

AGENDA

and

MINUTES of BOARDS and COMMITTEES

**to be considered at the meeting of the Council to
be held at**

**THE COUNCIL HOUSE
ATHERSTONE**

on

25 September 2024

at

6.30pm



North Warwickshire Borough Council

Steve Maxey BA (Hons) Dip LG Solicitor
Chief Executive

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Date : 17 September 2024

To: All Members of the Council

Dear Sir / Madam

You are hereby summoned to attend a meeting of the Council, to be held in the Council Chamber, the Council House, South Street, Atherstone, on Wednesday 25 September 2024 at 6.30pm.

The following business will be transacted:

- 1 Evacuation Procedure.
- 2 Apologies for absence / Members away on official Council business.
- 3 Declarations of Personal or Prejudicial Interest.
- 4 The Mayor to move, in accordance with Standing Order No 6(1):
“That the minutes of the Meeting of the Council held on 19 June 2024 be approved as a correct record”.
- 5 To receive the Mayor’s announcements.
- 6 To answer Questions from Members and the Public pursuant to Standing Order No 7.
- 7 To receive and consider the minutes and notes of the meetings of the

Planning and Development Board – 8 July, 5 August and 2 September 2024 (Pages 98 to 106)

circulated herewith and to make the necessary Orders thereon.

- 8 To receive and consider the minutes and notes of the meeting of the
Executive Board – 17 July and 16 September 2024 (TO FOLLOW)
(Pages 107 - 110)

circulated herewith and to make the necessary Orders thereon.

To receive and consider the recommendations of the meeting of the

- (i) **Executive Board** – 17 July 2024

Environmental Crime Delegations (Appendix 1)

- a To given delegated powers to the Environmental Health Manager, the Senior Pollution Control Officer and the Environmental Crime Officer, to act in accordance with the Environmental Protection Act 1990; and
- b That regular update reports be submitted to the Community and Environment Board.

- (ii) **Executive Board** – 16 September 2024 (Appendix 2)

Budgetary Control Report 2024/25 Period Ended 31 August 2024

To consider if any further information is required.

circulated herewith and to make the necessary decisions thereon.

- 9 To receive and consider the minutes and notes of the meeting of the
Local Development Framework Sub-Committee held on – 24 July
and 10 September 2024 (Pages 111 to 115)

circulated herewith and to make the necessary Orders thereon.

- 10 To receive and consider the minutes and notes of the meeting of the
Community and Environment Board – 20 August 2024 (Pages 116
to 118)

circulated herewith and to make the necessary Orders thereon.

- 11 To receive and consider the minutes and notes of the meeting of the
Resources Board – 3 September 2024 (Page 119 – 122)

circulated herewith and to make the necessary Orders thereon.

- 12 To receive and consider any Notice of Motion under Standing Order No 10.
- 13 To authorise the Chief Executive, in accordance with Article 11.05 of the Articles of the Constitution, to Sign and Seal, on behalf of the Council, any Orders, Deeds and Documents necessary to give effect to any resolution of the Council, including any passed during part of the meeting which is held in private.

14 **Exclusion of the Public and Press**

To consider, in accordance with Section 100A(4) of the Local Government Act 1972, whether it is in the public interest that the public and press be excluded from the meeting for the following items of business, on the grounds that they involve the likely disclosure of exempt information as defined by Schedule 12A to the Act.

- 15 To receive and consider the exempt extract of the minutes and notes of the

Executive Board – 17 July 2024 (Pages 125 - 126)

circulated herewith and to make the necessary Orders thereon.

- 16 To receive and consider the exempt extract of the minutes and note of the

Resources Board – 3 September 2024 (Pages 127)

circulated herewith and to make the necessary Orders thereon.

Yours faithfully



Chief Executive

**MINUTES OF THE MEETING OF THE
NORTH WARWICKSHIRE BOROUGH COUNCIL
HELD AT THE COUNCIL HOUSE
ON WEDNESDAY 19 JUNE 2024**

Present: Councillor Hayfield in the Chair

Councillors Barnett, Bates, Bell, Chapman, Clews, Davey, Dirveiks, Fowler, Farrow, Gosling, Humphreys, Jackson, Jarvis, Jenns, Melia, Parsons, H Phillips, O Phillips, Ridley, Ririe, Simpson, Singh, Stuart, Symonds, Taylor, Watson, Whapples, A Wright and D Wright.

Apologies for absence were received from Councillor Hobley, Reilly, Ririe and Smith.

12 Disclosable Pecuniary and Non-Pecuniary Interests

None were declared at the meeting.

13 Minutes of the Annual Meeting of Council held on 9 May 2024

The minutes of the Meeting of the Council held on 9 May 2024 were approved as a correct record and signed by the Mayor.

14 Mayor's Announcements

The Mayor had attended:

- The Polesworth History Exhibition;
- Outwoods School to meet with the School Forum, who would be visiting the Council Chamber in the next few weeks; and
- Warton Carnival.

The Deputy Mayor had attended:

- Annual Assembly of Atherstone Town Council where awards for an Honorary Citizen and the Ruby Chambers Young Persons Award had been made;
- Grendon Day Centre for a celebration of Dementia Week; and
- Warton Carnival.

The Mayor announced that his Civic Service, to celebrate 50 years of North Warwickshire Borough Council, would be held on 29 September 2024 at Shustoke Church at 1pm and that he was looking to arrange a Local History Event at Merevale Hall later in the year.

15 Questions Pursuant to Standing Order No 7

No questions had been received.

16 **Appointment of Monitoring Officer**

The Chief Executive asked the Council to formally designate the newly appointed Head of Legal Services, Sofia Ali as the Monitoring Officer and Solicitor to the Council.

Resolved:

That the Head of Legal Services be designated as the Monitoring Officer and Solicitor to the Council.

17 **Minutes of Planning and Development Board – 4 March, 8 April, 21 May and 10 June 2024**

It was proposed by Councillor Simpson, seconded by Councillor Dirveiks and

Resolved:

That the minutes of the meetings of the Planning and Development Board held on 4 March, 8 April, 21 May and 10 June 2024 be approved and adopted.

18 **Minutes of Resources Board – 11 March and 3 June 2024**

It was proposed by Councillor Symonds seconded by Councillor Davey and

Resolved:

That the minutes of the meetings of the Resources Board held on 11 March and 3 June 2024 be approved and adopted.

19 **Minutes of Executive Board – 18 March and 11 June 2024**

It was proposed by Councillor D Wright, seconded by Councillor Symonds and

Resolved:

That the minutes of the meetings of the Executive Board held on 18 March and 11 June 2024 be approved and adopted;

20 **Minutes of Community and Board – 25 March and 20 May 2024**

It was proposed by Councillor Bell, seconded by Councillor Fowler and

Resolved:

That the minutes of the meetings of the Community and Environment Board held on 25 March and 20 May 2024 be approved and adopted.

21 **Minutes of Special Sub-Group – 17 June 2024**

It was proposed by Councillor Clews, seconded by Councillor Jenns and

Resolved:

That the minutes of the meeting of the Special Sub-Group held on 17 June 2024 be approved and adopted.

22 **Notice of Motion under Standing Order No 10**

There were no Notices of Motion received under Standing Order No 10.

23 **Common Seal**

It was proposed by Councillor Hayfield and seconded by Councillor D Wright and

Resolved:

That the Chief Executive be authorised to affix the Common Seal to any Orders, Deeds and Documents as necessary to give effect to the decisions of the Council, including any passed during part of the meeting which is held in private, in accordance with Article 11.05 of the Articles of the Constitution.

24 **Exclusion of the Public and Press**

Resolved:

That under Section 100A (4) of the Local Government Act 1972, the public and press be excluded from the meeting for the following items of business on the grounds that they involve the likely disclosure of exempt information as defined by Schedule 12A to the Act.

25 **Exempt Extract of the Minutes of the Planning and Development Board – 21 May 2024**

It was proposed by Councillor Simpson, seconded by Councillor Dirveiks and

Resolved:

That the exempt extract of the minutes of the meeting of the Planning and Development Board held on 21 May 2024, be approved and adopted.

26 **Exempt Extract of the Minutes of the Resources Board – 11 March and 3 June 2024**

It was proposed by Councillor Symonds, seconded by Councillor Davey and

Resolved:

That the exempt extract of the minutes of the meetings of the Resources Board held on 11 March and 3 June 2024 be approved and adopted.

27 Exempt Extract of the Minutes of the Executive Board held on 18 March and 11 June 2024

It was proposed by Councillor D Wright, seconded by Councillor Humphreys and

Resolved:

That the exempt extract of the minutes of the meetings of the Executive Board held on 18 March and 11 June 2024 be approved and adopted.

28 Exempt Extract of the Minutes of the Community and Environment Board held on 25 March 2024

It was proposed by Councillor Bell, seconded by Councillor Fowler and

Resolved:

That the exempt extract of the minutes of the meeting of the Community and Environment Board held on 25 March 2024 be approved and adopted.

**Chairman of the next ensuing meeting
of the Council**

NORTH WARWICKSHIRE BOROUGH COUNCIL

**MINUTES OF THE
PLANNING AND DEVELOPMENT BOARD**

8 July 2024

Present: Councillor Simpson in the Chair

Councillors Barnett, Bates, Bell, Chapman, Davey, Fowler, Gosling, Hayfield, Hobley, Humphreys, Jarvis, Parsons, O Phillips, Ridley, Ririe and Whapples

Apologies for absence were received from Councillor Reilly (Substitute Councillor Davey), H Phillips (Substitute Councillor O Phillips), Dirveiks (Substitute Councillor Whapples) and Councillor Gosling (Substitute Councillor Barnett)

14 Disclosable Pecuniary and Non-Pecuniary Interests

Councillor Simpson declared a non-pecuniary interest in Minute 16c – Application No PAP/2023/0071 (Land 800 Metres South of Park House Farm, Meriden Road, Fillongley) by reason of wishing to speak on this agenda item. Councillor Simpson vacated the chair and Councillor Bell took the chair for this item.

15 Minutes

The minutes of the meeting of the Planning and Development Board held on 10 June 2024, copies having previously been circulated, were approved as a correct record, and signed by the Chairman.

16 Planning Applications

The Head of Development Control submitted a report for the consideration of the Board.

Resolved:

- a That Application No PAP/2023/0324 (White Hart Inn, Ridge Lane, Nuneaton, CV10 0RB) be deferred so that Members could visit the site and for officers to arrange that an Independent traffic assessment is undertaken and reported back to the Board.**

{Speakers: William Brearley, John Tither and Councillor Clews}

- b That Application No PAP/2023/0514 (1 Poplars Yard, New Road, Shuttington, B79 0EJ) be granted subject to the conditions set out in the report of the Head of Development Control;**

{Speakers: Steve Harlow and Jilly Mattley}

Councillor Bell took the chair.

- c That Application No PAP/2023/0071 (Land 800 Metres South of Park House Farm, Meriden Road, Fillongley) is refused for the following reason:**

“The proposed development is inappropriate development in the Green Belt. It is not considered that it would preserve the openness of the Green Belt as required by Policy LP3 of the North Warwickshire Local Plan 2021 and the National Planning Policy Framework (NPPF) 2023. It would additionally cause landscape and visual harm such that it does not accord with Policies LP1, LP14 and LP30 of the North Warwickshire Local Plan 2021, or Policies FNP01 and FNP02 of the Fillongley Neighbourhood Plan 2019. The Local and Neighbourhood Plan policies require new development to conserve and enhance the landscape; to integrate appropriately into the natural environment, harmonise with its immediate and wider settings, as well as to protect the rural landscape of the Parish, the scenic aspects of the village and the setting of the Church. The cumulative harms caused are considered to be substantial because of the development’s proposed size, its siting on higher land, there being no surrounding higher land and its public visibility over a wide area. It is not considered that this substantial harm is clearly outweighed by any benefits that the proposal might give rise to”.

In making this decision, the Board took into account the written Officer Report and the content of the statements made by the speakers at the meeting. In its assessment of the final planning balance, it gave greater weight to the harms that would arise, notwithstanding the amendments made. In its judgement those harms did not clearly outweigh the planning considerations and benefits outlined by the applicant - particularly in respect of Green Belt and Landscape planning policies.

{Speakers Robert Pargetter, Catherine France and Mark Harding}

Councillor Simpson took the chair.

17 **Appeal Update**

The Head of Development Control brought Members up to date with recent appeal decisions.

Resolved:

That the report be noted.

M Simpson
Chairman

NORTH WARWICKSHIRE BOROUGH COUNCIL

MINUTES OF THE PLANNING AND DEVELOPMENT BOARD

5 August 2024

Present: Councillor Simpson in the Chair

Councillors Bates, Bell, Chapman, Farrow, Fowler, Hayfield, Humphreys, Jackson, Jarvis, Parsons, H Phillips, O Phillips, Ridley, Ririe and Smith

Apologies for absence were received from Councillors, Dirveiks (Substitute Councillor O Phillips), Gosling (Substitute Councillor Jackson), Hobley (Substitute Councillor Jackson) and Reilly (Substitute Councillor Smith)

18 **Disclosable Pecuniary and Non-Pecuniary Interests**

Councillor Humphreys declared a non-pecuniary interest in Minute 20c – Application No PAP/2021/0372 (Flexdart, Marsh Lane, Water Orton, B46 1NS) by reason of being on the Regulatory Board of Warwickshire County Council and took not part in the discussion or voting thereon.

19 **Minutes**

The minutes of the meeting of the Planning and Development Board held on 8 July 2024, copies having previously been circulated, were approved as a correct record, and signed by the Chairman.

20 **Planning Applications**

The Head of Development Control submitted a report for the consideration of the Board.

Resolved:

- a **That Application No PAP/2024/0236 (6, Marie Close, Mancetter, Atherstone, CV9 1NF) be granted subject to the conditions set out in the report of the Head of Development Control and with an amendment to include Saturday opening hours from 08:00 to 12:00;**

[Speaker: Ellie Jones]

- b **That Application No PAP/2024/0189 (Sunnyview, Dingle Lane, Nether Whitacre, Coleshill, B46 2EG) be deferred for a site visit;**

[Speaker: Darren Bignall]

- c That Application No PAP/2021/0372 (Flexdart, Marsh Lane, Water Orton, B46 1NS) be granted subject to the conditions set out in the report and the supplementary report of the Head of Development Control together with the completion of a Section 106 Agreement between the applicant, the Borough Council and the Warwickshire County Council in the terms set out in the supplementary report in respect of highway matters and the main report in respect of the phasing of the development; and**

[Speaker: Chris Fellows]

- d That Application No PAP/2023/0188 (Land at, Tamworth Road, Dosthill) be deferred in order to invite the applicant to consider if further mitigation could be included in respect of addressing potential impacts arising from noise and traffic as well as reviewing the landscaping proposed.**

[Speakers: Raymond Collister, Adrian Barnsley, Henry Courier, Stuart Black]

21 Hall Farm, Farthing Lane, Curdworth

The Head of Development control outlined the background to the making of an Emergency Tree Preservation Order in respect of a Willow tree at Hall Farm in Curdworth.

Resolved:

That the Board confirmed action taken under the Chief Executive's Emergency Powers to make a Tree Preservation Order in respect of a Willow tree at Hall Farm, Farthing Lane, Curdworth.

22 Appeal Update

The Head of Development Control brought Members up to date with recent appeal decisions.

Resolved:

That the report be noted.

M Simpson
Chairman

NORTH WARWICKSHIRE BOROUGH COUNCIL

MINUTES OF THE PLANNING AND DEVELOPMENT BOARD

2 September 2024

Present: Councillor Simpson in the Chair

Councillors Bates, Bell, Chapman, Clews, Davey, Hobley, Humphreys, Jackson, Jarvis, Parsons, H Phillips, O Phillips, Ridley, Turley and Watson.

Apologies for absence were received from Councillors Dirveiks (Substitute Councillor Turley), Fowler (Substitute Councillor Clews), Gosling (Substitute Councillor O Phillips), Hayfield (Substitute Councillor Davey, Reilly (Substitute Councillor Watson) and Ririe (Substitute Councillor Jackson).

Councillor Jenns was also in attendance and with the consent of the Chair spoke on Minute No 25e - Application No PAP/2038/0188 (Land at Tamworth Road, Dosthill).

23 **Disclosable Pecuniary and Non-Pecuniary Interests**

Councillor Humphreys declared a non-pecuniary interest in Minute No 25d - Application No PAP/2024/0078 (Land north of Ivy Cottage, Freasley Common, Dordon) by reason of knowing the applicant and took no part in the discussion or voting thereon and Minute No 25f - Application No CON/2024/0013 (Crown Aggregates Limited, Mancetter Road, Hartshill) by reason of being on the Regulatory Board of Warwickshire County Council and took no part in the discussion or voting thereon.

Councillor Ridley declared a non-pecuniary interest in Minute No 25d - Application No: PAP/2024/0078 (Land north of Ivy Cottage, Freasley Common, Dordon) by reason of being a member of Dordon Parish Council.

24 **Minutes**

The minutes of the meeting of the Planning and Development Board held on 5 August 2024, copies having previously been circulated, were approved as a correct record, and signed by the Chairman.

25 **Planning Applications**

The Head of Development Control submitted a report for the consideration of the Board.

Resolved:

- a That Application No PAP/2024/0349 (Land off , Old Holly Lane, Atherstone, Warwickshire) be noted;**
- b That Application No PAP/2024/0297 (Land north and south of Junction 9 of the M42, Adjacent to Lichfield Road) be deferred for a site visit;**
- c That in respect of Application No CON/2024/0012 (Mancetter Quarry, Quarry Lane, Mancetter, CV9 2RF) the Council does not object to the proposed extension, but confirmation be sought from the County Council that the existing HGV routeing arrangement remains and that it commences early consultation with Tarmac about the future restoration of the quarry involving both Mancetter Parish Council and the Borough Council as soon as possible with a view to restoration to a recreation use;**
- d That Application No PAP/2024/0078 (Land north of Ivy Cottage, Freasley Common, Dordon) be granted subject to the conditions set out in the report of the Head of Development Control;**

[Speaker: Ian Ritchie]

- e That Application No PAP/2038/0188 (Land at Tamworth Road, Dosthill be granted subject to the conditions set out in the report(s) of the Head of Development Control;**

[Speakers: Adrian Barnsley, Julie Collister, Mary Taylor, Henry Courtier and Stuart Black]

- f That in respect of Application No CON/2024/0013 (Crown Aggregates Limited, Mancetter Road, Hartshill) the Council has no objection to the proposal, subject to the building being removed at the expiry of the planning permission for the quarry;**
- g That Application No PAP/2024/0274 (Aston Villa Training Ground, Bodymoor Heath Lane, Bodymoor Heath) be granted subject to the conditions set out in the report of the Head of Development Control and that there is no request by the Secretary of State to “call-in” the application following referral to him under the 2024 Direction;**

[Speaker: Shaun Darke]

- h That Application No PAP/2023/0101 (Land 180 Metres South West of Sewage Works, Gravel Lane, Warton) be granted subject to the conditions set out in the report of the Head of Development Control and further discussion taking place with Environmental Health on Condition numbers 7 and 11;**

[Speaker: Chris Jones, Martin Green and Ellie Jones]

- i That in respect of Application No PAP/2024/0189 (Sunnyview, Dingle Lane, Nether Whitacre, Coleshill, B46 2EG) the Council is minded to grant permission subject to conditions and the completion of a Unilateral Undertaking and referral back to the Board.**

[Speaker: Hannah Bignall]

- j That in respect of Application No PAP/2018/0755 (Land to east of Former Tamworth Golf Course, North of Tamworth Road - B5000 and west of M42, Alvecote) the Council is minded to grant planning permission for the amended proposals, subject to the completion of a Section 106 Agreement to include the matters outlined in the reports of the Head of Development Control, but that the final Heads of Terms of this Agreement be referred back to the Board following further discussion with the applicant, and that the final schedule of planning conditions be delegated to the Head of Development Control following consultation with the Chair of the Board and Councillors H Phillips and Ridley.**

[Speakers: Stephen Briggs, Mark Hopkins and Mark Bassett]

26 Proposed changes to the National Planning Policy Framework and other changes to the planning system.

The Head of Development Control reported on draft revisions to the NPPF ("NPPF24") which were announced on 31 July 2024. The changes comprised a mix of proposals that either accept or reverse changes made to the December 2023 version of the Framework and then they introduce some new policies. Details were given of the main changes and how they might affect the Borough.

Resolved:

That the views contained in the report, and any additional comments made by Members, be agreed in consultation with the Chair of the Board and Councillors H Phillips and Ridley and sent to Government by the consultation deadline of 24 September 2024.

27 **Appeal Updates**

The Head of Development Control brought Members up to date with recent appeal decisions.

Resolved:

That the report be noted.

M Simpson
Chairman

NORTH WARWICKSHIRE BOROUGH COUNCIL

**MINUTES OF THE
EXECUTIVE BOARD**

17 July 2024

Present: Councillor D Wright in the Chair

Councillors Barnett, Chapman, Clews, Farrow, Hayfield, Jenns, H Phillips, Reilly, Ridley, Simpson.

Apologies for absence were received from Councillors Bell (Substitute Councillor Jenns), Symonds (Substitute Councillor Hayfield), Ririe (Substitute Councillor Chapman) and Whapples (Substitute Councillor Farrow).

10 Declarations of Personal or Prejudicial Interest

None were declared at the meeting.

11 Minutes of the Executive Board held on 11 June 2024

The minutes of the meeting of the Board held on 11 June 2024, copies having been circulated, were approved as a correct record and signed by the Chairman.

12 North Warwickshire Borough Council Productivity Plan 2024

The Interim Corporate Director – Resources (Section 151 Officer) presented a Productivity Plan for the Board’s approval, which the Government required the Council to publish.

Resolved:

- a That the requirement from the Government for the Council to produce and adopt a Productivity Plan, as set out in the letter attached as Appendix A to the report of the Interim Corporate Director – Resources (Section 151 Officer), be noted; and**
- b That the Productivity Plan, attached as Appendix B to the report of the Interim Corporate Director – Resources (Section 151 Officer), be approved and submitted to Government.**

13 Environmental Crime Delegations

The Chief Executive sought approval to delegate power to staff within the Environmental Health team with regard to the enforcement of environmental crimes.

Recommended:

- a That the Environmental Health Manager, the Senior Pollution Control Officer and the Environmental Crime Officer be given the delegated powers, set out in the report of the Chief Executive, to act in accordance with the Environmental Protection Act 1990; and**
- b That regular update reports be submitted to the Community and Environment Board.**

14 High Street / Business Grant Scheme Panel

The Chief Executive asked the Board to consider establishing a Panel of Councillors, supported by officers, to determine the allocation of the Business Grant Scheme.

Resolved:

That a Panel of Councillors consisting of 3 Conservatives (Councillors D Wright, Jenns and Jarvis), 2 Labour (Councillors Barnett and Farrow) and 1 Independent (Councillor Ridley) be established to determine the allocation of the High Street / Business Grant Scheme.

15 Local Government Association Peer Review

The Chief Executive provided information for Members on the forthcoming Peer Review.

Recommended:

- a That the report be noted; and**
- b That the Chief Executive be given delegated powers to confirm the arrangements for the Review.**

16 Exclusion of the Public and Press

Resolved:

That under Section 100A(4) of the Local Government Act 1972, the public and press be excluded from the meeting for the following items of business, on the grounds that they involve the likely disclosure of exempt information as defined by Schedule 12A to the Act.

17 Local Government Association Peer Review – draft programme and position statement

The Chief Executive provided the draft information referred to in the public report (Minute No 15) on the Local Government Association's Peer Review.

Resolved:

That the report be noted.

18 Housing Development

The Management Team and the Director of Housing sought delegated powers, in consultation with Members, to explore a housing development opportunity.

Resolved:

That recommendations a – e, set out in the report of the Management Team and Director of Housing be agreed.

19 Exempt Extract of the minutes of the Executive Board held on 11 June 2024

The exempt extract of the minutes of the Executive Board held on 11 June 2024, copies having been previously circulated, were approved as a correct record and signed by the Chairman.

D Wright
CHAIR

NORTH WARWICKSHIRE BOROUGH COUNCIL

**MINUTES OF THE LOCAL
DEVELOPMENT FRAMEWORK SUB-COMMITTEE**

24 July 2024

Present: Councillor Watson in the Chair

Councillors Bell, Hobley, Humphreys, H Phillips and Ridley

Apologies for absence were received from Councillors Osborne (Substitute Councillor Hobley), Simpson (Substitute Councillor Bell) and Councillor Taylor (Substitute Councillor H Phillips)

1 Disclosable Pecuniary and Non-Pecuniary Interests

There were none declared at the meeting.

2 Minutes of the meeting of the Local Development Framework Sub-Committee held on 31 January 2024.

The minutes of the meeting of the Local Development Framework Sub-Committee held on 31 January 2024, copies having been previously circulated, were approved as a correct record and signed by the Chairman.

3 Statement of Community Involvement

The Chief Executive informed Members of the progress of the Statement of Community Involvement (SCI) and sought approval to adopt in accordance with the Planning and Compulsory Act 2004.

Resolved:

- a That comments made on the Statement of Community Involvement (SCI) be noted;**
- b That proposed changes to the Statement of Community Involvement be approved; and**
- c That the Statement of Community Involvement be adopted.**

4 Submission of Sustainability Appraisal Scoping Report

The Chief Executive informed Members of the update to the 2006 SA Scoping Report and sought approval for formal adoption following consultation.

Resolved:

- a That comments made on the Sustainability Appraisal Scoping Report be noted;**
- b That proposed changes to the Sustainability Appraisal Scoping Report be approved; and**
- c That the Sustainability Appraisal Scoping Report be used as part of the sustainability appraisal process for the Employment DPD.**

5 Draft North Warwickshire Economic Development Strategy and Action Plan

The Chief Executive informed Members about the consultation on the Draft North Warwickshire Economic Development Strategy and Action Plan and sought approval to take the next step forward in the process.

Resolved:

- a That the Report and Consultation Responses be noted; and**
- b That a further report be brought to Board with the revised document for approval.**

6 Draft Employment Development Plan Document – Scope, Issues and Options for Consultation

The Chief Executive informed Members about the consultation on the Draft Employment Development Plan Document – Scope, Issues and Options and sought approval to take the next step forward in the process.

Resolved:

- a That the Report and Consultation Responses be noted; and**
- b That the Employment DPD can progress to the next stage of production.**

7 Call for Sites 2024

The Chief Executive informed Members about the Call for Sites and sought approval to take the next step forward in the process.

Resolved:

- a That the Call for Sites be noted; and**
- b That the next steps for the Call for Sites be approved.**

8 Local Development Scheme (LDS) July 2024

The Chief Executive brought Members a revised up to date Local Development Scheme (LDS).

Resolved:

That the Local Development Scheme be approved subject to the following amendments –

- Section 2 – 2 further adopted Neighbourhood Plans added (Dordon and Nether Whitacre);**
- Section 3 – text amended to reflect updated SCI (updated and adopted by the Council in July 2024; and**
- Section 4 – reference to Dordon and Nether Whitacre removed.**

Councillor Watson
Chairman

NORTH WARWICKSHIRE BOROUGH COUNCIL

MINUTES OF THE LOCAL DEVELOPMENT FRAMEWORK SUB-COMMITTEE

10 September 2024

Present: Councillor Watson in the Chair

Councillors Bates, Osborne, Ridley and Simpson

Apologies for absence were received from Councillor Humphreys
(Substitute Councillor Bates)

9 **Disclosable Pecuniary and Non-Pecuniary Interests**

There were none declared at the meeting.

10 **Minutes of the meeting of the Local Development Framework Sub-Committee held on 24 July 2024.**

The minutes of the meeting of the Local Development Framework Sub-Committee held on 24 July 2024, copies having been previously circulated, were approved as a correct record and signed by the Chairman.

11 **Birmingham Local Plan Preferred Options Reg 18 Consultation July 2024**

The Assistant Chief Executive and Solicitor to the Council brought the new Birmingham Local Plan (BLP) Preferred Options Reg 18 Consultation July 2024 to Members for their comments.

Resolved:

- a That the consultation of the Birmingham Local Plan Preferred Options Reg 18 Consultation July 2024, ending 27 August 2024 be noted; and**
- b That the observations, potential impacts and objections in the report of the Assistant Chief Executive and Solicitor to the Council be acknowledged.**

12 **The Hinckley & Bosworth Local Plan Review (Regulation 18) Consultation 2024**

The Chief Executive brought the Hinckley & Bosworth Local Plan Review (Regulation 18) Consultation 2024 for consideration by Members.

Resolved:

- a That the observations raised on the Hinckley & Bosworth Local Plan Review (Regulation 18) Consultation (2023) be noted and agreed; and**
- b That the additional comments, potential impacts and objections raised by Members at the meeting be forwarded in the formal response to Hinckley & Bosworth Local Plan Review consultation.**

13 Proposed changes to the National Planning Policy Framework and other changes to the planning system

The Chief Executive detailed to Members the Draft revisions to the NPPF (“NPPF24”), announced on 31 July 2024, which had been considered by Planning and Development Board on 2 September 2024.

Resolved:

That the views contained in the Appendix of the report of the Chief Executive, and the additional comments made by Members at the meeting, be agreed in consultation with the Chair and Councillors H Phillips and Ridley of the Planning and Development Board and the Chair and Councillor Osborne of the Local Development Framework Sub-Committee, and be sent to Government by the consultation deadline of 24 September 2024.

Councillor Watson
Chairman

NORTH WARWICKSHIRE BOROUGH COUNCIL

MINUTES OF THE COMMUNITY AND ENVIRONMENT BOARD

20 August 2024

Present: Councillor Bell in the Chair.

Councillors Fowler, Hobley, Jackson, Jenns, Melia, H Phillips, Ririe, Singh, Smith, Symonds, Turley Whapples and A Wright.

Apologies for absence were received from Councillor Jarvis (Substitute Councillor Symonds)

The Chair informed the Board that Agenda Item No 13 (Staffing Matter) was being withdrawn from the agenda to allow for further work to be carried out,

8 Disclosable Pecuniary and Non-Pecuniary Interests

None were declared at the meeting.

9 Minutes of the Meeting of the Board held on 20 May 2024

The minutes of the meeting held on 20 May 2024, copies having been previously circulated, were approved as a correct record and signed by the Chairman.

10 Leisure-related Section 106 Receipt

The Director of Leisure and Community Development asked the Board to consider and determine the use of a leisure – related Section 106 receipt held by the Borough Council.

Resolved:

That the use of the Section 106 receipt referred to in the report of the Director of Leisure and Community Development be approved.

Recommended to Executive Board:

That the supplementary estimate of £104,477 be included within the capital programme for the proposed undertaking detailed in the report of the Director of Leisure and Community Development for Executive Board on 16 September 2024.

11 Local Visitor Economy Partnership – Elected Member Forum

The Director of Leisure and Community Development reported that, in response to representations from borough and district councils, the Coventry and Warwickshire Local Visitor Economy Partnership (LVEP) had established an Elected Member Forum to represent the interests of those

authorities, including the Borough Council and requested that a member of the Community and Environment Board be nominated to represent the Authority on that Forum.

Resolved:

That the establishment of the Elected Member Forum as part of the Local Visitor Economy Partnership (LVEP) be noted and a Councillor be nominated to represent the interests of North Warwickshire Borough Council on the Forum.

12 Fixed Penalty Notice Charge Increase

The Chief Executive requested that the Board consider increasing the fixed penalty notice charge in line with the revised charges in the Environmental Protection Act.

Resolved:

That an increase in the Fixed Penalty Notice charge as set out in the report of the Chief Executive be approved and that the amended charges take effect from 1 September 2024.

13 Leisure Project Update and Options

The Interim Corporate Director – Streetscape set out the work undertaken to date to review the future provision of leisure facilities within North Warwickshire and the development of the new leisure project to date. The key considerations and options for the Board to consider include the future provision of new facilities to replace the current leisure facilities at Polesworth and Atherstone , together with the options available to the Council in respect of the future management and operation of the Council’s leisure facilities.

Resolved:

- a That delegated authority be given to the Interim Corporate Director - Streetscape to award a contract with a design and build/developer partner to undertake the detailed feasibility and potential design of two new leisure facilities in Polesworth and Atherstone;**
- b That work proceeds with the preparation of a procurement process with the market to secure a ten plus 5-year contract for the future management and operation of the new and existing leisure facilities, as set out in the report of the Corporate Director – Streetscape;**
- c That a detailed business case to meet the Council’s aspirations for the provision of a new leisure/health facility at Atherstone continues to be developed;**

- d That a small member steering group made up of members of the Board to function as a sounding board in the development of the broader leisure project be established; and
- e That, due to the HMRC ruling regarding the leisure project, £471,655 VAT reclaimed for leisure income being fenced in a specific reserve fund.

Following the meeting it was agreed that the members of the Steering Group would be Councillor Bell (Chair), Whapples, Singh and Melia.

A document was circulated setting out the proposed terms of reference for the group which was agreed by the Board.

14 Budgetary Control Report 2024/25 (April – June)

The Interim Corporate Director – Resources detailed the revenue expenditure and income for the period from 1 April 2024 to 30 June 2024. The 2024/25 approved budget and the actual position for the period were given, together with an estimate of the outturn position for services reporting to the Board.

Resolved:

That the report be noted.

15 Minutes of the UKSPF Advisory Panel

The minutes of the meeting of the UKSPF Advisory Panel held on 13 June 2024, copies having been previously circulated, were noted.

Margaret Bell
Chair

NORTH WARWICKSHIRE BOROUGH COUNCIL

**MINUTES OF THE
RESOURCES BOARD**

3 September 2024

Present: Councillor Symonds in the Chair

Councillors Barnett, Chapman, Clews, Davey, Jarvis, Osborne, Parsons, O Phillips, Simpson, Stuart and Watson

An apology for absence was received from Councillors Humphreys, (Substitute Councillor Jarvis) and Taylor (Substitute Councillor Osborne)

17 Disclosable Pecuniary and Non-Pecuniary Interests

None were declared at the meeting.

18 Minutes of the Resources Board held on 3 June 2024.

The minutes of the Resources Board held on 3 June 2024, copies having been previously circulated, were approved as a correct record and signed by the Chairman.

19 Environmental Health and Private Sector Housing Enforcement Policy

The Director of Director of Housing submitted the finalised Environmental Health and Private Sector Housing Enforcement Policy (“the policy”) for approval and adoption together with associated policies, enabling robust and fair regulation of matters relating to Environmental Health and Private sector housing.

Resolved:

That the Environmental Health and Private Sector Housing Enforcement Policy as set out in Appendix 1 and supplementary policies listed in Section 3 of the report of the Director of Housing be approved.

20 Social Housing Regulator – Consumer Standards

The Director of Housing updated the Board with information about how the Council is acting to ensure it meets the Social Housing Regulator’s Consumer Standards requirements as specified in the Social Housing (Regulation) Act 2023.

Resolved:

a That the draft policy on Equalities, Diversity and Inclusion be approved;

- b That the draft policy on Hate Crime be approved;**
- c That the draft policy on Domestic Abuse be approved;**
- d That the growth bid of £12,240 to purchase case management software of cases of damp and mould and anti-social behaviour be approved; and**
- e That the growth bid of £40,000 to appoint a working Charge Hand to deliver damp and mould remedial works be approved subject to consideration by the Special Sub-Group.**

21 Homelessness Strategy

The Director of Housing presented the Board with a draft homelessness strategy for consideration.

Resolved:

- a That the draft Homelessness Strategy at Appendix A of the report of the Director of Housing be agreed; and**
- b That consultation on the strategy be undertaken, with feedback shared with the Board, with a final version of the Strategy signed off for approval.**

22 General Fund Budgetary Control Report 2024/25 (Apr-Jul)

The Corporate Director - Resources detailed revenue expenditure and income for the period from 1 April 2024 to 31 July 2024. The 2024/25 approved budget and the actual position for the period, together with an estimate of the out-turn position for services reporting to the Board.

Resolved:

That the report be noted.

23 Insurance Contract Renewal – Additional Cost

The Interim Corporate Director – Resources (Section 151 Officer) presented to Members a request for additional funding for the insurance contract which, when it was renewed in July 2024, increased by 26.4% (£91,529). A supplementary estimate was required to cover the additional cost for both the General Fund and the Housing Revenue Account.

Resolved:

That a supplementary estimate for the additional cost of insurance £91,529 (split £65,611 General Fund and £25,918 HRA) be approved. This covers the contract from 24 July 2024 to 23 July 2025. This is the last year of renewal; a full procurement process will take place during this year and a new contract will be in place for July 2025.

24 Capital Programme – 2023/24 Final Position and Carry forwards Capital Programme – 2024/25 Position at 30 June 2024

The Interim Corporate Director – Resources (Section 151 Officer) updated Members on the position of the 2023/24 Capital Programme at the end of March 2024 and the progress of the 2024/25 Capital Programme in terms of expenditure up to the end of June 2024.

Resolved:

- a That the level of expenditure incurred to the end of March 2024 against the 2023/24 Revised Capital Programme be noted;**
- b That the requests to carry forward schemes identified in column 5 of Appendix A of the report of the Interim Corporate Director – Resources (Section 151 Officer) totalling £1,962,116 for HRA and £1,557,878 for General Fund be approved and added to the 2024/25 Capital Programme;**
- c That progress made against the 2024/25 Capital Programme be noted.**

25 Housing Revenue Account Budgetary Control Report 2024/2025 Period Ended 31 July 2024

The Interim Corporate Director – Resources (Section 151 Officer) reported the total Housing Revenue Account revenue expenditure and income for the period from 1 April to 31 July 2024.

Resolved

That the report be noted.

26 Internal Audit Progress Report

The Interim Corporate Director – Resources (Section 151 Officer) presented the internal audit activity and findings for the period 1 April to 31 July 2024.

Resolved

That the audit activity and findings be noted.

27 Exclusion of the Public and Press

Resolved:

That under Section 100A(4) of the Local Government Act 1972, the public and press be excluded from the meeting for the following items of business, on the grounds that they involve the likely disclosure of exempt information as defined by Schedule 12A to the Act.

28 Irrecoverable Debts

The Interim Corporate Director – Resources (Section 151 Officer) provided details to Members of debts.

Resolved:

That recommendations a and b as set out in the report of the Interim Corporate Director – Resources (Section 151 Officer) be approved.

29 Garage Matter

The Director of Housing provided the Board with information regarding garage purchase.

Resolved:

That the decision be deferred until a full report about garages is considered by the Resources Board in January 2025.

30 Middleton Report

The Director of Housing provided the Board with information regarding a site at Middleton.

Resolved:

That the decision be deferred until a full report about garages is considered by the Resources Board in January 2025.

Councillor Symonds
Chair

Agenda Item No 14

Council

25 September 2024

**Report of the
Chief Executive**

Exclusion of the Public and Press

Recommendation to the Board

To consider, in accordance with Section 100A(4) of the Local Government Act 1972, whether it is in the public interest that the public and press be excluded from the meeting for the following items of business, on the grounds that they involve the likely disclosure of exempt information as defined by Schedule 12A to the Act.

Agenda Item No 15

Local Government Association Peer Review – Report of the Chief Executive

Paragraph 1 - Information relating to an individual.

Housing Development – Report of the Management Team and Director of Housing

Paragraph 1 – Information relating to an individual.

Agenda Item No 16

Irrecoverable Debts – Report of the Interim Corporate Director – Resources (Section 151 Officer)

Paragraph 1 – Information relating to an individual.

Garage Matter – Report of the Director of Housing

Paragraph 1 – Information relating to an individual.

Middleton Report – Report of the Director of Housing

Paragraph 3 – Information relating to the financial or business affairs of any particular person (including the authority holding that information).

In relation to the item listed above members should only exclude the public if the public interest in doing so outweighs the public interest in disclosing the information, giving their reasons as to why that is the case.

The Contact Officer for this report is Amanda Tonks (719221).