



To: **Members of the Planning & Regulation Committee**

***Notice of a Meeting of the Planning & Regulation
Committee***

Monday, 12 May 2014 at 2.00 pm

County Hall, New Road, Oxford

Peter G. Clark.

Peter G. Clark
County Solicitor

April 2014

Contact Officer: **Graham Warrington**
Tel: (01865) 815321; E-Mail:
graham.warrington@oxfordshire.gov.uk

Members are asked to contact the case officers in advance of the committee meeting if they have any issues/questions of a technical nature on any agenda item. This will enable officers to carry out any necessary research and provide members with an informed response.

Membership

Chairman – Councillor Mrs Catherine Fulljames
Deputy Chairman - Councillor Neil Owen

Councillors

David Bartholomew
Mark Cherry
Patrick Greene
Pete Handley

Bob Johnston
Stewart Lilly
Glynis Phillips
Anne Purse

G.A. Reynolds
John Tanner

Notes:

- **Date of next meeting: 23 June 2014**

Declarations of Interest

The duty to declare.....

Under the Localism Act 2011 it is a criminal offence to

- (a) fail to register a disclosable pecuniary interest within 28 days of election or co-option (or re-election or re-appointment), or
- (b) provide false or misleading information on registration, or
- (c) participate in discussion or voting in a meeting on a matter in which the member or co-opted member has a disclosable pecuniary interest.

Whose Interests must be included?

The Act provides that the interests which must be notified are those of a member or co-opted member of the authority, **or**

- those of a spouse or civil partner of the member or co-opted member;
- those of a person with whom the member or co-opted member is living as husband/wife
- those of a person with whom the member or co-opted member is living as if they were civil partners.

(in each case where the member or co-opted member is aware that the other person has the interest).

What if I remember that I have a Disclosable Pecuniary Interest during the Meeting?.

The Code requires that, at a meeting, where a member or co-opted member has a disclosable interest (of which they are aware) in any matter being considered, they disclose that interest to the meeting. The Council will continue to include an appropriate item on agendas for all meetings, to facilitate this.

Although not explicitly required by the legislation or by the code, it is recommended that in the interests of transparency and for the benefit of all in attendance at the meeting (including members of the public) the nature as well as the existence of the interest is disclosed.

A member or co-opted member who has disclosed a pecuniary interest at a meeting must not participate (or participate further) in any discussion of the matter; and must not participate in any vote or further vote taken; and must withdraw from the room.

Members are asked to continue to pay regard to the following provisions in the code that *“You must serve only the public interest and must never improperly confer an advantage or disadvantage on any person including yourself”* or *“You must not place yourself in situations where your honesty and integrity may be questioned.....”*.

Please seek advice from the Monitoring Officer prior to the meeting should you have any doubt about your approach.

List of Disclosable Pecuniary Interests:

Employment (includes *“any employment, office, trade, profession or vocation carried on for profit or gain”*.), **Sponsorship, Contracts, Land, Licences, Corporate Tenancies, Securities.**

For a full list of Disclosable Pecuniary Interests and further Guidance on this matter please see the Guide to the New Code of Conduct and Register of Interests at Members’ conduct guidelines. <http://intranet.oxfordshire.gov.uk/wps/wcm/connect/occ/Insite/Elected+members/> or contact Rachel Dunn on (01865) 815279 or Rachel.dunn@oxfordshire.gov.uk for a hard copy of the document.

If you have any special requirements (such as a large print version of these papers or special access facilities) please contact the officer named on the front page, but please give as much notice as possible before the meeting.

AGENDA

1. **Apologies for Absence and Temporary Appointments**
2. **Declarations of Interest - see guidance note opposite**
3. **Minutes** (Pages 1 - 6)

To approve the minutes of the meeting held on 7 April 2014 (**PN3**) and to receive information arising from them.

4. **Petitions and Public Address**
5. **Chairman's Updates**
6. **Details pursuant to Condition 31 (external lighting scheme) of Planning Permission 08/02472/CM (MW.0044/08)** (Pages 7 - 26)

Report by the Interim Deputy Director for Environment & Economy (Strategy & Infrastructure Planning) (PN6)

This is a 'details pursuant' application providing details required by a condition on an existing planning consent. Condition 31 on the planning permission for an Energy from Waste plant at Ardley landfill site requires that the applicant provide details of the external lighting for the plant, for approval by the Waste Planning Authority.

Following comments from a specialist lighting consultant, the applicant amended the scheme and provided a series of photomontages to show how the proposed lighting would look from a number of viewpoints. There is no objection from the consultant providing lighting advice. Therefore, it is considered that the lighting scheme submitted would provide the appropriate level of lighting for the permitted development whilst ensuring that light spillage beyond the boundary of the site is minimised in the interests of the residents in the locality, as required by the condition.

This application was originally reported to Planning and Regulation committee on 13 January 2014 where it was resolved to defer consideration until further information has been submitted to help understand how the proposed lighting would look. The applicant provided further photomontages to show how the proposed lighting scheme would look for April committee and no further comments were received from Parish Councils or neighbours. Planning and Regulation committee deferred the item again on 7 April and the applicant has now provided further photomontages showing both existing and proposed lighting from three viewpoints.

It is RECOMMENDED that Application MW.0067/13 be approved

7. Progress report on Minerals and Waste site Monitoring and Enforcement (Pages 27 - 60)

Report by the Interim Deputy Director for Environment & Economy (Strategy & Infrastructure Planning) (PN6)

This report updates members on the regular monitoring of minerals and waste planning permissions and on the progress of enforcement cases for the period 1 October 2013 to 31 March 2014.

All sites with planning permission are regularly visited on a formal basis and a written report produced following a site visit which is shared with the site occupant. Where elements of non-compliance with a consent are identified this can result in subsequent compliance with matters that are outstanding or in a planning application being made to regularise unauthorised activities on site.

Of all the sites, 66 fall within the remit of Government Regulations that allow the council to charge a fee for conditions monitoring, in that they relate directly to the winning and working of mineral permissions or directly to land filling permissions. The remaining non-chargeable sites include scrap yards, recycling operations, waste transfer stations, sewage works and composting operations.

The routine monitoring programme benefits the county's environment by increasing compliance with planning conditions, and in identifying and rectifying matters where conditions are not being complied with on all mineral and waste planning permissions. .

It is RECOMMENDED that the Schedule of Compliance Monitoring Visits in Annex 1 to the report PN7 and the Schedule of Enforcement Cases in Annex 2 also annexed to PN7 be noted.

8. Relevant Development Plan and other Policies (Pages 61 - 62)

Paper by the Interim Deputy Director for Environment & Economy (Strategy & Infrastructure Planning) (PN8).

The paper sets out policies referred to in Item 6 and should be regarded as an Annex to that report.

Pre-Meeting Briefing

There will be a pre-meeting briefing at County Hall on **Thursday 8 May 2014 at 10.00 am** for the Chairman, Deputy Chairman and Opposition Group Spokesman.