



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

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

Monday, 5 September 2016 at 2.00 pm

Committee Rooms 1 and 2, County Hall, New Road, Oxford

Peter G. Clark
County Director

August 2016

Contact Officer: **Graham Warrington**
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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

Lynda Atkins
David Bartholomew
Mark Cherry
Patrick Greene

Bob Johnston
Stewart Lilly
James Mills
Glynis Phillips

Anne Purse
G.A. Reynolds
John Sanders

Notes:

- ***A site visits is required for Item7 (Appleford Sidings)***
- ***Date of next meeting: 17 October 2016***

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 Glenn Watson on (01865) 815270 or glenn.watson@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 - 10)

To approve the minutes of the meeting held on 11 July 2016 (**PN3**) and to receive information arising from them.

4. **Petitions and Public Address**
5. **Chairman's Updates**
6. **New Roads and Street Works Act 1991 Section 50 Licence for Headington Heat Pipe application.** (Pages 11 - 50)

Report by the Interim Deputy Director for Environment & Economy (Commercial) (**PN6**).

As part of a significant project to reduce energy costs the Oxford University Hospital Trust (OUHT) are proposing to upgrade their heating and hot water systems at the John Radcliffe and Churchill Hospitals. This innovative scheme seeks to transfer heating via new pipelines along the public highway connecting the two sites. In June this year the County Council received an application from Vital Energi, working for OUHT, for installation of 150 mm diameter district heating pre-insulated pipes on roads between and including the John Radcliffe Hospital and the Churchill Hospital. The application information is set out in the report and its annexes.

The specific route of the proposed pipe is approximately 1.5 Km long and runs along (North to South) Woodlands Road, Sandfield Road, A420 London Road, Latimer Road, All Saints Road, Lime Walk, Old Road, and Churchill Drive.

A planning application for these works has been submitted to the Local Planning Authority (Oxford City Council) and this is currently programmed to be considered on the 7th September 2016. The result of the City's Planning Committee decision, or any relevant conditions imposed, will not be known before this Committee. However, recommendations of the relevant report will be reported orally at the meeting.

The County Council has recently changed its process for approval of Section 50 Licences for installation of apparatus that will have a significant impact on the transport network. Whilst statutory undertakers have a legal right to implement plant in the public highway, non-statutory undertakers are legally required to obtain authorisation from the Street Authority (for Oxfordshire this is the County Council). Approval to grant the Section 50 Licence for this scale of works is now to be determined by the Planning and

Regulation Committee.

It is RECOMMENDED that a New Roads and Street Works Act Section 50 Licence, subject to the proposed Conditions and Reasons (i) to (v) as detailed in para 26 and in Annex 8 to the report, be granted to the applicant, Vital Energi, for the street works related to installation of a district heating pipe as described in the application made and details thereof attached in Annexes 1-6 to the report.

- 7. The continuation of the development permitted by SUT/APF/616/7 (the modification and installation of new rail sidings) without complying with condition 7 (to allow trains to be unloaded up to 2200 hours Monday through Friday) at The Portway, Appleford Sidings, Appleford, Oxfordshire, OX14 4PJ - Application No. MW.0025/16 (Pages 51 - 62)**

Report by the Acting Deputy Director for Environment & Economy (Strategy & Infrastructure Planning) (**PN7**).

This is an application to amend the conditions on the consent for rail sidings at Sutton Courtenay to allow the unloading of trains until 10pm rather than 6pm Mondays to Fridays. There has been an objection from the Environmental Health Officer and three local residents, due to the potential noise impacts. Sutton Courtenay Parish Council and Appleford Parish Council have also objected due to potential noise nuisance. There has also been an objection from the Ecologist Planner as no information has been provided about the impact on ecology.

The report assesses the proposals against the relevant planning policy and sets out a recommendation on whether permission should be granted.

It is RECOMMENDED that planning permission for application MW.0025/16 be refused for the following reasons:

- a) The unloading of trains after 6.00 pm in the evening would cause noise impact which is likely to represent a significant loss of amenity for local residents, contrary to OMWLP policy PE18, VLP policy DC9 and draft OMWCS policy C5.***
- b) It has not been demonstrated that the impacts of the extended hours on wildlife would not cause significant harm to biodiversity, contrary to the NPPF paragraph 118 and VLP 2031 Core Policy 46.***

8. Lorry Routeing Protocol (Pages 63 - 66)

Report by the Acting Director for Environment & Economy (Strategy & Infrastructure Planning) (**PN8**).

This report proposes the adoption of a lorry routeing protocol further to minute 17/16 of the meeting of County Council on 5 April 2016.

It is RECOMMENDED that the Lorry Routeing Protocol set out in Annex 1 to the report PN8 be adopted.

9. Relevant Development Plan and other Policies (Pages 67 - 72)

Paper by the Acting Deputy Director for Environment & Economy (Strategy & Infrastructure Planning) (**PN9**)

The paper sets out policies in relation to Item 7 and should be regarded as an Annex to that report.

Pre-Meeting Briefing

There will be a pre-meeting briefing at County Hall on **Monday 5 September 2016** at **12.00 midday** for the Chairman, Deputy Chairman and Opposition Group Spokesman.