUARE, BETLEY
05/6005/HBG**

Consideration was given to an application for financial assistance from the Conservation and Heritage Fund towards the cost of replacing metal railings along the front of this property at a cost of £4,702.50.

Resolved:- That a grant of up to £470 be approved subject to removal of the unauthorised railings and the appropriate standard conditions.

983. * **PLANNING APPEALS – DATES OF PUBLIC LOCAL INQUIRIES**

The following details were submitted of Public Local Inquiries that were due to be held during the period 13 June – 1 August 2005.

<u>Planning App No</u>	<u>Proposed Development</u>	<u>Date of planning application refused</u>	<u>Date of Local Inquiry</u>
04/1155/OUT	108 residential apartments and 278sq.m of commercial space with on site car parking. Land at junction of Seagrave Street/George Street and Water Street, Newcastle. Robintrees Ltd.	26 April 2005	13 June 2006
04/361/FUL	Additional accommodation for Residential Care Home including landscaping, car parking and associated access improvements. Ashley House, Ashley Care Principals Ltd.	14 February 2005	18 July 2006
05/91/FUL	Demolition of Church/Church Hall and erection of 12 apartments at Basford Methodist Church, Basford Park Road, Basford. Kelly Homes (Staffs) Ltd.	26 April 2005	1 August 2006
05/642/FUL	Demolition of Church/Church Hall and erection of 10 apartments at Basford Methodist Church, Basford Park Road, Basford. Kelly Homes (Staffs) Ltd	31 August 2005	1 August 2006

Resolved:- That the information be received.

984. * **LAND ADJACENT KEELE UNIVERSITY, KEELE
SECRETARY AND REGISTRAR – KEELE UNIVERSITY. 05/1146/OUT**

Resolved:- That Members visit the above site on 8 April 2006 prior to consideration of the outline planning application at a subsequent meeting of this Committee.

**R A HOWELLS
Chair**

*Printed for information

SCRUTINY COMMITTEE

15 March 2006

Present:- The Worshipful the Mayor – Councillor C Brooks

Councillor Mrs Hambleton in the Chair

Councillors Astle, Mrs Beech, Becket, Mrs Blake, Mrs Braithwaite, Mrs Burnett, Mrs Butler, Clarke A A, Clarke D, Clarke M R, Cooper, Chrzanowski, Mrs Deakin, Evans, Fear, Hailstones, Hambleton, Mrs Heames, Holland, Howells, Ince, Lawton, Lefroy, Mrs Lench, Mrs Lewis, MacMillan, Mrs Maddox, Matthews, Mrs Myatt, Mrs Naylor, Miss Reddish, Mrs Salt, Mrs Simpson, Sinnott, Slater, Studd, Tagg, Miss Walklate, Wilkes and Mrs Williams

Cabinet Member – Councillor D A Leech

985. * **MINUTES OF PREVIOUS MEETING**

Resolved:- That the minutes of the meeting of this Committee held on 1 February 2006 be approved as a correct record.

986. * **REQUESTS FOR INFORMATION SUBMITTED BY THE CONSERVATIVE GROUP**

Consideration was given to the written response prepared by the Head of Assets and Amenity Services in respect of a request made by the Conservative Group for a debate to be held on costs involved in the refurbishment of the Civic Suite.

In addition to his written response, the Head of Assets and Amenity Services also gave verbal answers to a number of questions asked by Members.

Resolved:- That the written response be received, but that a full debate take place on this matter when the final cost of the refurbishments is known.

987. * **REQUESTS FOR INFORMATION SUBMITTED BY THE LIBERAL DEMOCRAT GROUP**

Consideration was given to the written responses given by the Head of Regeneration and Planning Services in respect of a number of questions relating to the Newcastle-under-Lyme Compact.

In addition to the written response, a number of verbal answers were given by the officers to questions put by Members.

Resolved:- That the information be received.

988. * **CABINET DECISIONS**

Details were submitted of all non-confidential decisions made by the Cabinet at its meeting held on 25 January and 8 February 2006 respectively.

Resolved:- That the decisions of Cabinet referred to above, and not subject to call-in, be noted.

989. * **FORWARD PLAN**

No comments were received.

990. * **DISCLOSURE OF EXEMPT INFORMATION**

Resolved:- That the public be excluded from the meeting during consideration of the following item by reason of the likely disclosure of exempt information as defined in paragraphs 1, 5, 7, 8 and 9 in Part 1 of Schedule 12A of the Local Government Act 1972.

991. * **CONFIDENTIAL CABINET DECISIONS – 25 JANUARY AND 8 FEBRUARY 2006**

Details were submitted of confidential decisions made by the Cabinet at its meetings on 25 January and 8 February 2006 upon which Members were invited to comment.

Resolved:- That the confidential decisions of Cabinet referred to above, be noted.

MRS S HAMBLETON
Chair

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SPECIAL PLANNING COMMITTEE

20 March 2006

Present:- Councillor Howells in the Chair

Councillors Becket, Mrs Beech, Mrs Blake, Clarke D, Clarke M R, Cooper, Fear, Fox, Hambleton, Mrs Heames, Holland, Lawton, Leech, Mrs Maddox, Mrs Myatt, Miss Reddish, Mrs Salt, Mrs Simpson, Slater, Studd, Tagg, Tatton and Mrs Williams

992. * **NORTH STAFFORDSHIRE CORE SPATIAL STRATEGY**

Consideration was given to a report on the draft Preferred Options Document of the North Staffordshire Core Spatial Strategy prior to its going to Full Council for approval.

The document had been produced jointly by Stoke-on-Trent City Council and Newcastle-under-Lyme Borough Council for the purpose of consultation.

In support of the document, a short presentation was given by the Head of Regeneration and Planning Services outlining the Local Development Framework and documents relating to it.

A number of other issues were discussed and it was noted that these issues would be raised during the formal consultation process.

Resolved:- (a) That, subject to the following amendments, it be recommended to Council that the North Staffordshire Core Spatial Strategy Preferred Options Documents be adopted as a draft document for consultation (amendments shown in bold type):

- (i) Modify Spatial principle SP1 by replacing "a complementary and thriving strategic centre" by "the complementary and thriving strategic centre".
- (ii) Modify Strategic Aim SA16 to read: "*To promote the use of renewable energy sources, green construction methods and energy conservation **and move towards zero carbon growth.***"
- (iii) Modify Policy CP24 as follows:

Amend opening statement to read: "*All development will demonstrate a high quality of design in terms of its layout, **resource efficiency**, form and contribution to the character of the area by:*"

Amend clause (a) to read: "*responding appropriately to the particular characteristics of the site and its surroundings, through the size and arrangement of development plots, the position, orientation, scale and massing of buildings, and the use of **sustainable building** materials and architectural qualities and features **and use of appropriate landscaping to enhance and screen the development as appropriate***"

Amend clause (d) to read: "*incorporating sustainable methods of construction and site management **including energy efficiency measures, use of developing sustainable drainage and water recycling technologies and waste management options***"

- (iv) Modify table 1 (centres) so that the entry for Newcastle under Lyme reads: *Market Town, **University Town** and Administrative Centre.*

(b) That Stoke on Trent City Council be invited to consider a mechanism for the approval of the final Core Spatial Strategy document, which should involve a joint working group of Members with officer support, the Borough's representation comprising the Strategic Planning Consultative Group.

(c) That officers prepare an index of sustainable issues, as part of the LDS, to indicate in which document within the LDF each issue will be dealt with and at what level.

R A HOWELLS
Chair

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THE CABINET

22 March 2006

Present:- Councillor Leech in the Chair

Councillors Mrs Astle, Bentley, Finnemore, Tatton and Williams

993. * **MINUTES OF PREVIOUS MEETINGS**

Resolved:- That the minutes of the previous meetings of the Cabinet held on 25 January and 8 February 2006 be approved as a correct record.

994. * **JOINT WASTE MANAGEMENT BOARD**

Resolved:- That the minutes of the meeting of the above Board held on 27 January 2006 be received.

995. * **INTEGRATED BUDGET – CAPITAL PROGRAMME 2005/06 TO 2007/08**

Consideration was given to a report reviewing the capital resources available to the Council and seeking approval to those projects to be recommended to the Council.

Resolved:- (a) That the following order of priority be used when determining the use of these receipts:

High Priority

- Those which are needed to meet statutory duties and liabilities (e.g. Health and Safety).
- Those where there is a binding contractual commitment.

Medium Priority

- Those to maintain current infrastructure and assets.
- Those which will generate a financial payback (invest to save)

Low Priority

- Those which are to improve a discretionary service.

(b) That the Capital Programme attached at appendix 1 (pink paper) to the Chief Officers' Report be recommended to Council for approval.

(c) That the following projects be recommended to the Council to be funded from the £2m of Capital Receipts currently forecast as unallocated from now until 2007/08:

- (i) Central Depot – re-roofing
- (ii) Depot Houses - conversion
- (iii) Cemetery Memorial Safety Programme

- (iv) Chesterton Park Bowls Pavilion
- (v) Air Quality Monitoring Equipment

996. * **FINANCIAL MONITORING REPORT – DECEMBER 2005**

A report was submitted outlining the position in respect of both the Direct Service Activity budgets up to December 2005 and significant Balance Sheet items.

Resolved:- That regular monitoring reports be submitted to future meetings of the Cabinet.

997. * **INVESTMENT MANAGERS PERFORMANCE REPORT 2004/05**

A detailed report was submitted on the performance during 2004/05 of the external managers appointed to manage the investment of surplus funds arising as a result of the sale of the former housing stock.

Resolved:- (a) That the report be received.

(b) That the contracts of the external investment managers currently employed (CDCM and Investec) be extended on the current terms for a further period of one year commencing on 1 April 2006.

(c) That the position be reviewed by your officers, in conjunction with the Council's treasury management consultants and a further report be made to Cabinet recommending future policy with regard to investment management.

998. * **VAT AND THE 5% PARTIAL EXEMPTION LIMIT**

A report was submitted informing Members of a problem faced by the Council in respect of VAT and the 5% partial exemption limit together with proposals to charge VAT on some of the Council's commercial property lettings, the reasons for which were considered.

Resolved:- That the Council, at the discretion of its Officers, opt to charge VAT on some of its commercial property lettings.

999. * **PERICLES REVENUES AND BENEFITS SYSTEM AND ANITE @ WORK DOCUMENT MANAGEMENT SYSTEM – POST IMPLEMENTATION REPORT**

A report was submitted reviewing the results of the above systems following their implementation during 2005/06 together with proposals for completing the core implementations, details of which were considered.

Resolved:- (a) That staff be appointed to complete the outstanding implementation issues within a budget of £20,000 pa.

(b) That the Council takes into account the lessons learned from this project in the management of future major projects.

(c) That in 6 months, in the event of there being any outstanding fundamental issues, a further report be submitted to Cabinet on these.

1000. * **RATIONALISATION OF PAYMENTS SERVICE – CLOSURE OF CASHIERS SERVICE**

A report was submitted seeking approval to the closure of the cashiers' service at the Civic Offices and Kidsgrove Town Hall together with alternative methods of payment including payment cards to be available to the public. Approval of these proposals would achieve budgeted efficiency gains.

Resolved:- That to achieve the budgeted efficiency gains from rationalisation of payment services the cashiers' facility be closed from 1 October 2006 but every effort be made to ensure that the 'One Stop Shop' in Kidsgrove Library is fully open and available prior to the closure of Kidsgrove facility.

1001. * **HUMAN RESOURCES AND CHANGE MANAGEMENT AUDIT - CAPACITY**

A report was submitted reviewing the current arrangements for officer attendance at evening meetings together with proposals to introduce an option to pay staff a set fee which would address capacity issues and alleviate a problem of time off in lieu accumulated by staff.

Resolved:- (a) That a scheme to offer an alternative to time off in lieu, be introduced as set out in the report on a pilot basis with effect from 1 April 2006 and that a further report be considered during the first twelve months of operation.

(b) That the proposed set fees before relevant deductions for officer attendance at meetings be as follows:-

£30 up to 21.00 hours
£40 between 21.00 – 22.00 hours
£50 between 22.00 – 23.00 hours
£60 after 23.00 hours

1002. * **JOB EVALUATION – STAFFING IMPLICATIONS (TRADE UNION STEWARDS)**

A report was submitted in respect of the staffing implications arising from Trade Union representation at Appeals Hearings and seeking appropriate cover to ensure that work programmes were achieved.

Resolved:- That £5,000 be allocated from the Organisational Development Fund to provide cover for Trade Union stewards in the Community Services Department where the Council could be at risk in failing to implement statutory programmes or other significant risk.

1003. * **DISCRETIONARY RATE RELIEF – EXISTING APPROVALS**

A report was submitted requesting consideration of the continuation of discretionary rate relief as in previous years.

Resolved:- That relief be granted for a further year subject to the Chair and the Head of Financial Services being satisfied that it is justified.

1004. * **ANNUAL SKIP TENDER 2006/07**

Receipt was reported of tenders received for the Supply of Skips and Collection of Waste for 2006/07.

The lowest suitable tender received was that of Messrs H Brown and Son in the sum of £105,240.

Resolved:- That the tender in the sum of £105,240 by Messrs H Brown & Son be accepted.

1005. * **CORPORATE CONTACT CENTRE - IMPLEMENTATION**

A report was submitted detailing progress with the implementation of the Corporate Contact Centre.

Resolved: (a) That progress with the development of the Corporate Contact Centre be noted.

(b) That the Audit & General Purposes Committee be recommended to establish the posts of two Customer Services Team Leaders and 10.5 FTE Customer Services Agents.

(c) That the following virements and supplementary estimate for 2006/07 be recommended to Council for approval:-

Virement to employees budget	2006/07
	£000's
Increase:	
- Contact Centre	<u>195</u>
Less decrease to:	
- Assets and Amenity Services	-6
- Community Services	-23
- Legal and Democratic Services	-11
- Personnel Services	-1
- Policy, Media and Communications	0
- Regeneration and Planning	<u>-4</u>
Supplementary Estimate:	
-Transitional costs from New Initiatives Fund	<u>150</u>

(d) That the Budget Forecast for 2007/08 and later years be amended for the above and allow for a net increase in staffing costs for the Contact Centre of £62,000 p.a.

(e) That the recommended preferred option to address the issues of accommodation as outlined in the report be approved.

(f) That a further report be brought to Cabinet when the Customer Services staffing levels required to respond to Financial Services are determined.

1006. * **COUNCIL OWNED SEMI-DETACHED PROPERTIES ADJACENT TO KNOTTON LANE DEPOT**

A report was submitted seeking approval to a project to bring back into use the semi-detached properties on Knutton lane adjacent to the Council Depot for office purposes.

Resolved:- (a) That the capital project outlined in the report to repair and extend the houses at the Depot to provide office accommodation be approved.

(b) That it be recommended to the Council that £250,000 be allocated from within the Capital Programme in respect of the project.

1007. * **E-GOVERNMENT SERVICES – TAKE UP CAMPAIGN**

A report was submitted seeking to introduce measures to increase the take-up of Government on-line services following the successful achievement of implementing E-Government Priority Outcomes.

Resolved:- That Cabinet supports the Take-up campaign and the measures to achieve it.

1008. * **REGENERATION AND PLANNING SERVICE – INTERIM STAFFING PROPOSALS**

A report was submitted seeking approval to interim staffing proposals in the Development Control Section of the Regeneration and Planning Service to provide short to medium term capacity whilst developing longer-term arrangements.

Resolved:- (a) That the officers be authorised to invite tenders to provide planning officer support for a period of six months as outlined in the report, with the potential for a 3-month extension subject to satisfactory performance and an ongoing business need, and this be funded from saved staffing costs and any available Planning Delivery Grant.

(b) That officers proceed to implement options 1, 2, 4 and 5 as detailed in the report and report back to Members in the autumn with proposals for the medium to long term delivery of the more complex and major development control matters

1009. * **CALENDAR OF MEETINGS 2006/07**

Resolved:- That the draft Calendar of Meetings be approved and any minor amendments necessary be agreed by the Chief Executive in consultation with the Leader of the Council.

1010. * **TOWN CENTRE ENTERTAINMENT PROGRAMME**

Consideration was given to a proposed programme of year round promotions in Newcastle Town Centre which would replace the annual Carnival, the reasons for which were submitted.

In order for bookings to be confirmed at the earliest possible date, the Chair of Scrutiny Committee had been consulted under paragraph 14.4 of the Scrutiny Procedure Rules – Call-Ins.

Resolved:- That following consultation with the Chair of the Scrutiny Committee under paragraph 14.4 of the Scrutiny Procedure Rules – Call-Ins, the programme of Town Centre Entertainment be approved.

1011. * **QUEEN ELIZABETH PARK AND CASTLE MOTTE
- PROPOSED HERITAGE LOTTERY FUND BID**

A report was submitted outlining an improvement scheme for the Queen Elizabeth Park and Castle Motte carried out in partnership with students from the Reaseheath College as their final year design project.

Details of the scheme were considered and it was indicated that an improved Park would have a positive impact on housing market renewal in the Town Centre and support regeneration objectives of Renew North Staffordshire as well as completing the Newcastle Town Centre Public Realm Project.

Resolved:- (a) That Reaseheath College be thanked for their work on the scheme and that the Head of Assets and Amenity Services be authorised to develop an improvement project for the park and submit a bid for funding to the Heritage Lottery Fund/Big Lottery Fund.

(b) That a report be submitted to a future meeting of the Cabinet detailing progress with the scheme and any financial implications for the Council which may arise from it.

1012. * **CHILDREN'S PLAYGROUNDS INDEPENDENT SAFETY INSPECTION**

A report was submitted outlining a scheme of repairs and replacement of playground equipment following the outcome of the annual independent safety inspection undertaken by the National Playing Fields Association.

Details of the proposed remedial works which would improve both safety and accessibility of the playgrounds were considered.

A sum of £250,000 had been included in the General Fund Capital Programme for 2005/06 which would be sufficient to address all the high and moderate risk remedial works identified.

Resolved:- (a) That the scheme to repair and replace playground equipment, surfacing and ancillary features in accordance with the outcomes of the annual safety independent inspection be approved.

(b) That the Head of Assets and Amenity Services be authorised to seek tenders for the works and, in consultation with the Portfolio Holder, accept the lowest suitable tender.

(c) That a future report be brought to Cabinet detailing the outcome of the next annual independent safety inspection and any implications arising from it.

1013. * **CEMETERY MEMORIAL PROGRAMME 2006/2011**

A report was submitted in respect of recent changes made by the Institute of Cemetery and Cremation Management to the recommended Memorial Safety Policy together with proposals to revise and improve the Council's current policy.

Resolved:- That the proposed revisions to the Council's Memorial Safety Policy as detailed in the report be approved.

1014. * **ANTI-SOCIAL BEHAVIOUR PROTOCOLS AND PROCEDURES**

Consideration was given to a report outlining proposed anti-social behaviour protocols and procedures and seeking their adoption by the Council.

This would provide a simple and easy to follow framework for partners and ensure that any agency wishing to undertake multi-agency work to tackle serious anti-social behaviour follows the procedures and protocols.

Resolved:- That the anti-social behaviour protocols and procedures be adopted.

1015. * **DOMESTIC VIOLENCE SUPPORT SERVICE**

Consideration was given to a report seeking to develop a domestic violence support service which would provide practical, emotional and advocacy support for women and children experiencing domestic violence for the period March 2006 to February 2007.

Two quotations had been received for the provision of the service for the period March 2006 to February 2007, the most suitable quotation being submitted by ARCH North Staffs in the sum of £28,973.

The cost of the service would be met from the Council's Community Safety Budget, Building Safer Communities Fund and LPSA2 Pump Priming Monies.

Resolved:- (a) That the establishment of a Domestic Violence Support Service be approved.

(b) That the service be provided by ARCH North Staffs for the period 2006/07 and by annual agreement thereafter on the terms detailed in the report.

1016. * **ANTI-SOCIAL BEHAVIOUR - CHESTERTON**

Receipt was reported of a petition signed by some 80 residents concerning alleged anti-social behaviour in Chesterton.

Members were advised that Chesterton has already been identified as a particular hot spot for anti-social behaviour and details of measures being taken to alleviate the situation were submitted.

1017. * **MARKET CROSS, HIGH STREET, NEWCASTLE (983/04)**

Consideration was given to an amended and improved scheme of works to refurbish the area surrounding the Market Cross.

- Resolved:-**
- (a) That the amended scheme be approved.
 - (b) That the natural stone paving option be approved.
 - (c) That the source of funding of the £3,000 be determined by the Heads of Assets and Amenity and Regeneration and Planning Services in consultation with the Leader of the Council.
 - (d) That additional provision of £3930 be made in the General Fund Capital Programme to fund the remaining costs of the works the cost to be met from the £2 million of Capital Receipts currently forecast as unallocated from now until 2007/08.

1018. * **STREET WARDENS**

A report was submitted outlining the present situation with the Street Warden Project and requesting consideration to the continued operation of the scheme from April 2006 following the ending of the funding by Renew North Staffs.

Discussions had taken place with the Neighbourhood Management Pathfinder who wished to see the project continue and subject to the NMP receiving its funding, it would be willing to finance the two wardens operating in Knutton and Cross Heath during 2006/07.

In addition, Members were advised that the scheme could be continued until 2008 due to the funding already put into place by the Council.

Resolved:- That, subject to the Neighbourhood Management Pathfinder Programme confirming the availability of funding, the Street Warden Programme be implemented from 1 April 2006 as set out in the report.

1019. * **KERBSIDE COLLECTION OF DRY RECYCLATE – MONITORING REPORT AND EXTENSION OF CONTRACT**

A report was submitted detailing progress with the performance of the kerbside collection of dry recyclables service and seeking approval to the extension of the contract for the service for a further twelve months, the reasons for which were considered.

Members were reminded that the Contract provided for an annual extension for up to 5 years and, if approved, this would be the third extension.

- Resolved:-**
- (a) That the progress report be received.
 - (b) That Abitibi Consolidated Recycling Europe Limited (ACRE) be advised that the contract will be extended for a further twelve months until 31 March 2007.
 - (c) That officers negotiate and agree a suitable performance target for 2006/07 with the Contractor for inclusion within the contract conditions.

1020. * **WASTE TRANSFER STATION OPERATIONS**

A report was submitted seeking approval to a revised Policy Manual for the day-to-day and long-term management of the Waste Transfer Station.

Resolved:- That the revised policy manual be approved as a working document.

1021. * **STAFFORDSHIRE MINI LOCAL AREA AGREEMENTS 2006/07 AND DRAFT GOVERNANCE ARRANGEMENTS**

Consideration was given to proposals for a draft Mini Local Area Agreement (LAA) for Staffordshire 2006/07 and progress towards the preparation of the full LAA for Staffordshire from 2007/08.

The LAAs were intended as mechanisms for delivering better service outcomes through improved co-ordination between central government and local authorities/partners.

Details of the countywide Action Plan for the mini LAA was submitted together with draft LAA Governance Arrangements.

Resolved:- (a) That the mini LAA draft Action Plan for 2006/07 be approved.

(b) That the draft LAA Governance arrangements be supported, with substantive comments referred to Staffordshire County Council as accountable body.

(c) That approval be given to Newcastle LSP acting as the Newcastle District Delivery Board for the LAA, in the context of the current review of Newcastle LSP.

1022. * **LOCAL DEVELOPMENT SCHEME**

Consideration was given to a proposed revision of the Local Development Scheme (LDS) which would delay the preparation of a number of local development documents, the reasons for which were submitted.

Resolved:- That the Local Development Scheme be revised as set out in the report and resubmitted to Government Office for the West Midlands.

1023. * **ANDREW PLACE, NEWCASTLE – ENVIRONMENTAL IMPROVEMENT WORKS**

A report was submitted detailing proposals for environmental improvement works to be undertaken at the above location to be funded by Renew, Aspire Housing and the Council.

The total cost of the work was £100,00 towards which this Council was being asked to contribute £15,000

Resolved:- That Cabinet agrees a contribution of £15,000 towards the scheme, to be met from within the Renew and Regeneration Fund.

1024. * **110-126 HIGH STREET, NEWCASTLE – CROWN DEVELOPMENT**

Consideration was given to a report seeking the Council's observations under Circular 18/84 on the proposed alterations to the Crown Development at 110-126 High Street, Newcastle (The Job Centre).

It was indicated that the proposals were in accordance with relevant provisions of the Development Plan for the locality and there were no other material considerations that would justify an objection.

Resolved:- That subject to the Environmental Health Division not raising any objections which cannot be addressed by appropriate conditions, the Department of Work and Pensions be advised that the Borough Council has no objections to the application.

1025. * **PROSPERITY APPRECIATION LOANS AND COMPLEMENTARY LOANS FOR RENEWAL**

Resolved:- That consideration of this matter be deferred to a subsequent meeting of the Cabinet.

1026. * **RENEW NORTH STAFFS – POTENTIAL FOR A 'SPORTS VILLAGE' WITHIN THE KNUTTON AND CROSS HEATH AREA OF MAJOR INTERVENTION (AMI)**

Members were informed of discussions held with the Football Association concerning the potential for a 'Sports Village' within/adjacent to the Knutton and Cross Heath AMI.

A number of potential partners had been identified for the scheme which would be based around the public open space known as 'The Wammy' and approval was sought to continue the discussions with interested parties.

The underutilisation of this land had been highlighted by the recent master planning process in Knutton and Cross Heath which was driven by the Housing Market Renewal Pathfinder agenda and reflected in the emerging Area Action Plan (AAP)

There were no immediate Capital Financial implications for the Council. However, it was suggested that a sum of up to £30,000 be set aside for the procurement of a specialist advisor to provide dedicated support to project manage the proposal to the end of the pre-feasibility stage.

Resolved:- (a) That Members note progress to date.

(b) That approval be given for the Renew Programme Co-ordinator to continue to co-ordinate and drive forward the project with support from an appropriate consultant.

(c) That approval be given for the procurement of an appropriate specialist advisor to help progress the project to the end of the pre-feasibility stage at a cost of up to £30,000 to be funded from the New Initiatives fund or the Renewal and Repairs Fund.

1027. * **ACHIEVEMENTS OF THE RENEW PROGRAMME 2005/06**

A report was submitted detailing progress with the Renew Programme for the period 2005/06

Resolved:- (a) That progress be noted.

(b) That continuous involvement by key officers across the Council as well as the Renew funded staff on the Borough establishment continue to support the Programme through alignment of work programmes.

1028. * **A COLLABORATION AGREEMENT FOR KNUTTON AND CROSS HEATH**

A report was submitted advising Members of discussions that had already taken place in respect of the above informal agreement which would reflect the spirit and intent of the working relationship between all parties involved in regenerating Knutton and Cross Heath under the Renew agenda together with proposals to further develop the process.

Resolved:- (a) That the work to date be noted.

(b) That the spirit of the collaboration agreement be approved and officers be authorised to sign the document in consultation with the Portfolio holder.

(c) That Cabinet approves Officers working with partners to develop a more robust and binding agreement in the form of a joint venture agreement.

1029. * **RENEW – APPOINTMENT OF LEAD OFFICERS**

A report was submitted on the process being utilised by Renew for the appointment of a lead developer to work with partners within the Knutton and Cross Heath AMI.

Resolved:- (a) That the approach Renew have taken be noted.

(b) That officers continue to play a part in this process and feedback to Members accordingly.

1030. * **PROPOSALS FOR THE MANAGEMENT OF THE LOCAL STRATEGIC PARTNERSHIP (LSP)**

A report was submitted on proposals for the future management and review of the LSP.

Members were advised that the post of LSP Officer was only contracted until 31 March 2007 and Members were recommended to include the post on the Council's permanent establishment to enable it to meet its community leadership obligations and the review of the LSP.

Resolved:- (a) That the post of LSP Officer be added to the Borough Council's permanent establishment.

(b) That consultancy support be procured to undertake the evaluation and review of the LSP.

(c) That the cost of the consultancy be funded from salary savings and any shortfall be found from the New Initiatives Fund as set out in the report, the precise cost being subject to the approval of the Portfolio holder as part of the tender award process.

1031. * **PUBLIC SPACE BEST VALUE REVIEW IMPLEMENTATION OF IMPROVEMENT PLAN**

A report was submitted outlining proposals in respect of the implementation of the Public Space Best Value Review Improvement Plan and in particular the need to appoint two driver/operatives and purchase appropriate equipment to improve street cleansing and cleansing of open spaces i.e. litter picking

Resolved:- (a) That progress with the implementation of the Public Space Best Value Review Improvement Plan be noted.

(b) That the Audit and General Purposes Committee be recommended to establish the posts as set out in the report.

1032. * **GRANTS ASSESSMENT PANEL**

Resolved:- That consideration of the decisions of the Grants Assessment Panel be deferred to a subsequent meeting of the Cabinet.

1033. * **DISCLOSURE OF EXEMPT INFORMATION**

Resolved:- That the public be excluded from the meeting during consideration of the following items by reason of the likely disclosure of exempt information as defined in paragraphs 5, 7, 8 and 9 in Part 1 of Schedule 12A of the Local Government Act 1972.

1034. * **IRRECOVERABLE ITEMS**

Resolved:- That the items detailed in the report (green paper) of the Officers which are considered to be irrecoverable for the reasons stated be written off.

1035. * **KEELE GOLF DRIVING RANGE – 02 (UK) LTD AND T-MOBILE (UK) LTD SITE SHARING ARRANGEMENTS**

Receipt was reported of a request from 02 (UK) Ltd to enter into a site sharing agreement with T-Mobile (UK) Ltd on the above Council owned land to erect telecommunications equipment, the details of which were submitted.

Resolved:- That negotiations proceed with the operators to intensify the use of the existing site in accordance with the terms of the planning permission granted on 13 December 2005.

1036. * **SWIMMING PROVISION (656/04)**

Further to the above resolution, a detailed report was submitted on progress with future swimming provision in the Borough

Resolved:- (a) That Council does not proceed with decisions 634/04 and 656/04 in respect of swimming provision.

(b) That Officers be authorised to commence a site search and undertake discussions with potential partners to find an alternative site.

(c) That options reviewed under recommendation (b) be considered in the context of the previously identified capital costs and a desire to minimize ongoing revenue costs to the Council.

(d) That a budget of up to £50,000 financed from the New Initiatives Fund be authorised for feasibility studies, design and construction estimates.

(e) That proposals be prepared to redevelop the Jubilee Pool site to offset the capital costs of swimming provision.

D A LEECH
Chair

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CONSERVATION ADVISORY WORKING PARTY

30 March 2006

Present:- Councillor Mrs Lench in the Chair

Councillors Mrs Burnett and Miss Walklate

Representing Outside Bodies: Mrs Cornes, Prof Gomme, Hancock and Manning

1037. * PLANNING APPLICATIONS

Resolved:- (a) That the decisions on applications previously considered by this Working Party be received.

(b) That the following observations be made on the applications listed below:-

<u>App No</u>	<u>Proposed development and name of applicant</u>	<u>Comments</u>
06/115/FUL	Outbuilding. The Brookhouse, Smithy Lane, Knighton. Mr P R Fenwick & Ms J M O'Brien.	No objections subject to materials being submitted and approved by the Local Planning Authority, prior to commencement of work.
06/168/FUL	Rooftop telecommunications installation consisting of 3 antennae, 1 dish antennae, 6 equipment cabinets and ancillary development. Marches House, The Midway, Newcastle. Orange PCS Ltd.	No objections.
06/192/ADV	Projecting illuminated sign. Poolside Fish & Chip Shop, Poolside, Madeley. P S Kallis.	No objections.
06/194/COU	Change of use from retail (Use Class A1) to use for estate agency and residential lettings agency (Use Class A2). 43 Merrial Street, Newcastle. Mr & Mrs S D Swan.	No objections.

06/195/FUL	Extension to form new reception and lobby at ground floor, replacement windows to all elevations and security screening to basement car park. Marches House, The Midway, Newcastle. Orange PCS Ltd.	No objections.
06/203/LBC	Removal of Cantilevered Walkway at rear. Grove House, 11/11A King Street, Newcastle. Cinderhouse Ltd.	No objections.
06/207/COU	Change of use from assembly hall for professional, charitable and educational institutions. 37 Marsh Parade, Newcastle. Mr B S Machin.	Members were advised that this application had been made invalid and would be considered at a future meeting of this Working Party.
06/233/FUL	Demolition of hall and construction of 2 two bedroomed houses. Bougey Arms, Nantwich Road, Audley. Daniel Thwaites Brewery.	Recommend refusal, The proposal would have a detrimental impact on the character and appearance of the Conservation Area and the Listed Building.
06/245/COU	Change of use of ground floor from residential to office use. 37 Marsh Parade, Newcastle. Mr & Mrs Brunetti.	No objections.
05/1227/LBC	Repositioning of ground floor bathroom to first floor, enlarging kitchen and conservatory extension. 1 Main Road, Betley. Mrs P L Bailey.	No objections.

MRS M LENCH
Chair

*Printed for information

AUDIT AND GENERAL PURPOSES COMMITTEE

30 March 2006

Present:- Councillor MacMillan in the Chair

Councillors Mrs Beech, Clarke M R, Hailstones, Mrs Lewis, Matthews, Olszewski, Mrs Phillips and Whieldon

1038. * **MINUTES OF PREVIOUS MEETINGS**

Resolved:- That the minutes of the meetings held on 15 and 28 February 2006 be approved as a correct record.

1039. * **REVIEW OF THE DSO FINANCIAL MANAGEMENT ARRANGEMENTS – DISTRICT AUDIT REPORT**

Consideration was given to a report outlining the conclusions of the District Auditor following the review of the DSO Financial Management Arrangements undertaken in 2004/05 together with the proposed action plan.

The review included Waste Management Operations, Leisure Management, Grounds Maintenance and Building Cleaning

Resolved:-

- (a) That the District Auditor's report be received.
- (b) That the actions proposed by the Officers be approved.
- (c) That further reports be submitted detailing progress in carrying out the actions.

1040. * **INTERNAL AUDIT PLAN 2006/07**

A report was submitted on the proposed Internal Audit Plan for 2006/07 and seeking Members' agreement to the reporting arrangements for performance against the proposed plan, details of which were considered.

Resolved:-

- (a) That the Internal Audit Plan for 2006/07 be approved.
- (b) That Members agree to the continuation of the reporting arrangements as set out in the report.

1041. * **STATEMENT OF ACCOUNTS 2004/05**

A report was submitted detailing changes to the Statement of Accounts which had previously been approved by Council at its meeting on 27 July 2005.

Resolved:- That the amended Statement of Accounts be received.

1042. * **HOUSING ACT 2004 – ADDITIONAL STAFFING REQUIREMENT (847/06)**

Consideration was given to a report seeking approval to the establishment of a post of Environmental Health Officer within the Environmental Health Division of Community Services to assist in implementing the Housing Act 2004 as well as contributing to the Renew agenda.

The Cabinet had previously considered this matter and recommended that this Committee approve the proposal. Finance was available in the 2006/07 Budget Strategy to fund the post.

Resolved:- That the post of Environmental Health Officer be established within the Environmental Health Division of Community Services to implement the Housing Act 2004.

1043. * **HOME ENERGY CONSERVATION ACT 1985
NORTH STAFFORDSHIRE AFFORDABLE WARMTH STRATEGY (856/06)**

Consideration was given to a report seeking approval to the establishment of a post to assist in the delivery of the objectives of the Affordable Warmth Strategy within the Environmental Health Division of Community Services.

Details of the reasons for this were submitted and it was indicated that Cabinet had recommended approval of the appointment.

It was indicated that resources from the New Initiatives Fund were allocated for a two-year project to implement the Strategy and the cost of the post could be met from that fund.

Resolved:- That the post of Home Energy Efficiency Officer be established within the Environmental Health Division of Community Services for a temporary period of 2 years, to be funded from the New Initiatives Fund.

1044. * **PUBLIC SPACE BEST VALUE REVIEW
IMPLEMENTATION OF THE IMPROVEMENT PLAN (STAFF)**

Consideration was given to the establishment of two full-time permanent driver/operatives within the Waste Management Division of Community Services to implement the Public Space Best Value Improvement Plan and three full-time posts of driver/operatives, temporary for one year in the Waste Management Division to implement the area based trial in the Neighbourhood Management Pathfinder Area.

Details of the reasons for this were considered and it was indicated that Cabinet had recommended the proposals for approval.

Resolved:- (a) That the posts of two full-time permanent driver/operatives be established within the Waste Management Division of Community Services to implement the Public Space Best Value Improvement Plan.

(b) That the posts of three full time driver/operatives, temporary for one year be established within the Waste Management Division of Community Services to implement the area based trial in the Neighbourhood Management Pathfinder Area.

1045. * **PROPOSED SUNDAY CAR BOOT MARKET – KING STREET CAR PARK, NEWCASTLE**

Receipt was reported of a request from Antique Forum Group, the licensee of the town's Tuesday/Thursday market, for a site to operate a car boot sale on a trial basis.

It was suggested that an area of the King Street Car Park in Newcastle could be used and it was indicated that the police comments in respect of traffic issues were generally positive.

Details of terms proposed were considered.

Resolved:- That a licence be granted to Antique Forum Group in respect of a Sunday Car Boot Market for a period of 14 weeks commencing on 23 April 2006 from the King Street Car Park and a further report be submitted to a future meeting to update Members on the situation.

1046. * **DISCLOSURE OF EXEMPT INFORMATION**

Resolved:- That the public be excluded from the meeting during consideration of the following items by reason of the likely disclosure of exempt information as defined in paragraphs 5, 7, 9 and 11 in of Part 1 of Schedule 12A the Local Government Act 1972.

1047. * **STAFFING – LEGAL AND DEMOCRATIC SERVICES – ELECTIONS AND LICENSING SECTION**

A report was submitted on the current staffing arrangements in the Elections and Licensing Section of Legal and Democratic Services and seeking approval to the making of one of two temporary posts permanent and the appointment of existing post holders to vacant posts.

The reasons for these proposals were considered.

Resolved:- (a) That Post C82 be made permanent from 1 June 2006.

(b) That the current holders of Posts C82 and C83 be appointed to Posts C82 and C31 from 1 June 2006.

1048. * **FINANCIAL SERVICES ACCOUNTANCY SECTION – RESTRUCTURING**

Consideration was given to a report seeking approval to the restructuring of the Financial Services Accountancy Section to improve efficiency.

Resolved:- That the proposed structure for the Accountancy Section be approved and the grading of the generic Principal Accountant Post be determined by evaluation under the Job Evaluation procedures.

1049. * **STAFFING OF THE CORPORATE CONTACT CENTRE CUSTOMER SERVICES TEAM LEADERS AND AGENTS**

A report was submitted on the staffing requirements of the Corporate Contact Centre.

Resolved:- (a) That the posts of 2 Customer Services Team Leaders and 10.5 FTE Customer Services Agents be established within the new Customer Services Division of Community Services.

(b) That a further report be brought to the Committee to establish Agents posts required in the Contact Centre to respond to the service needs of Financial Services.

1050. * **INTERNAL AUDIT
FUNDAMENTAL RECOMMENDATIONS – PUBLIC BUILDING AUDIT**

Consideration was given to a report advising Members of the outstanding fundamental recommendations in respect of the Public Building Audit and of negotiations/discussions which have taken place to remedy the situation.

Resolved:- That the report be noted.

**J MACMILLAN
Chair**

*Printed for information

PLANNING COMMITTEE

4 April 2006

Present:- Councillor Howells in the Chair

Councillors Becket, Mrs Beech, Mrs Blake, Clarke A A, Clarke D, Clarke M, Cooper, Evans, Fox, Hambleton, Mrs Heames, Holland, Lawton, Leech, Mrs Maddox, Mrs Maxfield, Mrs Moss, Miss Reddish, Mrs Simpson, Slater, Studd, Tagg, Tatton, Wilkes, Williams and Mrs Williams

1051. * **ERECTION OF NEW DISTRIBUTION UNIT INCLUDING OFFICES AND PLANT ROOM
CELESTICA LTD. WEST AVENUE, KIDSGROVE
AHH PHARMACEUTICALS LTD. 05/313/FUL**

Resolved:- (a) That the period for completion of the Planning Obligation be extended to 30 April 2006.

(b) That, subject to the completion of the above planning obligation, that the application and submitted acoustic survey information being satisfactory (or revised to be) and imposition of appropriate conditions relating to such issues be delegated to the Head of Regeneration and Planning Services for approval subject to the same conditions as agreed on 19 July 2005, as amended by the Planning Committee on 13 December 2005.

(c) That, failing completion of the above obligation within the period indicated the Head of Regeneration and Planning Services be given delegated authority to refuse the application on the grounds indicated in the report, to include noise related reasons if considered appropriate by the Head of Regeneration and Planning Services.

1052. * **MIXED EMPLOYMENT AND HOUSING DEVELOPMENT
LAND AND BUILDINGS, WEST AVENUE, KIDSGROVE
QUADRANT LAND PARTNERSHIP AND REVELEN GROUP
05/551/OUT**

Resolved:- That the application be refused for the following reasons:

- (i) The proposed roundabout is unacceptable in respect of its location as it would prevent vehicular access onto the highway network for a number of properties.
- (ii) The applicant has failed to provide details of the means of preventing HGVs using Old Butt Lane and the substandard junction of Old Butt Lane and Congleton Road.
- (iii) Whilst some residential development within the site is considered acceptable, the submitted plans do not indicate an adequate level of employment development contrary to policy, which seeks to prevent the loss of good quality employment land.
- (iv) Without a planning obligation the development would not accord with policy relating to the provision of public open space associated with

residential development would not comply with the objective in local and national policies of moving towards sustainable forms of development.

1053. * **REDEVELOPMENT TO PROVIDE A BLOCK OF 80 ONE AND TWO BEDROOM RESIDENTIAL APARTMENTS AND APPROX 300 SQ.M. OF COMMERCIAL FLOORSPACE
THE ZANZIBAR, MARSH PARADE, NEWCASTLE
SOUTHCOURT MANAGEMENT. 05/902/OUT**

Resolved:- (a) That the period for completion of a Planning Obligation, as sought by the Planning Committee on 21 February 2006 be extended to 21 August 2006.

(b) That, subject to the completion of the Planning Obligation by 21 August 2006, that the application be delegated to the Head of Regeneration and Planning Services, for approval subject to the conditions referred to in 21 February resolution.

(c) That failing the securing of the above Planning Obligation within the period indicated, the Head of Regeneration and Planning Services be given delegated authority to refuse the application on the grounds indicated in the report.

1054. * **REDEVELOPMENT TO PROVIDE A BLOCK OF 79 ONE AND TWO BEDROOM RESIDENTIAL APARTMENTS AND APPROXIMATELY 180 SQ.M. OF COMMERCIAL FLOORSPACE
LAND AT JUNCTION OF SEAGRAVE STREET/WATER STREET/GEORGE STREET, NEWCASTLE
ROBINTREES LTD. 05/903/OUT**

Resolved:- (a) That the period for completion of a Planning Obligation, as sought by the Planning Committee on 21 February 2006 be extended to 21 August 2006.

(b) That, subject to the completion of the Planning Obligation by 21 August 2006, that the application be delegated to the Head of Regeneration and Planning Services for approval subject to the conditions referred to in 21 February resolution.

(c) That failing the securing of the above Planning Obligation within the period indicated, the Head of Regeneration and Planning Services be given delegated authority to refuse the application on the grounds that without such an Obligation the development would not be ensuring appropriate improvements to the public realm to the detriment of the town centre and the development would not accord with the policy on affordable housing and the provision of satisfactory links to the town centre.

1055. * **REMOVAL OF CONDITION 4 ATTACHED TO 98/8/FUL
ETERNIT CLAY TILES LTD, RIDGEHILL DRIVE, MADELEY HEATH
ETERNIT CLAY TILES LTD. 06/202/FUL**

Resolved:- That the application be refused for the following reason:

- (i) The landscaping is required to provide an acceptable development.

1056. * **CONVERSION OF OUTBUILDINGS TO FORM A RECEPTION AND MANAGERS FLAT, TWO FLATS ONE FURTHER FLAT WITH 4 PARKING SPACES
MAER HALL, MAER
B J FRADLEY. 05/1199/FUL & 05/1200/LBC**

Resolved:- That the application be refused for the following reasons:

- (i) Inadequate provision for disposal/treatment of sewage.
- (ii) Inappropriate use of dovecote, likely to lead to further alterations.
- (iii) Unacceptable in Listed Building Terms.
- (iv) Conflict with highway safety.
- (v) Loss of integrity of wall feature which would be harmful to the Listed Building and the Conservation Area.

1057. * **ERECTION OF BUILDING CONTAINING 10 STABLES AND TACK/FEED ROOM AND ERECTION OF GENERAL STORAGE AND AGRICULTURAL BUILDING
BAR HILL FARM, BAR HILL MADELEY
MR & MRS A HAMPTON. 05/1110/FUL**

Resolved:- That the application be refused for the following reason:

- (i) The inappropriate design and siting of the proposed agricultural building would be detrimental to the surrounding landscape.

1058. * **EXTENSION TO FORM ADDITIONAL GROUND FLOOR SALES AREA
SWIFT HOUSE, LIVERPOOL ROAD, NEWCASTLE
D K MOTORCYCLES. 05/1240/FUL**

Resolved:- That the application be permitted subject to the undermentioned conditions:

- (i) Details of materials to be submitted to and approved by the Local Planning Authority.
- (ii) Details of the acoustic fence to be submitted to and approved by the Local Planning Authority.
- (iii) The provision of, surfacing and maintenance of car parking bays in a bound material.
- (iv) The provision of, surfacing and maintenance of motorcycle parking bays in a bound material.
- (v) Provision of highway markings within the site.
- (vi) Provision of 'Give Way' sign on the Wilton Street exit.
- (vii) The provision of an advisory sign re exiting on to the A34.
- (viii) Details of landscaping to be submitted to and approved by the Local Planning Authority.

1059. * **CONVERSION OF AGRICULTURAL BUILDING TO FORM FOUR DWELLINGS
OAKLANDS FARM, NEWCASTLE ROAD, MARKET DRAYTON
MR & MRS N YATES. 06/5/COU**

Resolved:- That the application be refused for the following reasons:

- (i) No substantive assessment - based on likely costs and income - of the viability or otherwise of the building's conversion and use as holiday

accommodation had been submitted with this application. In the absence of such it had not been demonstrated that there was no use for these buildings, which would bring positive benefits to the rural economy.

- (ii) The site is outside any defined development boundary in an unsustainable location and residential re-use would be contrary to local and national planning policies.

1060. * **BEER GARDEN, CONSEQUENTIAL ALTERATIONS TO CAR PARK AND ERECTION OF CANOPY OVER THE MAIN ENTRANCE DOOR THE DICK TURPIN, GALLOWSTREE LANE, THISTLEBERRY MITCHELLS AND BUTLER RETAIL LTD. 06/39/FUL**

Resolved:- That the application be refused for the following reasons:

- (i) The proposal would be detrimental to the residential amenity.
- (ii) The proposal would be likely to lead to night-time criminal and antisocial behaviour.
- (iii) The loss of car parking spaces would lead to harm to highway safety.

Councillors Mrs G and J Williams declared an interest in the following item and left the meeting.

1061. * **DROPPED KERB AT FRONT OF 145 KNOTTON LANE, KNOTTON MR J WILLIAMS. 06/54/FUL**

Resolved:- That the application be permitted subject to the undermentioned conditions:

- (i) Before the proposed development is brought into use, the boundary wall on the site frontage shall be reduced to, and maintained at, a maximum height of 0.6m above the adjacent footway.
- (ii) The access shall remain ungated.
- (iii) Details of a gravel retention scheme are to be submitted and approved in writing by the Local Planning Authority.

1062. * **DETACHED DWELLING HILLBERRY, HILL CRESCENT, ALSAGERS BANK MR & MRS FAGAN. 06/57/OUT**

Resolved:- That the application be refused for the following reasons:

- (i) The development is inappropriate development in the Green Belt and having regard to the harm caused, the required very special circumstances do not exist and therefore the proposal would be contrary to Policies D5B of the Structure Plan and S3 of the Local Plan 2011, and guidance within Planning Policy Guidance Note 2.
- (ii) The proposal would not actively encourage the restoration of the landscape or retain the character or appearance of the area. It would reduce the openness of the area, and does not accord with policy NC1 of the Structure Plan and N21 of the Local Plan 2011.
- (iii) The proposed development by reason of its countryside location does not comply with Policies D4 and H11 of the Structure Plan 1996-2011, Policy H1 of the Local Plan 2011 and guidance within Planning Policy Statement 7.

- (iv) The site is located in an isolated area and not within a village envelope. This would result in reliance on the car and would be contrary to the ethos of sustainability, contrary to Planning Policy Guidance Note No 13, and Policies T2 of the Regional Spatial Strategy, D2 and T1A of the Structure Plan and S1 and T1 of the Local Plan.

1063. * **DETACHED HOUSE
14 BERESFORD DALE, MADELEY
MR & MRS SQUIRE. 06/64/OUT**

Resolved:- That the application be permitted subject to the undermentioned conditions:

- (i) Approval of reserved matters i.e. design, external appearance and landscaping.
- (ii) Prior approval of drainage details and levels.
- (iii) Prior approval of improvements of the junction of the private access road/public footpath serving the proposed development.
- (iv) Provision of parking and turning areas.
- (v) Passing bay to be bound and retained free of obstructions.
- (vi) Provision of surface water interceptors if necessary.
- (vii) Any gate to open away from the highway.
- (viii) Retention of trees within the site, and tree protection measures during construction.
- (ix) Driveway and hardstanding to be constructed as a no-dig porous surface.

1064. * **DEMOLITION OF GARAGES AND ERECTION OF TWO STOREY BUILDING
CONTAINING TWO FLATS ON THE UPPER FLOOR AND AMENITY SPACE
AT GROUND FLOOR
GARAGE OFF BRICK KILN LANE, CHESTERTON
MR & MRS P WILLIAMS. 06/155/FUL**

Resolved:- Refused for the following reasons:

- (i) Unacceptable design.
- (ii) Poor quality of residential amenity would be achieved.

1065. * **ALTERATIONS/EXTENSIONS
THE BUNGALOW, SHUTLANE HEAD, WHITMORE
DR F O'MAHONY. 06/180/FUL**

Resolved:- That the application be permitted subject to the undermentioned condition:

- (i) The submission and approval of details of materials to match existing.

1066. * **DEMOLITION OF CHURCH AND CHURCH HALL AND ERECTION OF AN
APARTMENT BUILDING CONTAINING 8 APARTMENTS
FORMER BASFORD METHODIST CHURCH HALL, BASFORD PARK ROAD,
BASFORD
KELLY HOMES (STAFFS) LTD. 06/167/FUL**

Resolved:- That the application be refused on the grounds of unacceptable over-intensification.

1067. * **EXTENSION FOR LIFTS, RAMPS AND EXTERNAL STEEL STAIRCASE AND WALKWAY
COMMUNITY CENTRE, LONDON ROAD, NEWCASTLE
NEWCASTLE-UNDER-LYME BOROUGH COUNCIL. 06/196/DEEM3**

Resolved:- That the application be permitted subject to the undermentioned conditions:

- (i) Details of materials to be submitted to and approved by the Local Planning Authority.
- (ii) Consent to enure for the benefit of Newcastle Borough Council only.

1068. * **AGRICULTURAL WORKERS BUNGALOW
WESTFIELDS FARM, 159 PINWOOD ROAD, ASHLEY HEATH
D W & D S LEA. 04/1052/OUT**

Resolved:- (a) That the period for the completion of the planning obligation which the Planning Committee have previously resolved to secure, be extended until 26 April 2006.

(b) That, subject to such a planning obligation being secured by 26 April 2006 that the Head of Regeneration and Planning Services authorised to grant planning permission subject to the same conditions as agreed by the Planning Committee at its meeting on 31 January 2006.

(c) That failing the securing of such an Obligation within the above period the Head of Regeneration and Planning Services be given delegated authority to refuse the application on the following grounds:

- (i) That, without such an obligation, the objectives of control over new dwellings in the countryside, as set out in PPS7, Policies D4, NC1 and H11 of the Structure Plan and Policy H1 of the Local Plan would not be met; further pressure may arise for additional dwellings in this location; and inadequate controls would be imposed having regard to the limitations of the enforcement of planning controls. Furthermore the siting of a dwelling in this location would be contrary to the aims and objectives of PPG3 that adopts a sequential and managed approach to the release of housing sites, giving priority to the development of previously developed urban sites in preference to greenfield or rural brownfield sites and is contrary to Policies CF2 and CF3 of the Regional Spatial Strategy, Policies D1, H1 and H2 of the Structure Plan, and Policies H1 & H3 of the Local Plan.

1069. * **CONVERSION OF FARM BUILDINGS TO TWO DWELLINGS AND ASSOCIATED WORKSPACE AND CHANGE OF USE AND ALTERATION OF SHIPPON FOR DOCUMENT STORAGE
KNIGHTON FARM, BEARSTONE ROAD, KNIGHTON
MR S THOMAS. 05/1149/FUL**

Resolved:- That the decision on this application be deferred pending a site visit on 13 April 2006.

The Chair declared an interest in the following item and vacated the Chair

Councillor Lawton in the Chair

1070. * **DEMOLITION AND CLEARANCE OF PORTAL FRAMED BUILDINGS AND CONVERSION OF TRADITIONAL BRICK AND TILE OUTBUILDINGS TO 9 RESIDENTIAL UNITS
NETHERSET HEY FARM, NETHERSET HEY LANE, MADELEY
GRAHAM WARD FARMS LTD. 05/1214/FUL**

Resolved:- That the application be refused for the following reasons:

- (i) Conflict with RSS policies on housing provision and approved interpretation of housing policy.
- (ii) Conflict with Structure Plan and Local Plan policies on development in the Green Belt.
- (iii) Conflict with policies on sustainable development.
- (iv) Conflict with policies on the reuse of buildings in the countryside.
- (v) Conflict with policies on landscape impact.

Councillor Howells in the Chair

1071. * **DETACHED DWELLING AND INTEGRAL DOUBLE GARAGE
87 MOSS LANE, MADELEY
MR SALEEM. 06/169/FUL**

Resolved:- That the application be permitted subject to the undermentioned conditions:

- (i) Materials details to be submitted and approved.
- (ii) Drainage details to be submitted and approved.
- (iii) Finished floor levels to be submitted and approved.
- (iv) Removal of permitted development rights-extensions.
- (v) Access details to be submitted and approved.
- (vi) Submission of amended plans deleting secondary lounge windows.
- (vii) The submission of floor plans for the roof space.

1072. * **AGRICULTURAL WORKERS DWELLING
UPPER HOUSE FARM, PINFOLD LANE, ALMINGTON
MR & MRS R EARDLEY. 05/268/OUT**

Resolved:- (a) That the period for the completion of the planning obligation which the Planning Committee have previously resolved to secure, be extended until 18 April 2006.

(b) That, subject to such a planning obligation being secured by 18 April the Head of Regeneration and Planning Services be authorised to grant planning permission subject to the same conditions as agreed by the Planning Committee at its meeting on 31 January 2006.

(c) That, failing the securing of such an Obligation within the above period, the Head of Regeneration and Planning Services be given delegated authority to refuse the application on the following grounds:

- (i) without such an obligation the development would be contrary to the objectives of control over new dwellings in the countryside, as set out in PPS7, Policies D4, NC1 and H11 of the Structure Plan and Policy H1 of the Local Plan would not be met; further pressure may arise for additional dwellings in this location: and inadequate controls would be imposed having regard to the limitations of the enforcement of planning controls. Furthermore, the siting of a dwelling in this location would be contrary to the aims and objectives of PPG3 that adopts a sequential and managed approach to the release of housing sites, giving priority to the development of previously developed urban sites in preference to greenfield or rural brownfield sites and is contrary to Policies CF2 and CF3 of the Regional Spatial Strategy, Policies D1, H1 and H2 of the Structure Plan, and Policies H1 & H3 of the Local Plan.

1073. * **DETACHED DWELLING, GARAGE AND REPLACEMENT GARAGE
2 BROUGHTON ROAD, BASFORD
MS MASON. 06/175/OUT**

Resolved:- That the application be refused for the following reasons:

- (i) The proposed development, by virtue of its backland location and tandem form, would be harmful to the form and character of the area contrary to Policy H5 of the Local Plan.
- (ii) The proposed development by reason of the proximity and alignment of the access in relation to No.2 would cause undue disturbance and loss of privacy to the occupiers of that property.
- (iii) The proposal provides insufficient details to enable the Council to determine the impact of the proposed development on trees on the site. The development could, therefore adversely affect trees which would be contrary to Policy N12 of the Local Plan and Policy NC13 of the Structure Plan.
- (iv) The proposed development would be detrimental to highway safety due to the restricted 3.9 metre width of the shared access between the corner of No.2 Broughton Road and the boundary with No.2a Broughton Road and due to the insufficient parking contrary to Policies T14 and T16 of the Local Plan.

1074. * **PROPOSED TOURIST CARAVAN SITE AND WINTER STORE,
ADMINISTRATION OFFICE, STORE AND TOILET FACILITIES
LAND OPPOSITE THE POST HOUSE, CLAYTON ROAD, NEWCASTLE
FRADLEY ESTATES LTD. 06/11/OUT**

Resolved:- That the application be refused for the following reasons:

- (i) The development is not considered appropriate development within the Green Belt and the required very special circumstances do not exist in this case.
- (ii) The proposal would have a detrimental effect on the existing character and appearance of the landscape.
- (iii) The development would have an adverse impact on the residential amenity of the existing residents both directly and by reason of a loss of open space.
- (iv) The proposal would not accord with the Tourism policies for the Borough.
- (v) The development would have an adverse impact on highway safety.

- (vii) Any additional reason which may arise from consideration of the awaited comments of the Staffordshire Wildlife Trust.

Councillor Mrs Maxfield declared an interest and left the meeting

1075. * **CHANGE OF USE AND ALTERATIONS OF A FOOTPATH TO CREATE A VEHICULAR ACCESS SERVING TWO DWELLINGS DIMSDALE HALL FARM, TALKE ROAD, CHESTERTON MR R BOWDEN. 05/1211/FUL**

Resolved:- That the application be permitted subject to the undermentioned conditions:

- (i) Within 2 months of the date of the decision a scheme to prevent access to/from the site via Dimsdale Parade West and the A34 Liverpool Road shall be agreed and implemented.
- (ii) Within 2 months of the date of the decision details of a narrowing of the proposed access at a point where it adjoins the existing access to the Golf Club shall be agreed and implemented.
- (iii) Within 2 months of the date of the decision notice the driveway to be surfaced in an unbound material, protected during the construction phase and thereafter retained.
- (iv) Gates to be positioned a minimum of 5m from the public footpath, and shall open away from the footpath.
- (v) Within 2 months of the date of the decision pedestrian visibility splays shall be provided.
- (vi) The provision of a raised footpath

1076. * **ERECTION OF A ROOFTOP INSTALLATION CONSISTING OF 3 ANTENNAS, A MICROWAVE DISH, SIX EQUIPMENT CABINETS AND ANCILLARY DEVELOPMENT MARCHES HOUSE, THE MIDWAY, NEWCASTLE ORANGE PCS LTD. 06/168/FUL**

Resolved:- That the application be permitted subject to the undermentioned conditions:

- (i) the location of the development on the roof to be as per submitted layout drawing.

1077. * **APPEAL DECISIONS**

The following appeal decisions were reported.

<u>App Ref</u>	<u>Proposed development and name(s) of appellant(s)</u>	<u>Decision</u>
05/225/TDET	Installation of a replacement 15m Telecoms pole on land at the corner of Minton Street and High Street, Wolstanton. O2 UK Ltd.	Appeal allowed subject to approval of exterior finishes and landscaping.

05/400/TDET	Installation of an 11.7m high monopole, antennae and associated equipment cabinets on land at Hanbridge Avenue, Bradwell. T-Mobile (UK) Ltd.	Appeal allowed and approval granted subject to the approval of external finishes.
05/571/FUL	Alterations, extension and change of use from house to training centre at 92 King Street, Newcastle. Martec.	Appeal dismissed.
04/657/FUL	Erection of two 3 bedroom detached bungalows. Land rear of Eversley and Ranworth, Broom Lea, Loggerheads. Vicrow Homes Ltd.	Appeal dismissed.
05/332/FUL	Erection of two detached bungalows and one pair of semi-detached garages on land rear of Eversley and Ranworth, Broom Lea, Loggerheads. Vicrow Homes Ltd.	Appeal allowed.

1078. * **PROPOSED CONSERVATION AREAS**

Members considered a report on the designation of a Conservation Area at Knighton and an extension of the Brampton Conservation Area to include Sandy Lane.

Resolved:- (a) That Knighton be not designated as a Conservation Area.

(b) That no extension be made to the Brampton Conservation Area.

Councillor Mrs Maxfield declared an interest in the following item, remained in the room but took no part in the discussion

1079. * **DIMSDALE HALL FARM, TALKE ROAD, CHESTERTON. 05/46/207**

Members considered a report on an alleged Breach of Planning Control at the above location.

Resolved:- (a) That the Head of Legal and Democratic Services be authorised to institute enforcement proceedings in respect of this breach of planning control in the interests of highway safety due to the access having substandard visibility at its junction with the A34, and access being taken from part of the Strategic Highway Network. In addition the enjoyment of users of the footpath would be diminished for the reasons outlined in the report.

(b) That the steps required to rectify the breach of control to be the installation of bollards, or similar, close to the A34, which would prevent the vehicular use of the access, whilst still allowing pedestrians to walk the footpath. Period for compliance to be six weeks.

**R A HOWELLS
Chair**

*Printed for information

SCRUTINY COMMITTEE

5 April 2006

Present:- Councillor Mrs Hambleton in the Chair

Councillors Astle, Mrs Beech, Becket, Mrs Blake, Mrs Burnett, Mrs Butler, Clarke A A, Clarke M R, Cooper, Chrzanowski, Mrs Deakin, Evans, Fox, Foy, Hambleton, Mrs Heames, Holland, Ince, Jones, Lawton, Lefroy, Mrs Lench, Mrs Lewis, MacMillan, Mrs Maddox, Matthews, Mrs Maxfield, Mrs Moss, Mrs Myatt, Olszewski, Mrs Phillips, Miss Reddish, Mrs Simpson, Mrs Speed, Studd, Tagg, Miss Walklate, Wilkes, Whieldon and Mrs Williams

Cabinet Members:- Leech, Tatton and Williams

1080. * PRIMARY CARE TRUST CONFIGURATION

Councillor A A Clarke, as Chair of the Council's Health Scrutiny Sub-Committee advised Members that notification had been received from the Strategic Health Authority that Option 1 had been approved in respect of the above matter i.e. the creation of 4 PCTs, one of which was to bring together the current 6 PCTs of Cannock Chase, South Western Staffordshire, Burntwood, Lichfield and Tamworth, East Staffordshire, Staffordshire Moorlands and Newcastle-under-Lyme.

The Council's preferred option and that of the Newcastle-under-Lyme PCT had been Option 2, the creation of 5 PCTs, one of which would have been a merger of the current Newcastle-under-Lyme and Staffordshire Moorlands PCTs to form one PCT in North Staffordshire.

Resolved:- That a letter be sent to the Strategic Health Authority expressing this Council's disappointment at the decision and requesting reconsideration of Option 2.

1081. * CALL-IN PROCEDURE

Consideration was given to the undermentioned decisions of the Cabinet made on 22 March in respect of which the call-in procedure had been invoked to enable full debate on the issues to take place:-

- (i) Post Implementation Report – Pericles Revenues and Benefits Systems and Anite @ Work Documentation Management System

Resolved:- That the response of the Officers in respect of this matter be accepted.

- (ii) Accommodation (Semi Detached Properties) – Adjacent to Knutton Lane Depot

Resolved:- That Cabinet be recommended to request a feasibility study and business case in respect of this matter prior to any decision being made on the use of these properties.

(iii) Proposals for Management of the Local Strategic Partnership (LSP)

Resolved:- That Cabinet be requested to reconsider its decision to add the post of LSP Officer to the Council's establishment until the findings of the Consultant are known.

(iv) Local Development Scheme

Resolved:- That the written response of the Officers in respect of this matter be accepted.

1082. * **CABINET DECISIONS**

Details were submitted of all non-confidential decisions made by Cabinet at its meeting held on 22 March 2006 upon which Members were invited to comment.

Resolved:- That the decisions of Cabinet referred to above, and not subject to call-in be noted.

1083. * **FORWARD PLAN**

No comments were received on this matter.

1084. * **DISCLOSURE OF EXEMPT INFORMATION**

Resolved:- That the public be excluded from the meeting during consideration of the following item by reason of the likely disclosure of exempt information as defined in paragraphs 1, 5, 7, 8 and 9 in Part 1 of Schedule 12A of the Local Government Act 1972.

1085. * **CONFIDENTIAL CABINET DECISIONS – 22 MARCH 2006**

Details were submitted of confidential decisions made by Cabinet at its meeting held on 22 March 2006 upon which Members were invited to comment.

Resolved:- That the confidential decisions of Cabinet made on 22 March 2006 and not subject to call-in be noted.

MRS S HAMBLETON
Chair

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HEALTH SCRUTINY SUB-COMMITTEE

6 April 2006

Present:- Councillor A A Clarke in the Chair

Councillors Mrs Blake, Mrs Deakin and Mrs Speed

Mrs Johnson and Mr Thomasson representing PPIH Forum
Mr Ashbolt and Mr Rogerson representing the Newcastle PCT
Ms Rhead and Mr Hulse representing the CHC

1086. * **MINUTES OF PREVIOUS MEETING**

Resolved:- That the minutes of the meeting of the Sub-Committee held on 18 January 2006 be agreed as a correct record.

1087. * **NORTH STAFFORDSHIRE COMBINED HEALTHCARE TRUST
FOUNDATION TRUST – APPOINTMENT TO COUNCIL OF GOVERNORS**

Members were advised that the Council's Cabinet at its meeting held on 2 March had approved the nominations of Councillor John Taylor and the Corporate Director (Social Care and Health) by the County Council, to the Council of Governors.

Resolved:- That the information be received.

1088. * **NORTH STAFFS COMBINED HEALTH NHS TRUST – FINAL ANNUAL
HEALTHCHECK**

Consideration was given to a report by the North Staffs Combined Healthcare NHS Trust concerning the final annual healthcheck in respect of compliance to Standards for Better Health.

Resolved:- That the report be received.

1089. * **'STANDARDS FOR BETTER HEALTH' – FINAL DECLARATION 2005/06**

A report was submitted detailing the North Staffordshire Combined Healthcare's position against the Department of Health's 24 Core Standards and Sub-Standards as outlined in 'Standards for Better Health'.

The Trust would not be in a position to confirm its position until after the Trust's Public Board Meeting which was being held on 6 April 2006.

The report highlighted 3 areas where the Trust was not fully compliant throughout the year but had achieved full compliance by the end of the year.

Resolved:- That the report be received.

1090. * **OUT OF HOURS PROVISION**

Members were advised that the proposed move of the Out of Hours Service to Festival Park had been abandoned and negotiations were being held to relocate temporarily to the Central Outpatients pending the completion of the hospital redevelopment.

Resolved:- That the report be noted.

1091. * **MILEHOUSE (KNUTTON AND CROSS HEATH) DEVELOPMENT**

It was reported that approval had been given by the PCT Board to the proposed Milehouse Health Centre on Milehouse Lane and that work would now progress with partner organisations to oversee the project.

Resolved:- That the report be noted.

1092. * **PRIMARY CARE TRUST RECONFIGURATION PROPOSALS**

It was reported that a consultation undertaken by the PPIH Forum had shown support for Option 2, the creation of 5 PCTs, one of which would have seen the merger of the current Newcastle-under-Lyme and Staffordshire Moorlands PCTs to form 1 PCT in North Staffordshire.

However, notification had been received from the Strategic Health Authority that Option 1 had been approved i.e. the creation of 4 PCTs, one of which was to bring together the 6 PCTs currently covering Cannock Chase, South Western Staffordshire, Burntwood, Lichfield and Tamworth, East Staffordshire, Staffordshire Moorlands and Newcastle-under-Lyme.

This matter had previously been considered by the Council's Scrutiny Committee at which it had been resolved to write to the Strategic Health Authority expressing the Council's disappointment at the decision and requesting reconsideration of Option 2.

Resolved:- That the decision of the Council's Scrutiny Committee be supported.

1093. * **STAFFORDSHIRE HEALTH SCRUTINY COMMITTEE**

Resolved:- That the minutes of the meeting of the above Committee held on 16 January 2006 be received.

1094. * **REVISED LOCAL DELIVERY PLAN AND FINANCIAL PLAN FOR NEWCASTLE-UNDER-LYME PCT 2006/07**

A report was submitted on the revised Local Delivery Plan and Financial Plan for Newcastle-under-Lyme PCT for 2006/07.

A summary of the PCT's financial position was submitted together with actions being taken to manage budget reductions.

Resolved:- That the report be noted.

**A A CLARKE
Chair**

*Printed for information the Committee having or taking power to act.

PUBLIC PROTECTION COMMITTEE

10 April 2006

Present:- Councillor Mrs Butler in the Chair

Councillors Mrs Deakin, Foy, Mrs Heames, Jones, Lawton, Mrs Lench, Olszewski, Miss Walklate and Williams

1095. * **ENVIRONMENTAL PROTECTION ACT 1990 SECTION 79(1) (g)
NOISE NUISANCE CAUSED BY AUDIBLE INTRUDER ALARM**

It was reported that a noise abatement notice had been served on the occupier of a residential property. The notice had not been complied with and the necessary works had been carried out in default.

Resolved:- That all costs incurred in carrying out the works be recovered from the owner of the property.

1096. * **FOOD SAFETY ACT 1990, FOOD SAFETY (GENERAL FOOD HYGIENE)
REGULATIONS 1995
BREACH OF FOOD HYGIENE REGULATIONS (CASE NUMBER FS HLR/04)**

A report was submitted of the outcome of legal proceedings in respect of the contravention of Food Safety and General Food Hygiene Regulations.

Resolved:- (a) That the information be received.

(b) That Committee be informed of the penalty imposed by the Crown Court

1097. * **DISCLOSURE OF EXEMPT INFORMATION**

Resolved:- That the public be excluded from the meeting during the consideration of the following items by reason of the likely disclosure of exempt information as defined in paragraphs 4, 7 and 12 in Part 1 of Schedule 12A of the Local Government Act 1972.

1098. * **LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1976
PRIVATE HIRE DRIVERS' LICENCES**

(a) Mr AWN

Details of an application for a private hire driver's licence were submitted.

Resolved:- That AWN be granted a licence for 1 year.

(b) Mr DE

Resolved:- That consideration of this application be deferred to enable Mr DE to attend the meeting.

(c) Mr ANW

Details of an application for a private hire driver's licence from Mr ANW were submitted.

Resolved:- That a licence be granted until 30 September 2006.

(d) Mr PC

It was reported that complaints had been received concerning the above driver and that this driver had previously been warned about his conduct.

Resolved:- That the driver be issued with a formal written caution.

(e) Mr PW (325/06)

Pursuant to the above resolution, Mr PW had reapplied for a private hire driver licence.

Resolved:- That a licence be granted until 30 September 2006 and any renewal application be approved, subject to no change in the present circumstances.

(f) Mr RF

Details of allegations of improper conduct by the above driver were submitted for consideration.

Resolved:- That Mr RF's private hire driver's licence be revoked as he is not a fit and proper person to hold a private hire driver's licence on the basis of the allegations and his own admission.

**MRS S T BUTLER
Chair**

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**MEMBERS DEVELOPMENT AND PERFORMANCE
REVIEW SUB-COMMITTEE**

11 April 2006

Present:- Councillor Studd in the Chair

Councillors Foy, Mrs Hambleton, Mrs Lench, Mrs Lewis, Mrs Maxfield and Mrs Simpson

1099. * **MINUTES OF PREVIOUS MEETING (1 MARCH 2006)**

Resolved:- That the minutes of the meeting of the Sub-committee held on 1 March 2006 be agreed as a correct record.

1100. * **CONSIDERATION OF THE RESPONSES TO THE SCRUTINY
QUESTIONNAIRE**

The Sub-committee considered the results of the questionnaire to Members regarding the review of the Constitution – Terms of Reference of Committees – in respect of which 26 questionnaires had been returned.

Resolved:- That the following comments be referred to Scrutiny Committee:

- (i) The majority of Members consider they receive adequate information.
- (ii) That there is a need for Member training, particularly in respect of Planning, Licensing and Public Protection and that training in relation to these quasi-judicial functions should be compulsory.
- (iii) Training sessions need to be provided both as daytime sessions and as evening sessions.
- (iv) Members of Planning Committee should be provided with a full set of PPGs and they should be automatically kept up to date.
- (v) Members considered that the background information provided is sufficient.
- (vi) That in general reports are written in plain English and easy to understand though there are occasions when technical language is used which is not easy to understand.
- (vii) It was felt that there was a general need for training for Committee Chairs and Vice Chairs in chairing skills.
- (viii) Supplementary items circulated at meetings should only be accepted in the most urgent cases.
- (ix) In general meetings should not last more than two hours and Standing Order No. 11 – Duration of Meeting – should be amended and the words 'four hours' deleted and replaced by 'three hours'.
- (x) It should be recommended to the Planning Committee that where there are major items which are likely to be the subject of lengthy debate, these should be the subject of a special meeting, or alternatively arrangements should be put in place whereby members of the public attending for specific householder items can make known those items and they be brought forward to the start of the agenda to avoid the need

for members of the public to sit through a lengthy debate in which they may have no interest.

- (xi) It was considered that the DVD produced by the Standards Board on the investigation and determination of complaints should be shown to the Scrutiny Committee at its next meeting.

1101. * REVIEW OF THE CONSTITUTION

Resolved:- That the next areas for review be:

- (i) Scheme of Delegations
- (ii) Access to Information Rules and the Freedom of Information Act 2000
- (iii) Roles of Councillors

1102. * ITEM BROUGHT UNDER SECTION 100B/4 OF THE LOCAL GOVERNMENT ACT 1972 WMLGA MEMBER DEVELOPMENT CHARTER

It was reported that the first step in the process of achieving the WMLGA Charter would be to set up a Member Group to oversee the process and to approve proposals for Member training and that the Member Development and Performance Review Sub-committee would be the appropriate Member forum for that.

Resolved:- That it be recommended to Scrutiny that the Member Development and Performance Review Sub-committee act as the steering committee for the West Midlands LGA Member Development Charter.

**R STUDD
Chair**

*Printed for information

THE CABINET

12 April 2006

Present:- Councillor Leech in the Chair

Councillors Mrs Astle, Bentley and Williams

1103. * GRANTS TO THE VOLUNTARY AND COMMUNITY SECTORS

Consideration was given to the decisions of the Grants Assessments Panel made at the meeting held on 21 March 2006 in respect of the voluntary and community sectors grants.

These had initially been submitted to Cabinet at its meeting on 22 March but had been deferred to allow Members more opportunity to consider the matters.

However, approval to the proposed grant to Age Concern had been given, following consultation with the Chair to enable that organisation to set its Budget for 2006/07.

Resolved:- (a) That Cabinet approves the following matters as recommended by the Grants Assessment Panel meeting held on 21 March 2006:-

- (i) the allocation of non-priority grants (including the endorsement of the grant to Age Concern North Staffordshire which has been given exceptional approval by officers in liaison with the Council Leader;
- (ii) the allocation of priority grants;
- (iii) the allocation of grants to organisations providing services to homeless people;
- (iv) the allocation of a grant under the Cultural Grants scheme;
- (v) the allocation of Community Chest grants;
- (vi) the carrying forward of unspent balances from 2005/06 into 2006/07 in respect of priority grants, cultural grants and Community Chest.

(b) That Cabinet approves the Community Chest grant to Audley Parish Bowling Club.

(c) That a Revenue Support grant of £113,646 be made to the New Victoria Theatre for 2006/07 representing a inflationary increase of 2½% over 2005/06 and as approved by the Council at its meeting held on 22 February 2006 (Res 820/06 refers) 'Integrated Capital and Revenue Budget 2005/06 and later years and Council Tax 2006/07'.

1104. * GRANTS ASSESSMENT PANEL

Resolved:- That the decisions of the Grants Assessment Panel made at its meeting on 21 March 2006 and not referred to in Resolution 1103 above be approved (printed as Appendix).

1105. * **DISCLOSURE OF EXEMPT INFORMATION**

Resolved:- That the public be excluded from the meeting during consideration of the following item by reason of the likely disclosure of exempt information as defined in paragraph 11 in Part 1 of Schedule 12A of the Local Government Act 1972.

1106. * **INDUSTRIAL ACTION – LOCAL GOVERNMENT PENSION SCHEME (LGPS)**

Consideration was given to an update from the Local Government Association concerning the ongoing industrial action and a proposed framework for a programme of discussions and negotiations.

Resolved:- (a) That a letter be sent to the Local Government Association and the Office of Deputy Prime Minister urging meaningful discussions with the Trade Unions to bring about a satisfactory settlement of the situation.

(b) That staff be informed of the Cabinet's comments and support in respect of the dispute and desire to see the matter resolved without further industrial action.

D A LEECH
Chair

*Printed for information.

GRANTS ASSESSMENT PANEL

21 March 2006

Present:- Councillor Lawton in the Chair

Councillors Clarke M R, Evans, Hambleton, Lefroy, Slater, and Mrs Williams

1107. * **MINUTES OF PREVIOUS MEETING**

Resolved:- That the minutes of the Panel held on 8 December 2006 be approved as a correct record.

1108. * **ALLOCATION OF NON-PRIORITY GRANTS 2005/06**

Consideration was given to five applications for non-priority grants as follows:-

(i) Volunteer Reading Help

Grant of £4,820 requested towards the cost of supporting three volunteers and the training of five new volunteers to help children between 6-11 with their reading problems.

(ii) Age Concern North Staffordshire

Grant of £4,330 requested to support the ongoing operational costs of the Newcastle Office.

(iii) Girlguiding Newcastle Division

Grant of £3,000 requested to help fund a stay by 120 brownies and guides at Copeland Cottage.

(iv) Community Council of Staffordshire

Grant of £3,400 requested for the next 3 years in respect of the organisation's Village Agent Scheme.

(v) Newcastle-under-Lyme 50+ Forum

Grant of £1,000 requested towards the cost of creating a 50+ Forum Group.

Resolved:- (a) That the Cabinet be recommended to approve the following non-priority grants:

<u>Organisation</u>	<u>Grant</u> £
Volunteer Reading Help	4,820
Age Concern North Staffordshire	4,330
Girlguiding Newcastle Division	3,000
Community Council of Staffordshire	3,400

(b) That the grant of £3,400 awarded to the Community Council of Staffordshire be for 2005/06 only and the situation with regard to similar grants being awarded for 2006/07 and 2007/08 be reviewed in 12 months time.

(c) That no action be taken in respect of the application submitted by Newcastle-under-Lyme 50+ Forum but that the organisation be invited to submit a new application in 2006/07 and, in the meantime, be advised of other possible sources of funding.

1109. * **ALLOCATION OF PRIORITY GRANTS 2006/07**

Consideration was given to eight applications for priority grants to be awarded.

Resolved:- (a) That the Cabinet be recommended to approve the undermentioned grants:-

<u>Organisation</u>	<u>Amount</u> £
Newcastle & Kidsgrove CAB	97,870
Newcastle and North Staffs Play Council	23,420
Newcastle CVS	9,770
Newcastle Sports Council	20,500
Mind	2,655
Women's Rape & Sexual Violence Service	2,275
Relate	2,235
Samaritans	1,870

(b) That the Cabinet be recommended to approve the rolling forward of the unspent balance of £6,452 set aside for Priority and Non-Priority Grants into the next financial year.

(c) That in view of the fact the Newcastle and Kidsgrove CAB had failed in its attempts to appoint an officer to provide advice in Welfare benefits, for which a grant of £25,000 had previously been granted, the organisation be asked to return the grant to the Council and that, when received, it be placed in the Council's reserve fund.

Councillor Clarke declared a prejudicial interest in the following matter and left the meeting during its consideration.

1110. * **NEW VICTORIA THEATRE – REVENUE SUPPORT 2006/07**

Reference was made to a resolution of the Cabinet not to roll forward the existing Service Level Agreement with the New Vic Theatre by one year to cover the period 2005/06 to 2007/08 and to consider reducing the level of grant aid to the Theatre in future years.

The Theatre Trust had subsequently requested a grant of £113,646, representing an inflationary increase on the 2005/06 grant of 2½%, in the light of which the Panel was asked:-

- (i) whether it wished to re-instate the Service Level Agreement with the Theatre Trust and maintain the current level of funding with an increase for inflation or,
- (ii) to deviate from the terms of the Agreement and recommend a different amount for the grant than that which is consistent with the Agreement?

Resolved:- That the Cabinet be recommended to approve a grant of £90,000 to the New Vic Theatre for 2006/07.

1111. * GRANT TO ORGANISATIONS PROVIDING SERVICES TO HOMELESS PEOPLE

Consideration was given to a report seeking approval for the allocation of funding reserved for voluntary organisations providing a variety of homelessness related services:-

Resolved:- (a) That the Cabinet be recommended to approve the following grants:-

<u>Organisation</u>	<u>Amount</u> £
Elizabeth House	2,184
Domestic Violence Helpline	3,275
Elizabeth House	2,424
Furniture Mine	12,602
Gingerbread	3,500
Potteries Housing – Outreach	12,750
Potteries Women’s Refuge	1,500
Salvation Army	1,000
Shelter	340
Turning Point	3,340
YMCA	6,115

1112. * CULTURAL SISTERS – APPLICATION FOR FINANCIAL ASSISTANCE

Consideration was given to an application submitted by Cultural Sisters, a group of six ladies engaged in the community by the delivery of art/history related activities to children.

The ladies had previously supported Newcastle Carnival and staged workshops/exhibitions in the area and had received funding from Stoke-on-Trent City Council and Fast Track.

Resolved:- (a) That the Cabinet be recommended to approve a grant of £1,200 to Cultural Sisters.

(b) That Cabinet be recommended to approve the rolling forward of the unspent balance of £1,060 under this heading into 2006/07.

1113. * **COMMUNITY CHEST**

Consideration was given to a revised report outlining 24 applications for funding from the Community Chest.

Each of the applications had received the support of the appropriate locally based body.

Resolved:- (a) That the Cabinet be recommended to approve the undermentioned grants:-

	£
Halmerend Village Association	500.00
Halmerend Methodist Church Monday Club	400.00
Audley/Wood Lane Community Association	799.36
Chesterton Community Forum – One Stop Shop	1,000.00
Harriet Higgins CC – Salvation Army – Youth Club	1,000.00
Tom Lowe Amateur Boxing Club	1,000.00
Maryhill High School PTA	400.00
Kidsgrove Twinning Association	500.00
Talke Youth Club	500.00
Marsh Hall Junior Youth Club	860.00
Ashley & Loggerheads First Responders	800.00
Friends of St Mary’s School, Mucklestone	1,000.00
Poplar Residents Assoc – Theatre Visit	132.00
Poplar Residents Assoc – Trentham Garden’s Visit	324.00
Krafty Kritters – Magic Mosaics	894.00
Krafty Kritters – ‘Lil’ Kritters	500.00
Cross Heath Decorative Painters	935.00
Silverdale Over 60s Club	250.00
Whitmore & District Village Hall Management Cttee	500.00
1st Westlands Guides	620.00
Newcastle-under-Lyme Taekwando	320.00

(b) That in respect of the grant to Whitmore and District Village Hall Management Committee (£500) the applicant be advised to ensure that in future, the running costs of the centre are to be met out of the income received from the day to day hire of the centre.

(c) That the application submitted by Audley Parish Bowling Club be deferred pending further discussions with the applicant.

(d) That the Cabinet be requested to approve the rolling forward into 2006/07 of the unspent balances for each Locally Based Body.

B C LAWTON
Chair

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AUDIT & GENERAL PURPOSES COMMITTEE

18 April 2006

Present:- Councillor MacMillan in the Chair

Councillors Mrs Beech, Clarke M R, Hailstones, Hambleton, Mrs Lewis, Matthews, Olszewski and Whieldon

1114. * **LOCAL AUTHORITIES (ALCOHOL CONSUMPTION IN DESIGNATED PUBLIC PLACES) REGULATIONS 2001
ALCOHOL CONSUMPTION IN PUBLIC PLACES – PHASE 4**

A report was submitted which proposed a further 39 areas that had been identified as suitable for designating as public areas when the consumption of alcohol should be restricted. The report further detailed progress that had been made on areas previously designated.

Resolved:- (a) That approval be given, in principle, to use the Local Authorities (Alcohol Consumption in Designated Public Places) Regulations 2001 for areas listed in the appendix to the report and those areas identified by Members at the meeting.

(b) That the necessary consultation takes place and the statutory publicity of intended sites be placed in the local press.

(c) That the outcome of consultation and publicity be reported to a future meeting for consideration.

(d) That the costs involved in the making of Phase 4 be met from the New Initiatives Fund.

1115. * **QUARTERLY REPORT: ADOPTION OF INTERNAL AUDIT FUNDAMENTAL RECOMMENDATIONS AND SUMMARY OF ASSURANCE – YEAR ENDED 31 MARCH 2006**

A detailed report was submitted which outlined fundamental recommendations that had resulted from audits that had been carried out during the period ended 31 March 2006. It was further reported that in the fourth quarter there were 51 overdue fundamental recommendations. Members expressed concern at the number of fundamental recommendations where the target date had moved more than once without satisfactory explanation, and requested officers either gave, or were available for, further explanations.

Resolved:- (a) That the actions of officers and the levels of assurance be noted.

(b) That a further report be submitted in respect of those items involving Council Tax and Treasury Management.

1116. * CULTURAL CHANGE AGENDA – ESTABLISHMENT OF A POST OF PERFORMANCE MANAGEMENT ASSISTANT

A report was submitted outlining proposals to create a post of Performance Management Assistant to assist with achieving the Council's Corporate Priorities by ensuring robust performance management.

Resolved:- That a post of Performance Management Assistant be established on Grade 7, the cost to be funded as set out in the report.

1117. * DISCLOSURE OF EXEMPT INFORMATION

Resolved:- That the public be excluded from the meeting during consideration of the following item by reason of the likely disclosure of exempt information as defined in paragraph 1 in Part 1 of Schedule 12A of the Local Government Act 1972.

1118. * CHANGE MANAGEMENT

A detailed report was submitted outlining proposals to assist the Council to respond to the Audit Commission's recommendations for Human Resources and Change Management.

Resolved:- That this matter be referred to a meeting of the Committee of the Council.

1119. * RESTRUCTURING OF PERSONNEL SERVICES SECTION

A detailed report was submitted outlining proposals to restructure the Personnel Services Section as part of organisational changes to deal with the Change Management Programme.

Resolved:- That this matter be referred to a meeting of the Committee of the Council.

**J MacMILLAN
Chair**

*Printed for information

THE CABINET

19 April 2006

Present:- Councillor Leech in the Chair

Councillors Mrs Astle, Bentley, Finnemore, Tatton and Williams

1120. * **SUB REGIONAL HOUSING STRATEGY**

A report was submitted updating Members on the formation of the North Housing Market Area Groups and detailing information on the grant awarded from regional funding streams and requesting a decision on the allocation of the Capital Grant (circa £7m).

Members were reminded that meeting the Government's Decent Homes target was key to the Council's priorities and it was appropriate to direct funding to the Council's Housing Capital Programme 2006/07.

Resolved:- (a) That Officers continue to work with the relevant Registered Landlords to ensure that the Housing Corporation funding is utilised.

(b) That the use of the Regional Housing Board funding for decency in the private sector, renewal and growth is considered as part of the Housing Capital Programme to be reported at the next Cabinet.

1121. * **PROPERTY APPRECIATION LOANS AND COMPLEMENTARY LOANS FOR RENEWAL – RENEW NORTH STAFFS (739/06)**

Further to the above resolution, a detailed report was submitted in respect of the introduction of loans for housing improvement and renewal in the Borough.

Resolved:- (a) That the draft policy criteria to support the implementation of loans are adopted as a basis for further discussion.

(b) That the risk plan and the mitigating plans be approved, to be reviewed after a 6-month period.

(c) That ABRA be requested to develop a full marketing strategy and outline literature to launch the loans service.

(d) That the suggested route to appoint ART Homes Ltd as loan provider is adopted and that a brief is developed based on the information in the appendix to the report.

(e) That Beth Johnson be appointed as a delivery partner and invited to submit a written response to the brief.

(f) That establishment of a Discretionary Panel is supported, to be merged with the RENEW discretionary panel taking into account the recommended terms of reference, frequency of meetings and purpose.

(g) That review of the implications of introducing loans and removing grants for the Council's capacity be undertaken.

1122. * HOUSING RENEWAL ASSISTANCE POLICY 2006/2010

Consideration was given to proposed revisions to the Council's Housing Renewal Assistance Policy in order to align with Renew North Staffordshire policies and the introduction of the Loan Assistance Scheme targeted at low income and vulnerable residents.

Resolved:- (a) That the Housing Renewal Assistance Policy be revised in accordance with the changes outlined in the framework given in the report and adopted.

(b) That the Policy be subject to appropriate review as and when required by changes in legislation or relevant Council and/or Renew strategies.

1123. * DELIVERY OF THE RENEW RELOCATIONS OPTION (739/06)

Further to the above resolution, a report was submitted on the opportunities for a support service that will be in place from April and accessible to all those who could be directly affected by Renew interventions.

Resolved:- (a) That the service be welcomed and officers work with Home Options to develop the service in Newcastle.

(b) That the draft equity loans policy criteria be approved subject to officers addressing the issues covered within this report.

(c) That further information about the delivery of the service and its effectiveness be reported back to Cabinet.

1124. * DASHBOARD INDICATORS – PERFORMANCE MANAGEMENT REPORT TO THE END OF FEBRUARY 2006

Resolved:- That Cabinet notes the performance of the dashboard indicators for the period to 28 February 2006.

1125. * POST OF COMMUNITY SAFETY OFFICER

A report was submitted seeking approval to the funding and establishment of a post of Community Safety Officer, the reasons for which were considered.

Resolved:- That the permanent full time post of Community Safety Officer be established as detailed in the report.

**D A LEECH
Chair**

*Printed for information

CONSERVATION ADVISORY WORKING PARTY

19 April 2006

Present:- Councillor Mrs Lench in the Chair

Councillors Foy, Lefroy and Miss Walklate

Representing Outside Bodies:- Mr A Wemyss (Audley Parish Council)

1126. * MINUTES OF PREVIOUS MEETINGS

Resolved:- That the minutes of the previous meetings held on 24 January and 14 February 2006 be agreed as a correct record.

1127. * PLANNING APPLICATIONS

Resolved:- (a) That the decisions on applications previously considered by this Working Party be received.

(b) That the following observations be made on the applications listed below:-

<u>App No</u>	<u>Proposed development and name of applicant</u>	<u>Comments</u>
06/172/LBC	Replacement windows and doors, rooflights to rear and internal alterations. 6 Church Street, Audley. Mrs T Drakeford.	No objections.
06/231/OUT	Replacement of existing agricultural building and hardstanding etc with one dwelling house and curtilage. Land adj to Maer Mews, Haddon Lane, Maer. Ms W Kinson.	No objections in principle subject to careful control of the size, design, materials and detailing of the proposed dwelling.
06/265/FUL	Rear conservatory. Aston Cottage, 201 School Lane, Aston. Mr & Mrs Mottershead.	No objections.
06/292/FUL	Loft conversion and insertion of two roof lights. 11 Birches Farm Mews, Madeley. S Dumbill.	Members were advised that this proposal was 'Permitted Development' and therefore, had been returned to the applicant.

Conservation Advisory – 19/04/06

06/288/FUL	Part two-storey front/part single storey side extension. West View, Butterton. H Scott Drummond.	No objection subject to careful control over materials and detailing to match existing.
06/293/FUL	Variation of Condition 1 of Planning Permission 99/881/COU to allow opening hours of 1700 to 0100 hours (the next day) Monday to Thursday; 1700 to 0230 hours (the next day) and Friday and Saturday 1700 to 0030 hours (the next day on Sundays. 7 Brunswick Street, Newcastle. Farooq Hussain.	Members expressed concerns to this proposal as it would increase the risk of anti-social behaviour in the Conservation Area and also increase the amount of litter at times when no clearing up of the streets would take place.
06/304/FUL	Entrance porch on side elevation. Corner Cottage, 37 Eccleshall Road, Muckelstone. Mr D Riley	Recommend refusal. The proposal would be out of keeping with the character and appearance of the Conservation Area.
06/310/FUL	Alterations to outbuilding to form garage, workroom with self-contained studio and ensuite kitchen over. Sunnyside Cottage, Main Road, Betley. Mr D Davies.	No objections in principle subject to Officers negotiating over the circular gable window, 2 front rooflights and the external staircase for a more sympathetic design more in keeping with the Conservation Area. In addition, the studio should only be for uses ancillary to the existing dwelling.
06/313/ADV	Two internally illuminated box signs. 15 Castle Walk, Newcastle. Marks & Spencer plc.	No objections.
06/234/FUL	Replacement roof tiles. Out Lady & St John the Baptist RC Church, Church Road, Ashley. Rev S Fawcett.	No objections.

**MRS M LENCH
Chair**

*Printed for information

PLANNING COMMITTEE

25 April 2006

Present:- Councillor Howells in the Chair

Councillors Mrs Astle, Astle, Becket, Mrs Blaise, Mrs Blake, Clarke M R, Cooper, Evans, Fear, Fox, Hambleton, Mrs Heames, Holland, Lawton, Leech, Mrs Maxfield, Mrs Moss, Mrs Myatt, Miss Reddish, Mrs Salt, Mrs Simpson, Slater, Studd, Tagg, Tatton, Wilkes, Mrs Williams and Williams

1128. * **COUNCILLORS FOX AND HOLLAND**

The Chair and Members paid tribute to the long service given to the Planning Committee by Councillors Fox and Holland who were not seeking re-election to the Council at the forthcoming local elections.

1129. * **ERECTION OF 16 UNITS FOR B1, B2 AND B8 USES ON PLATEAU 4 FORMER SILVERDALE COLLIERY, SCOT HAY ROAD, SILVERDALE J LITTLETON AND CO LTD. 06/263/FUL**

Resolved:- (a) That subject to the applicant first entering into a Section 106 Obligation, within 3 months, to provide a financial contribution towards monitoring of a Green Travel Plan and the provision of a Travel Plan framework for the units, permit subject to the following conditions:-

- (i) Prior approval of drainage.
- (ii) Prior approval of security details i.e. fencing, lighting, shuttering.
- (iii) Agreement of materials for surfacing, cladding.
- (iv) Prior approval Landscaping.
- (v) No additional internal floorspace to be created without consent.
- (vi) Submission of a Travel Plan Framework and a detailed travel plan.
- (vii) Relevant conditions of outstanding consultees.
- (viii) Parking/turning and servicing areas.
- (ix) All parking spaces to be communal
- (x) Turning facilities.
- (xi) Surface Water Interceptors.
- (xii) Cycle facilities.
- (xiii) Oil Interceptors.
- (xiv) Contaminated Land Conditions.
- (xv) Control over noise emitting plant or machinery.
- (xvi) CCTV.

(b) That the comments made by Members that the proposed Green Travel Plan should be imaginative and take into account the issue of public transport and how patrons will have access to it be forwarded to the applicant.

(c) That consideration be given to organising a training event involving officers from the County Council on Green Travel Planning.

1130. * **RECONSTRUCTION OF FIRE-DAMAGED WORKINGMEN'S CLUB
HIGH STREET, SILVERDALE
SILVERDALE AND DISTRICT WORKINGMEN'S CLUB AND INSTITUTE.
05/1239/FUL**

Resolved:- Permit subject to the following conditions:-

- (i) Standard condition 1.
- (ii) Notwithstanding the materials indicated on the application form, the building will be constructed in brick, render and roofing tiles details of which are to be agreed.
- (iii) Relevant conditions of outstanding consultees.
- (iv) Restriction on the hours of opening of the premises to be 9am to 12.30am the following morning on Monday to Saturday (including Bank Holidays), and 9am to 11.30pm on Sundays.
- (v) Noise limiter for Concert Room.
- (vi) External glazing.
- (vii) Sound insulation measures for doors.
- (viii) Details of ventilation.
- (ix) Details of plant room doors and acoustic treatment.
- (x) Scheme of sound insulation to the manager's flat.
- (xi) CCTV.

1131. * **B2/B8 INDUSTRIAL UNITS AND ASSOCIATED OFFICES
CENTRE 500, LAND FORMER WOLSTANTON COLLIERY STOCK YARD,
NEWCASTLE
ST MODWEN DEVELOPMENTS LTD. 05/965/FUL**

Resolved:- (a) That subject to the applicant first entering into a Section 106 Obligation, by 30 June 2006, to provide financial contributions towards monitoring of Green Travel Plan and a Traffic Regulation Order (if required within specified period), and the provision of a Travel Plan framework, permit subject to the following conditions:-

- (i) Submission of details of landscaping to include planting of mature native tree species.
- (ii) No additional internal floorspace to be created without consent.
- (iii) Submission of details of materials (including roof colours, which should be painted green).
- (iv) Contaminated land investigation.
- (v) Surface water drainage to be passed through trapped gullies.
- (vi) Appropriate parking and access related conditions.

(b) That failing the securing of such Obligation by 30 June 2006, the Head of Regeneration and Planning Services be given delegated authority to refuse the application on the grounds that without such Obligation the development would (a) not comply with the objective in local and national policies of moving towards sustainable forms of development and (b) could create on-street parking problems that might cause difficulties for forms based upon this site.

1132. * **PUBLIC HOUSE/LEISURE FACILITY
FORMER BIRCHENWOOD QUARRY AND BRICKWORKS, LIVERPOOL
ROAD, KIDSGROVE
PARKHILL ESTATES LTD. 05/435/REM**

Resolved:- That reserved matters approved be granted subject to the undermentioned conditions:-

- (i) Notwithstanding the submitted details of the external facing materials and surfacing materials such details to be agreed in writing with local planning authority.
- (ii) Submission of landscaping scheme to include planting to be more reflective of local species and to include planting areas within the car parking area. No consent granted or implied for the car-parking layout or the number of spaces indicated.
- (iii) Access road, parking, turning and servicing areas to be surfaced and drained before development is brought into use and thereafter maintained for that purposes.
- (iv) Full details of access to be agreed.
- (v) Prior to development being brought into use, cycle facilities to be provided in accordance with details to be first submitted and approved.
- (vi) Provision of surface water drainage interceptors if necessary.
- (vii) Appropriate siting of soakaways/septic tank.
- (viii) Provision of surface water drainage interceptors if necessary.
- (ix) Access to remain ungated.
- (x) Prior approval of measures to minimise the risk of crime and disorder.
- (xi) Prior approval of details of the play area.
- (xii) Prior approval of noise insulation of the building details of which shall be supported by an acoustic survey.
- (xiii) Prior approval of a grease trap and implementation of approved scheme prior to premises opening.
- (xiv) Refuse storage and collection arrangements to be agreed.
- (xv) Safety equipment provision (and maintenance) at poolside.
- (xvi) Control over any external music.
- (xvii) Screening between any external sitting out area/beer garden and residential development.
- (xviii) Boundary treatment to discourage access to nearby water body.
- (xix) Retention of any approved parking areas for that purpose.
- (xx) Drainage not to be via septic tank

1133. * **CONVERSION OF FARM BUILDINGS INTO TWO DWELLINGS AND
ASSOCIATED WORKSPACE; CHANGE OF USE/ALTERATION OF SHIPPON
TO DOCUMENT STORAGE
KNIGHTON FARM, BEARSTONE ROAD, KNIGHTON
MR S THOMAS. 05/1145/FUL**

Resolved:- (a) That permission be granted subject to the undermentioned conditions:-

- (i) Standard condition 1.
- (ii) Materials, reveals, use of timber, extent of any rebuilding.
- (iii) Approval to relate to revised plans.
- (iv) Removal of pdrs for houses.
- (v) Removal of agricultural permitted development rights for remaining holding.

- (vi) Conditions linking document storage business to nearest house.
- (vii) Hours of movements associated with document storage business.
- (viii) No on-site shredding.
- (ix) Restriction on hours of business operations.
- (x) No dig method in vicinity of tree at access.
- (xi) Improvement to visibility but to retain tree and hedge where possible.
- (xii) Landscaping submission and implementation.
- (xiii) Parking details, provision and implementation.

(b) That the reason for granting planning permission in respect of this application is that having regard to past traffic generation, the Local Planning Authority consider that no material harm would be caused to highway safety arising from the proposal.

1134. * **DEMOLITION OF BAND HALL AND ERECTION OF REPLACEMENT SECTIONAL BUILDING
BAND ROOM, DEAN HOLLOW, AUDLEY
AUDLEY BRASS BAND. 06/197/FUL**

Resolved:- That permission be granted subject to the undermentioned conditions:-

- (i) Standard condition 1.
- (ii) Details of materials.
- (iii) Noise mitigation measures as recommended in acoustic report.

1135. * **CHANGE OF USE FROM RETAIL SHOP (A1) TO HOT FOOD TAKE AWAY (A5) WITH GROUND FLOOR REAR EXTENSION
4 MARKET STREET, KIDSGROVE
MR M ARIF. 06/209/FUL**

Resolved:- That the application be refused because the development would involve the loss of a retail unit so as to undermine the retail viability and vitality of this part of Kidsgrove Town Centre and thus, not accord with Policy R13 of the Local Plan.

1136. * **THREE CAR DETACHED GARAGE WITH GAMES ROOM
THE NOOK, HEATH RISE, WHITMORE HEATH
MR K W WAN. 06/162/FUL**

Resolved:- That the application be refused for the following reasons:-

- (i) Inappropriate development in the Green Belt with no very special circumstances existing to warrant a permission.
- (ii) Detrimental to the Landscape Maintenance Area.

1137. * **CHANGE OF USE FROM OFFICES (B1) TO PRIVATE HIRE BOOKING OFFICE
1 CHURCH LANE, KNUTTON**

Resolved:- That the application be refused for the following reason:-

- (i) The associated movement of vehicles and associated activity on the site during the night would be likely to cause a significant loss of amenity to the immediately adjoining neighbour.

Councillor Miss Reddish declared a prejudicial interest in the following application and left the meeting during its consideration.

1138. * **DEMOLITION OF EXISTING DWELLINGS (NORTON HOUSE AND TRISAGION) AND ERECTION OF 8 DWELLINGS WITH ASSOCIATED SITE WORKS**
NORTON HOUSE, KEELE ROAD, NEWCASTLE
NEWSTEAD PROPERTIES LTD. 06/109/FUL

Resolved:- That the application be refused because if permitted, the proposal would result in the unacceptable loss of visually significant protected trees.

1139. * **CYCLE SHELTER AND CYCLE PATH**
MARYHILL HIGH AND MARYHILL PRIMARY SCHOOL
GLOUCESTER ROAD, KIDSGROVE
STAFFORDSHIRE COUNTY COUNCIL. 06/350/CPO

Resolved:- That Staffordshire County Council be informed that the Borough Council supports the proposal but wishes the proposed cycle shelter to be painted a powder green colour finish.

R A HOWELLS
Chair

*Printed for information

LICENSING SUB-COMMITTEE

15 March 2006

Present:- Councillor Hambleton in the Chair

Councillors Miss Reddish and Slater

Clerk – Miss L Hall

D Mansbridge - Somerfield Store
R Linsley - Somerfield Store
J Devaney - Objector
L A Hughes - Objector

1140. * SOMERFIELD STORES LTD, CLAYTON ROAD, NEWCASTLE

Issues

Representations had been received from residents within the vicinity of the premises concerning the prevention of public nuisance.

Decision

The Sub-Committee having taken into account the Licensing Act 2004, the Council's Statement of Licensing Policy and the Guidance issued under Section 182, the fact that there were no representations from the responsible authorities and the premises had been granted a provisional off-licence by the Justices on 8 August 2005.

The Sub-Committee considered the relevant oral and written representation(s) and listened to the applicant, the Committee were not satisfied that the application promote the licensing objectives and therefore granted a premises licence subject to the conditions in Appendix C of the agenda on the following basis.

The supply of alcohol from 9.30am to 11.00pm inclusive on each day with the premises to be open to the public for the hours applied for on each day.

- i) The Prevention of Crime and Disorder
 - (a) Staff shall be trained and be aware of all the requirements of the Licensing Act 2003.
 - (b) CCTV shall be installed at the premises.
 - (c) The CCTV system shall be maintained and fully operational during the hours of licensing activity.
 - (d) All tape recordings generated by the CCTV system shall be kept for a period of 31 days.

- (e) All recordings shall be available for inspection by authorised officers of the Police Service and Local Authority.
 - (f) The precise position of the cameras may be agreed with the Police from time to time such requests to be recorded and available for inspection by authorised officers.
- ii) Public Safety
- (a) All emergency exit doors shall be easily operable without the use of key, card, code or similar means of escape.
 - (b) All emergency exit doors shall be checked regularly to ensure they function satisfactorily. Records of such checks shall be kept and be available for inspection by authorised officers.
 - (c) Notices detailing the actions to be taken in the event of fire or other emergencies shall be prominently displayed.
 - (d) All fire exits and means of escape are signed and in compliance with BS5499.
- iii) The Prevention of Public Nuisance
- (a) Waste collection receptacles shall be kept locked.
- iv) The Protection of Children From Harm
- (a) Staff shall be trained in requesting and identifying appropriate means of ID.
 - (b) There shall be a proof of age policy such that anyone appearing to staff to be under the age of 18 shall be asked for photographic identification.
 - (c) There shall be clear, prominent and legible signage advising staff and customers of the age related restrictions on selling alcohol.

**T HAMBLETON
Chair**

BOROUGH OF NEWCASTLE-UNDER-LYME

STATEMENT of Returning Officer showing the results of the Borough Council Elections held on 4 May 2006.

<u>Ward</u>	<u>Name of Candidates</u>	<u>Votes Recorded</u>	<u>Name of Person Elected</u>
Audley & Bignall End	BEECH Ann Elizabeth	690	Catherine Dylis Cornes
	CARTWRIGHT Betty Irene	189	
	CORNES Catherine Dylis	693	
	NIXON David Ernest	316	
Bradwell	DUGDALE David Edwin	279	Trevor Hambleton
	HAMBLETON Trevor	643	
	HUMPHRIES Alan Robert	325	
	PARFITT David Gareth	310	
Butt Lane	BURGESS Silvia	404	Mavis Lench
	DAVIES Glenys Maud	160	
	EDWARDS Paul	206	
	LENCH Mavis	405	
Chesterton	BARLOW Mark Harry	268	Andrew Robin Cooley
	BUDIBENT Jocelyn Needham	223	
	COOLEY Andrew Robin	492	
	SIMPSON Sandra Jean	441	
Cross Heath	BENSON Neville Ian	288	Gillian Williams
	HAMBURGER Leo John	243	
	TAGG John Henry	232	
	WILLIAMS Gillian	627	
Clayton	BEARDMORE David	352	Stephen John McLean Sweeney
	DUNKLEY Brian Patrick	172	
	SHENTON Michael Timothy	210	
	SWEENEY Stephen John McLean	632	
Holditch	COOPER David Charles	104	William Thomas Simpson
	DURBER Eric Geoffrey	127	
	LEWIS Barbara Mary	192	
	SIMPSON William Thomas	401	
Keele	DOBSON Andrew Nicholas Howard	236	Robin Studd
	FOLEY Joel	193	
	JAMES Stephen William	60	
	MAHMOOD Sajid	10	
	STUDD Robin	279	
Kidsgrove	LOCKE Geoffrey Lewis Edward	188	Mary Cynthia Maxfield
	LOWE Edward	166	
	MAXFIELD Mary Cynthia	809	
	WARING Paul	472	
Knutton & Silverdale	GORTON Richard Lloyd	380	Richard Lloyd Gorton
	GREGORY Nicola Alexander Stacey	117	
	HUCKFIELD Derrick	331	
	KINNERSLEY Betty Scarlett Catherine Eva	87	
	NICKLIN Michael John	33	

Madeley	BONFIGLIO Joseph	85	Robert Ashley Howells
	HOWELLS Robert Ashley	433	
	KIRKHAM Bryan	358	
	LOWE Richard William	404	
Loggerheads & Whitmore	BECKET Anne	235	Philip Maskery
	COLCLOUGH Trevor William	171	
	MASKERY Philip	1640	
	WILLIAMS Glyn Lewis	166	
May Bank	BECKETT Michael	163	Stephen Alan Holland
	HOLLAND Stephen Alan	1126	
	MACIVER Donald Norman	371	
	OLSZEWSKI Jacqueline Lynn	326	
Porthill	COOLEY Emma Josephine	149	Julie Margaret Cooper
	COOPER Julie Margaret	570	
	HEATH Yvonne Hazel	135	
	LAWTON Bertram Cedric	343	
Seabridge	FEAR Andrew Thomas	738	Andrew Thomas Fear
	GREGORY Paul	278	
	HARPER Rex	408	
	REDDISH Carol Elaine	260	
Silverdale & Park Site	BLAKE Elaine Elizabeth	389	Elaine Elizabeth Blake
	HAYWARD Alexander David	125	
	LIVERSAGE Andrea Joann	296	
	O'CALLAGHAN Richard John	119	
Thistleberry	ARNOLD Dominic Joseph	168	June Walklate
	BODEN Doris	248	
	CORK Gerald	384	
	WALKLATE June	934	
Town	CLARKE Albert Arthur	365	Elizabeth Alice Ruth Shenton
	FLACKETT Luciana	136	
	JONES Glyn Robert	108	
	SHENTON Elizabeth Alice Ruth	586	
Westlands	DEAKIN Glennis	1143	Glennis Deakin
	JACKSON Pamela Irene	166	
	JONES Hilary Ann	341	
	ROBINSON Eileen	246	
Wolstanton	BEIRNE Ann Elizabeth	141	Michael Foy
	DUNNING Christopher Rupert	222	
	FOY Michael	478	
	MORRIS Stephen	422	
	WOOLLEY David Anthony	237	