



*Castle House  
Great North Road  
Newark  
NG24 1BY*

*Tel: 01636 650000*  
[www.newark-sherwooddc.gov.uk](http://www.newark-sherwooddc.gov.uk)

**Monday, 8 July 2024**

**Chair: Councillor J Hall**  
**Vice-Chair: Councillor L Tift**

**To: All Members of the Council**

<b>MEETING:</b>	Full Council
<b>DATE:</b>	Tuesday, 16 July 2024 at 6.00 pm
<b>VENUE:</b>	Civic Suite, Castle House, Great North Road, Newark NG24 1BY

**You are hereby requested to attend the above Meeting to be held at the time/place  
and on the date mentioned above for the purpose of transacting the  
business on the Agenda as overleaf.**

If you have any queries please contact Nigel Hill on Tel: 01636 655243 Email: [Nigel.hill@newark-sherwooddc.gov.uk](mailto:Nigel.hill@newark-sherwooddc.gov.uk)

## AGENDA

	<u>Page Nos.</u>
1. Notification to those present that the meeting will be recorded and streamed online	
2. Apologies for absence	
3. Declarations of Interest by Members and Officers	
4. Minutes from the meeting held on 21 May 2024	7 - 16
5. Communications which the Chairman, Leader, Chief Executive or Portfolio Holders may wish to lay before the Council	
6. In accordance with Rule No. 3.1 to receive the presentation or the debating of any Petitions from Members of the Council (if any)	
7. Questions from Members of the Public and Council (if any)	
8. Proposed Changes to Meeting Dates	17 - 18
9. Notices of Motion	

### **Out of Hours Medical Care in Newark**

In accordance with the Rule No. 3.4.3, Councillor S Crosby will move and Councillor M Spoor, will second a motion to the following effect:

“The difficulty in accessing out of hours medical care is an increasing concern for people in Newark and its surrounding area.

NHS Nottinghamshire discontinued its Accident and Emergency service in Newark Hospital in 2010. At that time, a specific commitment was made that NHS 24-hour urgent treatment would be available at Newark Hospital so that urgent cases of a lower severity could be treated locally, including at night, without the need for patients to travel outside the town for care<sup>1</sup>.

Between 2011 and 2021, the population of Newark grew by 9.8%. This is greater than the District or National increase, and this population growth is projected to continue<sup>2</sup>.

In October 2023, the NHS Nottingham and Nottinghamshire Integrated Care Board (ICB) review of the Urgent Treatment Centre in Newark resulted in a plan to close the Urgent Treatment Centre (UTC) at night. During this 2023 Engagement Exercise over 70% of people in Newark and the surrounding area were opposed to closing the UTC at night. Such a change is against the wishes of the population and contrary to commitments made to the people of Newark in 2010.

Newark and Sherwood District Council supports the view that provision of NHS urgent medical care and urgent treatment, 24 hours a day, free at the point of need, should be made available in Newark, based on the criteria of accessibility, patient safety, and clinical effectiveness.

This Council calls on the ICB to continue to work with the Health and Wellbeing Portfolio Holder at Newark and Sherwood District Council, alongside other stakeholders, to ensure that NHS capability and capacity for urgent treatment is maintained in Newark, with due regard to the needs of the people of Newark and its surrounding area”.

1. “Retaining A&E is not possible (see page 2). But the PCT has commissioned a 24/7 replacement. As a result, up to 85% of patients will still be treated at Newark, 24 hours a day, seven days a week. For the first time, there will be a GP presence at Newark Hospital through the night. This means people will no longer have to travel outside the town to see a doctor.”  
Newark’s Healthcare Review 2010.
2. Department of Levelling Up Housing and Communities, Local data Profile for Newark on Trent, March 2024.

### **Flood Mitigation**

In accordance with the Rule No. 3.4.3, Councillor P Taylor will move and Councillor E Oldham will second a motion to the following effect:

“It is almost a year since Newark and Sherwood residents suffered a services of devastating flooding events including Storm Babet and Storm Henk. We are rapidly approaching the next flood season.

As a Council we are committed to not going back to business as usual until we resolve the flooding issues, as flooding is devastating so many of Newark and Sherwood resident’s lives.

We established the Newark and Sherwood Multi Agency Flood partnership to develop the following asks to address flooding across Newark and Sherwood.

This Council agrees to lobby locally, including our two MPs, regionally the East Midlands Mayor Claire Ward and nationally government Ministers to implement the following 11 urgent requests. As part of any solutions as previously agreed we will seek to promote increased use of natural solutions to flooding when appropriate as often this is the most economic solution.

1. A flood mitigation scheme needs to be developed for the Trent at a national level. This would require support and development from those with the statutory responsibilities. We need a system of assessing flood defences which moves away from a simple financial judgement in terms of how many people are taken out of flood risk compared to the investment required.

2. Funding or at least a format to achieve whole society preparedness for emergencies as was announced post covid. This should be similar to the Scotland prepared programme.
3. A suite of communications tools should be developed for at risk communities so the burden of giving bad news to homeowners regarding climate change and the local impacts they face doesn't sit on just the shoulders of Councils.
4. Review and tightening of national planning and connection regulations, to require both approval and inspection of completed flood and drainage schemes by the relevant flood risk authority. This would be aimed at reducing unauthorised connections into foul sewer systems and ensuing mitigation measures are correctly installed. The inability to deal with inappropriate connections to foul sewer systems needs revisiting at a national level given an ongoing inability to redress such connections.
5. Consider how developments can robustly mitigate flood risk in locations which have suffered flooding even if flood risk maps have not been updated. It should then be a mandatory requirement that such solutions are implemented and checked by the relevant flood risk authority. Currently, there is a lag between validating where flooding has taken place and updating flood risk maps, meaning planners are making decisions on maps which may change. Flood guidance should require schemes to mitigate that risk where flooding is known to have occurred.
6. Ensure water authorities are required and resourced to deliver effective flood prevention maintenance on rivers and water courses. Whilst this would need to be done sympathetically to protect wildlife and biodiversity, prevention is far better and cheaper than cure.
7. Funding to assist water safety training for essential responders. Our officers have consistently been prepared to put themselves in harm's way, to support vulnerable residents and communities, yet we have no statutory requirement to do so. If we're going to continue to go above and beyond, we should be given funding to appropriately train those staff and provide them with the right equipment.
8. In a similar vein, Government should recognise the revenue resources authorities such as ours need to invest in response, recovery and mitigation activities. Newark and Sherwood encompass a third of the land mass of Nottinghamshire and has historically suffered more flooding than any other part of the County. Yet, those resource requirements don't feature in our settlements currently. When emergency responses are undertaken, the Government should make payments far more rapidly – costs the Council incurred during Storm Babet and Storm Henk (£105k) have still not been recovered despite numerous conversations with officials. There has been no official

communication, nor proactive engagement, moreover individual authorities have been left to “forge their own path” for claiming reimbursement, with no deadline dates for submitting information and no deadline dates for confirmation of approval or rejection. There does not appear to be, or it does not appear to be working correctly, any set framework to assist authorities in reimbursement of these additional revenue costs, despite acknowledgement of issue through the various other parts of the Flood Recovery Framework.

9. The Government needs to raise its game in supporting communities in their recovery. Over Storms Babet and Henk, we experienced consistent delays in Government guidance surrounding the flood recovery framework, along with some ill-thought-out guidance and criteria that served to add unnecessary anxiety to those hit by flooding at a time when they needed rapid financial support.
10. Over the last four financial years, the Internal Drainage Board (IDB) levy for Newark and Sherwood has increased by 59% from £595,400 in 2020/21 to £949,800 in 2024/25, far outstripping the increases in Council Tax which is allowed to be charged (a maximum of 10.3% over the same period). As annual increases in the levy have outweighed the additional yield in Council Tax generatable, budgets available for front line services have had to be diverted to contribute towards the cost of the imposed levy. The impact on service delivery is compounded with inflationary costs (such as pay awards and cost inflation) that are not able to be raised through Council Tax as the whole of the Council Tax increase is being consumed by the increase in the levy. The Leader of this Council has been working with the LGA Special Interest Group in making representations to government for a sustainable funding solution. By either compensating in whole, or centrally funding IDB expenditure, government could reduce the burden on local authority budgets that are disproportionately affected by IDB levies.
11. Consider how, in circumstances where developments have already been consented and thus are being lawfully implemented based on a previous version of the flood risk of an area (so the flood risk maps relevant at the time of the consent) how flood risk agencies and/or preferably developers can retrospectively address flood risk if the flood profile or maps upon which the consent was based are now demonstrably out of date to such a degree that flood risk has increased”.

10. Minutes for Noting

- |    |                       |         |
|----|-----------------------|---------|
| a) | Cabinet - 14 May 2024 | 19 - 24 |
| b) | Cabinet - 4 June 2024 | 25 - 34 |

c)	Policy and Performance Improvement Committee - 24 June 2024	To Follow
d)	Planning Committee - 28 May 2024	35 - 38
e)	Planning Committee - 6 June 2024	39 - 43
f)	Planning Committee - 19 June 2024	44 - 47

# Agenda Item 4

## NEWARK AND SHERWOOD DISTRICT COUNCIL

Minutes of the Meeting of **Full Council** held in the Civic Suite, Castle House, Great North Road, Newark, NG24 1BY on Tuesday, 21 May 2024 at 6.00 pm.

PRESENT: Councillor C Brooks (Chair)  
Councillor J Hall (Vice-Chair)

Councillor N Allen, Councillor A Amer, Councillor A Brazier, Councillor L Brazier, Councillor I Brown, Councillor R Cozens, Councillor S Crosby, Councillor L Dales, Councillor P Farmer, Councillor S Forde, Councillor A Freeman, Councillor P Harris, Councillor S Haynes, Councillor R Holloway, Councillor R Jackson, Councillor J Kellas, Councillor K Melton, Councillor S Michael, Councillor D Moore, Councillor E Oldham, Councillor P Peacock, Councillor C Penny, Councillor M Pringle, Councillor P Rainbow, Councillor N Ross, Councillor S Saddington, Councillor M Shakeshaft, Councillor M Spoor, Councillor P Taylor, Councillor L Tift and Councillor T Wendels

APOLOGIES FOR ABSENCE: Councillor D Darby, Councillor J Lee, Councillor K Roberts, Councillor T Smith, Councillor T Thompson and Councillor T Wildgust

### 1 NOTIFICATION TO THOSE PRESENT THAT THE MEETING WILL BE RECORDED AND STREAMED ONLINE

The Chair advised the Council that the meeting was being recorded and streamed online in accordance with usual practice.

### 2 ELECTION OF CHAIR OF THE COUNCIL FOR 2024/2025

Councillor R Cozens moved and Councillor S Crosby seconded that Councillor J Hall be elected Chair of Newark & Sherwood District Council for the 2024/25 municipal year.

AGREED (unanimously) that Councillor J Hall be elected Chair of Newark & Sherwood District Council for the 2024/25 municipal year.

### 3 CHAIR TO SIGN DECLARATION OF ACCEPTANCE OF OFFICE

Councillor J Hall signed the Declaration of Acceptance of Office and received the Chain of Office from the Retiring Chair.

Councillor J Hall presented the past Chair's badge to Councillor C Brooks.

(As the newly elected Chair, Councillor J Hall took the Chair for the remainder of the meeting.)

### 4 ELECTION OF VICE-CHAIR OF THE COUNCIL FOR 2024/25

Councillor P Peacock moved and Councillor L Brazier seconded that Councillor L Tift be elected Vice-Chair of Newark & Sherwood District Council for the 2024/25 municipal year.

AGREED (unanimously) that Councillor L Tift be elected Vice-Chair of Newark & Sherwood District Council for the 2024/25 municipal year.

5 VICE-CHAIR TO SIGN DECLARATION OF ACCEPTANCE OF OFFICE

Councillor L Tift signed the Declaration of Acceptance of Office and received the Vice-Chair's Chain of Office.

6 DECLARATIONS OF INTEREST BY MEMBERS AND OFFICERS

There were no declarations of interest from Members and Officers and the Council noted the interests previously declared by Members in Agenda Item No. 16 – Minutes for noting.

7 MINUTES FROM THE MEETING HELD ON 7 MARCH 2024

AGREED that the minutes of the meeting held on 7 March 2024 be approved as a correct record and signed by the Chair.

8 COMMUNICATIONS WHICH THE CHAIR, LEADER, CHIEF EXECUTIVE OR PORTFOLIO HOLDERS MAY WISH TO LAY BEFORE THE COUNCIL

The Leader of the Council advised that following her election as the Combined Authority Mayor for the East Midlands on 2 May 2024, Claire Ward's first official visit was to Newark. The Leader also informed the Council that the first Combined Authority Meeting would take place on 17 June 2024, and he would feedback to the Council on the operation of the authority on a regular basis.

The Portfolio Holder for Public Protection & Community Relations referred to a question from Councillor S Haynes in relation to flooding which had not been submitted in time to be included on the agenda. However, Councillor P Taylor provided an update and advised that he would share minutes from appropriate meetings and confirmed that an update report would be presented to the July meeting of the Cabinet.

The Portfolio Holder for Biodiversity & Environmental Services informed the Council that it had been six months since the 'Motion for the Ocean' was agreed, and she updated on the activities that had taken place since that date, including the dedicated stand at the Nottinghamshire County Show.

The Portfolio Holder for Housing informed the Council that the Boughton Hub had opened as from 25 May 2024. In addition, the Portfolio Holder for Heritage, Culture & the Arts updated the Council on the Castle Gatehouse project.

9 QUESTIONS FROM MEMBERS OF THE PUBLIC AND COUNCIL

In accordance with Rule No. 3.3.3 one question had been submitted by Councillor P Harris to the Council. Details of the question put forward and the full written response given by Councillor P Taylor are attached as Appendix A to the minutes.



10 POLITICAL COMPOSITION OF THE COUNCIL AND ALLOCATION OF SEATS ON COMMITTEES TO POLITICAL GROUPS

The Council considered the report of the Chief Executive which sought to consider the political composition of the Council and proposals for the allocation of seats on Committees to Political Groups, as required by Council Procedure Rule No. 1.1.2.

Section 15 of the Local Government & Housing Act 1989 required the Council to consider the political composition of the Council. This Act, together with the Local Government (Committees & Political Groups) Regulations 1990, required the Council to allocate seats on committees on a proportional basis in accordance with the number of seats held on the Council by each political group.

AGREED (unanimously) that the allocation of seats to Political Groups (as set out in Appendix B to these minutes) be approved.

11 TO ALLOCATE CHAIRS, VICE-CHAIRS AND MEMBERS TO COMMITTEES ETC.

The Council were circulated with a proposed schedule of appointments to the Council's Committees, including the positions of Chairs and Vice-Chairs and substitute Members.

AGREED (unanimously) that the appointments of the Chairs and Vice-Chairs on Committees and the appointment of other Members to Committee etc. as set out in the schedule attached as Appendix C to the minutes, be approved.

12 RECORD OF URGENT DECISIONS

NOTED the record of urgent decisions taken in accordance with the provisions of the Council's Constitution.

13 NOTICES OF MOTION

In accordance with Rule 3.4.3, Councillor R Jackson moved and Councillor L Dales seconded a motion to the following effect:

"After the recent flooding events throughout our district, this Council will put in place a policy making sure all new builds in our district have a comprehensive flood alleviation scheme where needed in their planning application, and that flood alleviation and drainage is one of the first things the developer has to do when they move onto site, and ensure that a proper costed scheme is in place for future long term maintenance of all the new drainage infrastructure that is built".

In accordance with Rule 4.6.1 Councillor A Freeman moved and Councillor D Moore seconded an amendment to the motion as follows:

"After the recent flooding events throughout our district, this Council notes that the Amended Allocations and Development Management DPD, currently awaiting public

examination, requires site-specific Flood Risk Assessments and details of measures to mitigate the potential for on-site surface water flooding risk and management ensuring that flood risk is not increased elsewhere.

This is in line with Core Policy 9 in the Amended Core Strategy adopted in 2019, relating to sustainable design which requires developers to pro-actively manage surface water including the use of sustainable drainage systems. Core Policy 9 also provides for developments to prove to be resilient in the long term, taking into account the potential impacts of climate change.

This Council is concerned that given current legislation and national planning policy, we, as the Local Planning Authority, cannot always insist that any works regarding flood alleviation and surface water management are commenced early in any development. Also, we do not have any power to demand that any such schemes are properly costed. As such, this Council will raise these concerns with the Local Government Association and the Government as a matter of urgency”.

The amendment to the original motion was accepted by Councillor R Jackson as the mover. This therefore became an alteration to the motion in accordance with Rule 4.7.3 and was debated by the Council.

The altered motion, on being put to the vote, was agreed unanimously.

14 MINUTES FOR NOTING

14a CABINET - 5 MARCH 2024

14b CABINET - 26 MARCH 2024

Minute No. 115 – Update on Jubilee Bridge Maintenance Costs

Councillor P Harris sought an update on the maintenance of the Jubilee Bridge and future adoption by the County Council.

Councillor P Peacock advised that a further report would be presented to a future meeting of the Cabinet.

14c EXECUTIVE SHAREHOLDER COMMITTEE - 5 MARCH 2024

14d POLICY AND PERFORMANCE IMPROVEMENT COMMITTEE - 4 MARCH 2024

Minute No. 83 – Information Sharing with Members Working Group Update

Councillor P Peacock thanked Councillor J Kellas on the work and outcomes that would be produced arising from the Information Sharing Working Group.

14e PLANNING COMMITTEE - 14 MARCH 2024

14f PLANNING COMMITTEE - 4 APRIL 2024

14g AUDIT AND GOVERNANCE COMMITTEE - 24 APRIL 2024

14h GENERAL PURPOSES COMMITTEE - 29 FEBRUARY 2024

Minute No. 26 – Department of Transport Taxi & Private Hire Best Practice Guidance

Councillor P Harris referred to a previous decision of the Council to have signage on the rear of the front passenger seat in taxi and private hire vehicles which would give vehicle and operator details. This would make it easier for customers to raise issues with enforcement in the event of complaints. Councillor Harris asked when this change would be affected.

The Chair, in her capacity as Chair of the General Purposes Committee agreed to provide a written response.

14i LICENSING COMMITTEE - 29 FEBRUARY 2024

14j TRUSTEE BOARD OF THE GILSTRAP AND WILLIAM EDWARD KNIGHT CHARITIES - 27 FEBRUARY 2024

14k PLANNING COMMITTEE - 9 MAY 2024

Meeting closed at 7.35 pm.

Chair

**ANNUAL COUNCIL MEETING – 21 MAY 2024**

**QUESTIONS FROM MEMBERS OF THE COUNCIL**

In accordance with Rule No. 3.3.3 the following question was submitted to the Council from Councillor P Harris:

“Up until recently the District Council provided some co-ordination on Speedwatch, and Community Safety Groups. The previous Police & Crime Commissioner appears to have directed that this should not happen. So, this support appears to have ended. Why is this?

What proposals will the Council now make to reinforce and support community run groups of Speedwatch and Safety Partnerships?”

**Reply from Councillor Paul Taylor – Portfolio Holder for Public Protection & Community Relations**

There used to be some limited co-ordination of Speedwatch information by NSDC. However, having met with the Police, we were advised by the SpeedWatch single point of contact (SPOC) at the Police for Newark that the situation has now changed. The police SPOC has advised NSDC that the PCC has directed that speedwatch should be a community run group with minimal oversight from the Police, apart from training and sending out the letters to offending vehicles. This a decision taken by the then PCC and we can't comment on this any further. However, I cannot help but wonder if it is anything to do with someone being booked for speeding 5 times, resulting in a driving ban. I am also wondering if it might have been to do with the Newark MP have been banned for speeding and yes, I got it right this time it was speeding.

To confirm, our Community Protection Officers will continue to be involved in Community Speedwatch but we won't be keeping a direct overview of all the groups. We will be liaising with the Police to support any community groups that wish to set up a Speed Watch, assist with delivery of training, and administration for the equipment. In the main, individual groups should not be affected by the changes. It will still run for them as it has previously.

I would also like to take this opportunity to say thank you to Cllr Girling who has agreed to train a group of us including Cllr Ross and myself to carry out speedwatch in and around Hawtonville.

**APPENDIX B**

**ALLOCATION OF SEATS TO POLITICAL GROUPS**

<b>Committee</b>	<b>Conservative</b>	<b>Labour</b>	<b>Independents for Newark and District</b>	<b>Liberal Democrats</b>	<b>Newark &amp; Sherwood District Independents</b>	<b>Independent Non-Aligned – Cllr. Amer</b>	<b>Independent Non-Aligned – Cllr. Brown</b>	<b>Total Seats By Committee</b>
Policy & Performance Improvement	5	5	3	1	1			15
Planning	5	5	2	2		1		15
General Purposes	6	4	3	1	1			15
Licensing	6	4	3	1	1			15
Audit & Governance*	4	3	3	1	1			12
Board of Gilstrap Trustees+	2	1				1	1	5
<b>Total Seats by Group</b>	28	22	14	6	4	2	1	77

\*Note The Audit & Governance Committee includes one independent co-opted member acting in an advisory capacity

+Note Newark Ward Members not appointed to the Board of Trustees of the Gilstrap Charity can attend as non-voting co-opted Members

**MEMBERS APPOINTMENTS – 2024/25**

Chair of the Council  
Vice Chair of the Council

Councillor Jean Hall  
Councillor Linda Tift

**PORTFOLIO HOLDERS**

Strategy, Performance & Finance  
Heritage, Culture and the Arts  
Climate Change  
Biodiversity and Environmental Services  
Sustainable Economic Development  
Housing  
Health, Wellbeing and Leisure  
Public Protection and Community Relations

Councillor Paul Peacock (Leader of the Council)  
Councillor Rowan Cozens (Deputy Leader of the Council)  
Councillor Keith Melton  
Councillor Emma Oldham  
Councillor Matthew Spoors  
Councillor Lee Brazier  
Councillor Susan Crosby  
Councillor Paul Taylor

**CONSERVATIVE GROUP**

Leader  
Deputy Leader

Councillor Rhona Holloway  
Councillor Roger Jackson

**LABOUR GROUP**

Leader  
Deputy Leader

Councillor Paul Peacock  
Councillor Lee Brazier

**INDEPENDENTS FOR NEWARK & DISTRICT**

Leader

Councillor Rowan Cozens

**LIBERAL DEMOCRAT GROUP**

Leader  
Deputy Leader

Councillor Peter Harris  
Councillor Keith Melton

**NEWARK & SHERWOOD DISTRICT INDEPENDENTS**

Leader

Councillor Tina Thompson

Note Paragraph 1.1 of the Constitution

**1.1 Appointment and Term of Office**

- 1.1.1 The Leader is elected by the Council and holds office for a four-year period starting on the day of their election as Leader at an Annual Meeting of the Council, unless their term of office as a Councillor is shorter, in which case the term of office as Leader will be the same as their term of office as a Councillor.
- 1.1.2 The Leader's period of office will cease at an earlier date if they
- i. resign from the office; or
  - ii. are no longer a Councillor; or
  - iii. are removed from office by resolution of the Council.
- 1.1.3 If there is a vacancy in the position of Leader, the Council will elect a Leader at the first meeting following such vacancy.

## MEMBERSHIP OF COMMITTEES

<u>POLICY &amp; PERFORMANCE IMPROVEMENT COMMITTEE</u>					
CONSERVATIVE	LABOUR	INDEPENDENTS FOR NEWARK & DISTRICT	LIBERAL DEMOCRATS	N&S INDS	IND - NON- ALIGNED
1. N. Allen	1. A. Brazier	1. S. Forde	1. K. Roberts	1.T. Thompson	
2. R. Jackson	2. C. Brooks	2. D. Moore			
3. J. Kellas	3. A. Freeman	3. N. Ross (V/C)			
4. P. Rainbow	4. M. Pringle (C)				
5. T. Wendels	5. M. Shakeshaft				
SUBSTITUTES	SUBSTITUTES	SUBSTITUTES	SUBSTITUTES	SUBSTITUTES	SUBSTITUTES
1. P. Farmer	1. L. Tift	1. J. Hall	1. P. Harris	1.D. Darby	
2. S. Michael	2. -	2. -			
<u>PLANNING COMMITTEE</u>					
CONSERVATIVE	LABOUR	INDEPENDENTS FOR NEWARK & DISTRICT	LIBERAL DEMOCRATS	N&S INDS	IND - NON- ALIGNED
1. L. Dales	1. C. Brooks	1. D. Moore(V/C)	1. P. Harris		1. A. Amer
2. P. Rainbow	2. A. Freeman (C)	2. E. Oldham	2. K. Melton		
3. S. Saddington	3. M. Shakeshaft				
4. T. Smith	4. M. Spoor				
5. T. Wildgust	5. L. Tift				
<u>LICENSING COMMITTEE</u>					
CONSERVATIVE	LABOUR	INDEPENDENTS FOR NEWARK & DISTRICT	LIBERAL DEMOCRATS	N&S INDS	IND - NON- ALIGNED
1. N. Allen	1. A. Brazier	1. R. Cozens	1. K. Roberts	1. D. Darby	
2. R. Jackson	2. L. Brazier	2. J. Hall (C)			
3. S. Michael	3. P. Taylor	3. D. Moore			
4. S. Saddington	4. L. Tift (V/C)				
5. T. Wendels					
6. T. Wildgust					
<u>GENERAL PURPOSES COMMITTEE</u>					
CONSERVATIVE	LABOUR	INDEPENDENTS FOR NEWARK & DISTRICT	LIBERAL DEMOCRATS	N&S INDS	IND - NON- ALIGNED
1. N. Allen	1. A. Brazier	1. R. Cozens	1. K. Roberts	1. D. Darby	
2. R. Jackson	2. L. Brazier	2. J. Hall (C)			
3. S. Michael	3. P. Taylor	3. D. Moore			
4. S. Saddington	4. L. Tift (V/C)				
5. T. Wendels					
6. T. Wildgust					
<u>AUDIT &amp; GOVERNANCE COMMITTEE</u>					
CONSERVATIVE	LABOUR	INDEPENDENTS FOR NEWARK & DISTRICT	LIBERAL DEMOCRATS	N&S INDS	IND - NON- ALIGNED
1. P. Farmer	1. A. Freeman	1. R. Cozens	1. P. Harris (C)	1. T. Thompson	
2. S. Haynes	2. C. Penny	2. S. Forde (V/C)			
3. J. Kellas	3. M. Shakeshaft	3. J. Hall			
4. S. Michael					
<u>BOARD OF GILSTRAP TRUSTEES^</u>					
CONSERVATIVE	LABOUR	INDEPENDENTS FOR NEWARK & DISTRICT	LIBERAL DEMOCRATS	N&S INDS	IND - NON- ALIGNED
1. S. Haynes	1. P. Taylor				1. I. Brown
2. J. Kellas					2. A. Amer (C)
<u>MANSFIELD AND DISTRICT CREMATORIUM JOINT COMMITTEE#</u>					
CABINET					
1. L. Brazier					
2. P. Peacock					
3. P. Taylor					

TENANT ENGAGEMENT BOARD

Membership to comprise of the Portfolio Holder with responsibility for housing and three representatives to be appointed by the Policy & Performance Improvement Committee (plus three tenant representatives).

PLANNING POLICY BOARD

Membership to comprise of the Portfolio Holder with responsibility for planning policy and three representatives to be appointed by the Planning Committee and three representatives to be appointed by the Policy & Performance Improvement Committee.

**Notes:**

1. C = Chair
2. VC = Vice-Chair
- ^ Newark Ward Members not appointed to sit on the Trustee Board as non-voting co-optees.
- # The Mansfield Crematorium Joint Committee is an Executive Function which does not need to reflect political balance and will comprise of Executive Members.





Report to: Meeting of the Full Council – 16 July 2024  
 Portfolio Holder: Councillor Paul Peacock, Strategy, Performance & Finance  
 Director Lead: Sue Bearman, Assistant Director – Legal & Democratic Services  
 Lead Officer: Nigel Hill, Business Manager – Elections & Democratic Services, Ext. 5243

Report Summary	
<b>Report Title</b>	Proposed Changes to Meeting Dates
<b>Purpose of Report</b>	To approve changes to the dates of three meetings of the Policy & Performance Improvement Committee in the 2024/25 meeting schedule.
<b>Recommendations</b>	That the changes in the dates of the Policy & Performance Improvement Committee as set out in paragraph 1.3 of the report be approved, and a future Member training date of 19 November 2024 be noted.
<b>Reason for Recommendation</b>	To ensure the scheduled meetings of the Policy & Performance Improvement Committee fall in line with meetings of the Cabinet for reporting purposes.

## 1.0 Background

- 1.1 A Schedule of Meetings for 2024/25 was approved by the Council at their meeting held on 12 December 2023.
- 1.2 Some small amendments are required to the schedule agreed, to ensure the scheduled meetings of the Policy & Performance Improvement Committee fall in line with meetings of the Cabinet for reporting purposes.
- 1.3 The proposed changes are set out in the table below:

Original Date	Proposed Date
9 September 2024	2 September 2024
2 December 2024	25 November 2024
27 January 2024	10 February 2025

- 1.4 The Audit & Governance Committee have also suggested that going forward dates be added to the meetings schedule for training events such as the Code of Conduct. These will be incorporated from 2025/26, but it is considered that it would be useful to identify a date for this year for a Member training session. It is proposed that this be held on 19 November 2024.

## **2.0 Implications**

In writing this report and in putting forward recommendations, officers have considered the following implications: Data Protection, Digital and Cyber Security, Equality and Diversity, Financial, Human Resources, Human Rights, Legal, Safeguarding and Sustainability and where appropriate they have made reference to these implications and added suitable expert comment where appropriate.

### **Background Papers and Published Documents**

Except for previously published documents, which will be available elsewhere, the documents listed here will be available for inspection in accordance with Section 100D of the Local Government Act 1972.

None.

## NEWARK AND SHERWOOD DISTRICT COUNCIL

Minutes of the Meeting of **Cabinet** held in the Civic Suite, Castle House, Great North Road, Newark, NG24 1BY on Tuesday, 14 May 2024 at 6.00 pm.

PRESENT: Councillor P Peacock (Chair)

Councillor R Cozens, Councillor S Crosby, Councillor L Brazier,  
Councillor K Melton, Councillor E Oldham, Councillor M Spoons,  
Councillor P Taylor and Councillor R Holloway

ALSO IN ATTENDANCE: Councillor I Brown, Councillor S Forde, Councillor P Harris, Councillor R Jackson and Councillor P Rainbow

### 128 NOTIFICATION TO THOSE PRESENT THAT THE MEETING WILL BE RECORDED AND STREAMED ONLINE

The Leader advised that the proceedings were being audio recorded and live streamed by the Council.

### 129 DECLARATIONS OF INTEREST FROM MEMBERS AND OFFICERS

Councillor R Holloway declared an Other Registerable Interest in Agenda Item No. 6 – Newark Long Term Plan for Towns Fund as a member of the Town’s Board.

### 130 MINUTES FROM THE PREVIOUS MEETING HELD ON 26 MARCH 2024

The minutes from the meeting held on 26 March 2024 were agreed as a correct record and signed by the Chair.

### 131 CHAIR'S UPDATE

The Chair invited the Deputy Leader of the Council to give an update to the Cabinet.

Councillor R Cozens confirmed that National Lottery Heritage Funding for £1.4m had been secured which would enable the Newark Castle Gatehouse project to be completed.

Councillor E Oldham also advised the Cabinet of the success of the District Council stalls at the Nottinghamshire County Show and thanked officers for their support. In addition, Councillor Brazier advised that the new Boughton Hub was due to open this weekend.

### 132 NEWARK LONG TERM PLAN FOR TOWNS FUND (KEY DECISION)

The Portfolio Holder – Sustainable Economic Development and Director – Planning & Growth, presented a report which outlined the next steps in progressing the Newark Long Term Plan for Towns funding opportunity, including the creation of the required Vision (alignment with the Newark Town Centre Masterplan & Design Code) and the three-year Investment Plan (TIP2) for 2024-2027.

Newark was one of fifty towns identified for an investment of £20m over 10 years to drive ambition and regeneration in towns. To secure this government funding, Newark would need to develop a 10 year Town Plan Vision and a three year Investment Plan. Both plans would be shaped by the Towns Board. It was reported that the three identified priorities for the long term Town Fund were: safety and security; high streets, heritage and regeneration; and transport and connectivity. Once approved, the government would release funding of £1.6m capital and £0.4m revenue per annum for 10 years, subject to submission of three yearly Investment Plans. The Director – Planning & Growth gave an update on Council led projects as detailed at paragraph 2.3 of the report.

AGREED (unanimously) that Cabinet:

- a) note the update on the Long-Term Plan for Towns Fund for Newark; and
- b) recommend to Newark Towns Board a number of Newark & Sherwood District Council priority projects and programs we would wish to be considered by them in the preparation of the Newark LTPfT Fund Investment Plan (TIP2), as detailed at paragraph 2.3 of the report.

Reasons for Decision:

The LTPfT opportunity will allow sufficient funding to unlock a range of outputs and allow the Council to deliver on a range of shared priorities if they are also agreed by the Newark Towns Board and are included in the proposed TIP2.

Options Considered:

The Council do have the option not to accept the opportunity of the Long-Term Town Fund. This has been discounted as an option on the basis that the funding presents another opportunity to work with partners to achieve genuine transformational change for the Newark community, aligning fully with the objectives of a range of partners and the Council's own stated objectives within the Community Plan.

The Council also has the option not to promote to the Newark Towns Board any priorities, projects, or programs. This is also discounted on the basis that the Council's priorities and Community Plan has been shaped with many partners and communities and there are a number of projects upon which the Council will lead which could deliver genuine, long-term, and legacy transformational change.

133 NEWARK TOWNS FUND UPDATE (KEY DECISION)

The Portfolio Holder – Sustainable Economic Development and Director – Planning & Growth, presented a report which provided an update and proposal for next steps in the delivery of the Newark Towns Fund Programme. The report detailed the successful delivery of four Towns Fund projects (the Air & Space Institute; Construction College of Excellence; the YMCA Community Activity Village; and the Cycle Town project) and provided an update on four Council led projects which were in various stages of development (32 Stodman Street; Castle Gatehouse; Newark Heart Project; and Newark Gateway / SisCLog).

In respect of the development of land at the Newark Gateway site, this was dependent on the relocation of the lorry park, however at the current time it was considered that this was not financially viable given the borrowing rates and current development costs. In addition, the A46 Bypass works would have an impact on site and a further report on this would be brought back to the Cabinet. Therefore, it was proposed to pause the redevelopment of Gateway site and reprofile the grant funding to the Stodman Street, phase 1 and 2 projects and to the Newark Castle Gatehouse project as set out in the report.

AGREED (unanimously) the Cabinet:

- a) note the report;
- b) for the Newark Gateway/SiSCLog Towns Fund Project:
  - i. agree to pause the Newark Gateway/SiSCLog Towns Fund project until such time as a viable solution for the relocation of Newark Lorry Park and redevelopment of the Newark Gateway site can be presented back to Cabinet;
  - ii. subject to b)i) above, agree to informing the Newark Town Board of the decision to pause the Newark Gateway/SiSCLog development, noting that the £4.294m of Towns Fund money allocated to this project will be reallocated to existing undelivered Towns Fund projects by Newark Towns Board, as delegated to its Chair and the Council's Section 151 Officer;
- c) for the Stodman Street Phase 1 (32 Stodman Street) and Phase 2 (St Marks Place)
  - i. subject to approval of the Newark Towns Board Chair and the s151 Officer (in accordance with paragraphs 2.3 of the report), that the Council reallocates the £4.294m as follows: £790,000 towards Stodman Street Phase 1; £310,000 to the Gatehouse and £3.194m of the remaining budget towards a Stodman Street Phase 2, as detailed below;
  - ii. subject to c)i) above, to delegate to the Director - Resources in consultation with the Director - Planning & Growth authorisation to submit a Project Adjustment Form to Government seeking formal authorisation to re-allocate the Newark Gateway/SiSCLog grant to the Stodman Street Phases 1 & 2 and to Newark Castle Gatehouse;
  - iii. approve, subject to c)i) an uplift of the Stodman Street and Newark Castle Gatehouse budgets within the Capital programme by £790,000 and £310,000 respectively;
  - iv. delegate to the Director - Resources and Director - Planning & Growth authority to continue negotiations to establish an appropriate purchase price and funding package for Stodman Street Phase 2 (St Marks Place), subject to c)i) and c)ii) above and subject to a further update to Cabinet on 4 June; and

- d) for the A46 Bypass and the existing Newark Lorry Park, a further report will be brought to Cabinet on the implications of the A46 Bypass including the specific short and long term impact to the existing Newark Lorry Park as a result of the Bypass.

Reasons for Decision:

Stodman Street Phase 1 (32 Stodman Street) remains a key priority for this Council (as reflected in successive Community Plans), the Newark Towns Board, and Government and the reallocation of £790,000 of the £4.294m to deliver due to unforeseen market price rises is considered appropriate. The same is true for the Newark Castle Gatehouse project, for which an additional ask of £310,000 is also required.

Stodman Street Phase 2 (St Marks Place) is a key emerging priority for intervention through the emerging Newark Town Masterplan & Design Code and emerging Newark Town Investment Plan 2 (TIP2), as detailed elsewhere on this agenda. It is therefore considered appropriate to reallocate the remaining balance of £3.194m of Towns Fund 1 towards the cost of acquisition.

Options Considered:

The Gateway/SiSCLog scheme is not financially viable at present. A lesser scheme cannot be grant-funded without the relocation of the lorry park. The £4.294m of Towns Fund monies allocated to this Towns Fund project will therefore be retained by government unless recycled by agreement to other Towns Fund projects.

134 SOUTHWELL LEISURE CENTRE UPDATE

The Director – Resources / Deputy Chief Executive presented a report which provided an update to the Cabinet following the previous decision to build a new swimming facility at Southwell Leisure Centre. The decision taken on 19 December 2023 to approve, in principle, the option of developing a new swimming facility on land adjacent to the current leisure centre, was conditional on reaching an agreement with the current landowners to transfer the ownership of the land to the District Council.

It was reported that securing agreement from the Southwell Leisure Centre Trust had been delayed and complicated by two main factors. Firstly, the Trust's persistence in wanting the District Council to meet the cost of repairing the existing pool as well as providing a new one, and secondly the exclusion of the six District Council representatives on the Trust from participating in decision-making, so unable to decide to progress the freehold transfer of its land.

The report set out the recent indication of support from the Trust, but this had arrived extremely late and with some resistance and reluctance. Given that reluctance and the ongoing community opposition, the report recommended the removal of the £5.5m allocated in the Capital Programme for developing a new swimming facility at Southwell Leisure Centre be reallocated to other projects in the District.

In addition, the report referred to the quote of £247,000 obtained by the Trust to repair the existing main pool. Therefore, it was also proposed that the District Council pay this sum to the Trust in order to carry out the repairs. There was also a proposal to pay an additional £250,000 to the Trust as a contribution to the essential works which were required to the dry side.

AGREED (with 8 votes for and 1 abstention) that Cabinet:

- a) remove the capital allocation of £5.5m to build a new swimming facility at Southwell Leisure Centre;
- b) retain the £5.5m in the Council's Capital Programme to be re-allocated to other health and wellbeing schemes in the District;
- c) give delegated authority to the Chief Executive in consultation with the Deputy Chief Executive, the Assistant Director - Legal & Democratic Services and the Portfolio Holder for Strategy, Performance & Finance to negotiate the surrender of the current lease with Southwell Leisure Centre Trust;
- d) as consideration for the surrender of the lease, approve a capital budget of £247,000 to be paid to Southwell Leisure Centre Trust for repairs to the current main pool and a further £250,000 as a contribution to essential works to the dry side at the Leisure Centre. The total of £497,000 to be funded from the existing remedial works scheme currently in the Capital Programme, with the remaining balance of £75,855 to be removed from the Capital Programme. Any negotiated terms outside of these financial parameters be brought back to Cabinet for approval;
- e) note the £25,000 budget, for design and feasibility of a new leisure facility, approved by Cabinet on 19 December has not been expended to date and will be returned to the Capital Feasibility reserve on termination of the lease; and
- f) note that the £12,300 to be funded from the Change Management Reserve for the engineered solution to safeguard the structure of the current main pool has not been expended and will be retained in the Change Management Reserve on termination of the lease.

Reasons for Decision:

The £5.5m allocated to the capital programme on 19 December 2023 to develop a new swimming facility at Southwell Leisure Centre was conditional on the Council agreeing the transfer of land to the Council from the Trust and the Town Council. Nearly 5 months on from the decision, the transfer of land has not been resolved.

To re-instate the budgets in the Capital Programme, the Capital Feasibility Reserve and the Change Management Reserve.

Options Considered:

One alternative is to progress the scheme by preparing a submission for the Charity Commission; the reasons for not doing this are set out at paragraph 2.6 of the report.

Another alternative is to continue with the current lease arrangement, either leaving the pool closed for the long-term or repairing it; the reason for not doing this is set out in the report at paragraph 2.7 of the report.

A final alternative of last resort would be to close the leisure centre, but this is not considered to be in the best interests of the residents and users of the leisure centre, or the staff working there.

Meeting closed at 7.50 pm.

Chair



## NEWARK AND SHERWOOD DISTRICT COUNCIL

Minutes of the Meeting of **Cabinet** held in the Civic Suite, Castle House, Great North Road, Newark, NG24 1BY on Tuesday, 4 June 2024 at 6.00 pm.

PRESENT: Councillor P Peacock (Chair)

Councillor R Cozens, Councillor S Crosby, Councillor L Brazier,  
Councillor K Melton, Councillor E Oldham, Councillor M Spoons,  
Councillor P Taylor and Councillor R Holloway

ALSO IN ATTENDANCE: Councillor P Rainbow

APOLOGIES FOR  
ABSENCE:

135 NOTIFICATION TO THOSE PRESENT THAT THE MEETING WILL BE RECORDED AND STREAMED ONLINE

The Leader advised that the proceedings were being audio and video recorded which would be published on the website post meeting, as an issue with You Tube had meant that live streaming was not possible.

136 DECLARATIONS OF INTEREST FROM MEMBERS AND OFFICERS

Councillor L Brazier declared an Other Registerable Interest in Agenda Item No. 6 – Grant Agreements - as a Trustee of Newark & Sherwood CVS and also in Agenda Item No. 9 – Sherwood Levelling Up – Ollerton and Clipstone as an Ollerton & Boughton Town Councillor.

Councillors S Crosby, M Spoons and P Taylor declared Other Registerable Interests in those items where Newark Town Council was referenced, given their roles as Newark Town Councillors.

137 MINUTES FROM THE PREVIOUS MEETING HELD ON 14 MAY 2024

The minutes from the meeting held on 14 May 2024 were agreed as a correct record and signed by the Chair.

138 GRANT AGREEMENTS (KEY DECISION)

The Business Manager – Regeneration and Housing Strategy presented a report which updated Cabinet on the review of grant funding arrangements undertaken by the Policy and Performance Improvement Committee and the recommendations which had been made.

The Policy and Performance Improvement Committee had recommended a move to a three year funding agreement for Citizens Advice Sherwood and Newark; Home Start Newark and Sherwood; Newark and Sherwood CVS; The Furniture Project; and Live

and Local. The Committee also recommended that the Council ceases to fund Notts and Lincs Credit Union and Newark and Sherwood Community Hub.

AGREED (unanimously) that Cabinet approves the recommendations of the Policy & Performance Improvement Committee to:

- a) move to three-year grant agreements for the charities listed in section 2.2 of the report; and
- b) apply a 3% inflationary increase in years two and three of the grant agreements detailed in section 2.2 of the report.

Reasons for Decision:

Ceasing funding to these charities would cause a significant detriment to the service users and would also place additional pressure on the charities themselves (to cover their overheads), and the council and other service providers where gaps in service provision appear.

Due to the diverse range of charities supported, there is a positive contribution across the whole community plan, including but not limited to: health and wellbeing, heritage and culture, housing and community spirit and pride of place.

Options considered:

The Policy & Performance Improvement Committee reviewed in detail the range of regular grant agreements in place with charities to determine whether the council was achieving value for money and could demonstrate impact and delivery of wider outcomes.

The alternative, of ceasing grant funding to charities was considered but it was also considered that the Community Plan can only be achieved by working in partnership with others and at a variety of different levels – sometimes street based, sometimes regionally, nationally and internationally.

139 PROPOSAL TO SITE THE 'KIDDEY STONES' AT CASTLE HOUSE

The Director – Communities & Environment presented a report which put forward a proposal for the Cabinet to consider that could see work by the sculptor, Robert Kiddey, put on public view for the first time in 40 years, as part of plans to create a new art trail in Newark and beyond.

The Kiddey stone tablets had been stored at Newark Cemetery for many years. The Community Plan referenced a desire to increase the quality and quantity of public art in the District so it was considered that putting the stones on display would be a practical expression of that commitment and it could also mark the start of a new art trail around Newark town centre with more objects held by the Council being put on public display. The preferred option was for the stones to be placed outside Castle House. The cost to deliver the scheme was forecast at £81,240.

AGREED (with 8 votes for and 1 against) that Cabinet:

- a) approve, in principle, the design and location of the Kiddey Stones to be installed

at Castle House, Newark;

- b) support a period of public consultation on the proposals to enable residents and stakeholders to have their views on the plans, including the Town Council in whose ownership the stones are in; and
- c) agree that a report is brought back to Cabinet in September 2024 to formally endorse the scheme or otherwise with a budget to be included in the Council's capital programme.

Reasons for Decision:

The recommendations align with the Community Plan objectives in relation to heritage and culture, particularly the specific actions around increasing the quantity and quality of public art in the district.

Options considered:

The Kidney Stones are part of Newark's heritage. For around 40 years they have been under tarpaulin in the town's cemetery. Without funding and a suitable location to site the stones, it is highly likely they will continue to remain away from public view. However, it is an option not to invest in the project.

140 BIODIVERSITY REPORT - FIRST CONSIDERATION (KEY DECISION)

The Biodiversity & Ecology Lead Officer presented a report which set out proposed actions as a first consideration as to how the Council might meet its statutory biodiversity duty as set in legislation. The proposal was for the biodiversity duty 'first consideration' to be the document forming Appendix A to the report. The proposed future actions were summarised in the report.

AGREED (unanimously) that Cabinet approves publication of the presented *Biodiversity Report – First Consideration* with finalised agreed actions to then be brought back to Cabinet for approval within 3 months of publication of the First Consideration report.

Reasons for Decision:

Publication of the *Biodiversity Report – First Consideration* is recommended as this is a statutory requirement.

Publication of the report does not commit the Council to the proposed actions within the report. Government expects actions to be finalised and agreed as soon as possible after publication of the report.

The proposed actions have been given careful consideration to ensure that they are sufficiently exhaustive, proportionate and realistically deliverable. Consequently, it is considered that finalising and agreeing proposed actions within the recommended 3 months from publication of the report is an appropriate time scale.

The Biodiversity Report – First Consideration represents a framework for the Biodiversity Strategy which is a key objective of the Community Plan.

Options considered:

Not applicable, the First Consideration report is a statutory requirement.

141 SHERWOOD LEVELLING UP 3 - UPDATE 2 - OLLERTON AND CLIPSTONE (KEY DECISION)

The Director – Planning & Growth presented a report which provided a comprehensive update on the progress of the Levelling Up Fund 3 (LUF 3) programme for the two place projects at Ollerton Town Centre and Mansfield Road, Clipstone, including funding and Full Business Cases development and the critical path for planning application submissions. It was noted that some of the financial elements redacted in the report given their commercial sensitivity were set out in an exempt appendix.

AGREED (unanimously) that Cabinet approve the following recommendations:

Ollerton

- a) to forward fund a £35,000 budget associated with the LUF 3 funding to enable ongoing timely delivery of programme work streams including legal costs. This budget can be financed by the Capital Feasibility Reserve in advance of the LUF3 MoU with government, at which time the costs can be moved to the approved Capital scheme and the reserve be replenished;
- b) to agree for £20,909,757 to be added to the capital programme alongside the existing Exempt Approved Budget previously agreed by the Cabinet on 26 March 2024 to acquire the bank, financed in accordance with proposed sources of funding in accordance with the financial implications set out;
- c) Note the financial gap of £832,758 that is included within the £20,909,757 above, and that this be financed by borrowing as detailed in the financial implications in the report;
- d) to provide delegated authority to the Portfolio Holders for Strategy, Performance & Finance in consultation with the Director - Resources, Director - Planning & Growth, Business Manager - Corporate Property and Portfolio Holder Sustainable Economic Growth, to approve the Green Book Final Business Case (FBC), subject to:
  - the project being within the approved Capital Program budget of £20,909,757, (alongside the existing previous Exempt budget to acquire the bank); and
  - receipt of £14,995,999 of LUF3 Grant; and
  - the value of the required land transfers (paragraph 3.6 of the report);
  - a £3m contribution from NCC; and
  - a £1.106m grant from the Brownfield Land Release Fund (BLRF)
- e) to authorise the Director – Resources to secure all tenants for the development, subject to commercial terms and any appropriate tenant incentivisation's, subject to meeting budget detailed at b) and d) above;
- f) to delegate to the Director - Resources, in consultation with the Director - Planning & Growth, Business Manager - Corporate Property and Portfolio Holders

for Strategy, Performance & Finance and Sustainable Economic Growth, authorisation to submit a planning application, subject to meeting budget detailed at b) and d) above;

- g) to delegate to the Director – Resources and S151 Officer, in consultation with the Director - Planning & Growth, authorisation, subject to securing planning permission, to enter into any S106 agreement with NCC (who will be the enforcing body), along with any other necessary legal requirements as part of the planning process, subject to meeting budget at b) and d) above;
- h) to delegate to the Portfolio Holder for Strategy, Performance & Finance in consultation with the Portfolio Holder Sustainable Economic Growth, the Director – Resources and Director - Planning & Growth, authority to purchase in accordance with the requirements of the Council’s Acquisitions and Disposals Policy the required land holdings from Ollerton & Boughton Town Centre and Johal Ltd), subject to budget at b) and d) above;
- i) to delegate to the Portfolio Holder for Strategy, Performance & Finance in consultation with the Portfolio Holder for Sustainable Economic Development, the Director – Resources and Director - Planning & Growth, authority to dispose of any commercial units to Johal Ltd upon landlord fit out in accordance with a jointly commissioned independent red book valuation, such a disposal to be legally agreed prior to appointment of a build contractor;
- j) to delegate to Director - Resources, in consultation with the Director - Planning & Growth, Business Manager - Corporate Property and Portfolio Holders for Strategy, Performance & Finance and Sustainable Economic Development, authorisation to continue to secure, subject to contract and meeting the approved budget detailed at recommendations b) and d) above, the main contractor through a public procurement framework; and
- k) to delegate to the Director - Resources, in consultation with the Assistant Director – Legal & Democratic Services, Director - Planning & Growth, Business Manager - Corporate Property and Portfolio Holders for Strategy, Performance & Finance and Sustainable Economic Development, authorisation to enter into any legal agreements required to secure and allow ongoing access for Heron Food.

#### Clipstone

- l) to request a budget of £5,784,424 to be added to the Council’s Capital Programme, financed by:
  - £417,212 S106 funding from Clipstone S106 (Open Space) contributions and £400,000 from the Councils committed 3G pitch provision within the Council’s already approved Capital Program towards Clipstone Phase 2;
  - LUF3 grant of £4,967,212 toward Clipstone Phases 2 and 3; and
  - LUF grant of £32,788 be allocated towards the separate scheme, Clipstone Holdings scheme (Phase 1).
- m) to delegate to the Director - Resources, in consultation with the Director - Planning & Growth, Business Manager - Corporate Property and Portfolio Holders for Strategy, Performance & Finance and Sustainable Economic Growth, authorisation to submit a planning application, subject to l) above;
- n) to delegate to the Portfolio Holders for Strategy, Performance & Finance in consultation with the Portfolio Holder for Sustainable Economic Development,

the Director - Resources, the Director - Planning & Growth, and Business Manager - Corporate Property authorisation to conclude any land purchase required to complete the development (including land at Vicar Water Country Park and the former Clipstone Colliery Land) subject to red book valuation reports and the scheme remaining within the recommended budget at l) above;

- o) to increase the revenue budget by £121,000 in advance of the LUF3 MOU with Government to continue development of the scheme through forward funding from the Change Management Reserve. Upon receipt of the LUF3 MOU and receipt of grant, the costs can be moved to the approved Capital budget and the reserve replenished;
- p) to delegate to the Director - Resources, in consultation with the Director - Planning & Growth, Business Manager - Corporate Property and Portfolio Holders for Strategy, Performance & Finance and Sustainable Economic Development, authorisation to acquire the existing Vicar Water Country Park freehold, as detailed at Appendix B to the report;
- q) note the previous March 2024 Cabinet authorisation to negotiate and secure ongoing commitments from the Clipstone Miners Welfare Trust to ensure the District Council will have an ongoing role in the governance and management of any new Sports Facility associated with Phase 2 of the Clipstone regeneration project;
- r) to delegate to the Director - Resources, in consultation with the Director - Planning & Growth, Business Manager - Corporate Property and Portfolio Holders for Strategy, Performance & Finance and Sustainable Economic Development, authorisation to enter into a procurement exercise via an appropriate public procurement framework for the appointment of a main contractor, subject to the approved budget at recommendation l) above;
- s) to authorise the Director – Resources to secure all tenants for the development, subject to commercial terms and any appropriate tenant incentivisation's, subject to meeting the overall capital program budget at l) above; and .
- t) to provide delegated authority to the Portfolio Holders for Strategy, Performance & Finance in consultation with the Director - Resources, Director - Planning & Growth, Business Manager - Corporate Property and Portfolio Holder Sustainable Economic Development, to approve the Green Book Final Business Case (FBC), subject to budget detailed above at l).

Reasons for Decision:

To allow progression, at pace, the development of the LUF 3 Projects with Development Partners and (prospective) tenants, including all necessary land deals, such that the Council can provide appropriate updates and implementation timelines to Government in order to continue to access the LUF 3 funding.

Options considered:

It remains an option to pause, stop, or reduce the scale of ambition of the LUF3 projects in Clipstone and Ollerton. This continues to be discounted at the current time given the desperate need to invest in these communities. The Regeneration Partners, including the District Council, remain committed to delivery notwithstanding the challenge of meeting the grant funding spend deadline of 31 March 2026.

142 A46 NEWARK BYPASS (KEY DECISION)

The Director – Planning & Growth presented a report which provided an update on the A46 Newark Bypass, including the decision-making process for the project as one of several Nationally Significant Infrastructure Projects the Council would be involved with in the coming years. The report also set out the process for the Development Consent Order required and the associated role for the local planning authority, and the consequential impacts for the Council as landowner along the preferred A46 route.

AGREED (unanimously) that Cabinet:

- a) note the update provided in the report and the role of the Planning Committee and Director – Planning & Growth in responding on behalf of the Council as Local Planning Authority; and
- b) authorise delegated authority to the Director of Resources/Deputy Chief Executive, in consultation with the Portfolio Holder for Strategy, Performance & Finance and the Portfolio Holder for Sustainable Economic Development, to issue consultation responses in relation to the Council's interests as affected landowner and any other executive functions if required, on behalf of the Council to the Development Consent Order process, with any final financial and/or physical works settlement to be brought back to Cabinet.

Reasons for Decision:

To keep Members updated on the A46 Bypass proposals and the requirements upon the Council to respond as both Local Planning Authority and affected landowner.

Options considered:

The A46 Newark Bypass proposals have long been an important aspiration of the Government's National Road Investment Strategy (RIS), an aspiration supported by a raft of partners including this Council, Midlands Connect, Nottinghamshire County Council, Lincolnshire County Council, and a number of highway, LEP and Local Planning Authorities from the Humber Ports to Tewkesbury. There is no alternative but for this Council to engage, both as Local Planning Authority and affected landowner.

Options available to the Council as landowner as explored further in the report.

143 STATEMENT OF COMMUNITY INVOLVEMENT (KEY DECISION)

The Business Manager – Planning Policy & Infrastructure presented a report which sought formal adoption of the Statement of Community Involvement following the public consultation process undertaken given proposed changes to the Statement to address that public speaking at the Planning Committee had been permitted. The

consultation responses received were set out in Appendix 1 to the report and the Council's responses to those and any required amendments to the Statement were detailed in the report.

AGREED (unanimously) that Cabinet:

- a) note the consultation responses in Appendix 1 to the report;
- b) note and endorse the District Council responses in section 1 of the report; and
- c) formally adopt the Statement of Community Involvement (SCI) set out in Appendix 2 to the report.

Reasons for Decision:

To ensure that the District Council is operating in accordance with the requirements of the SCI.

Options considered:

As public speaking has been agreed, not updating the SCI to reflect this would not be appropriate.

144 220 - 224 LONDON ROAD, BALDERTON - OPTIONS APPRAISAL (KEY DECISION)

The Business Manager – Housing Maintenance & Asset Management presented a report which presented the options appraisal for three Housing Revenue Account properties, 220-224 London Road following ongoing challenges with property condition and cost to remediate. The three options available to the Cabinet were detailed in full in the report and were to complete the extensive repair works required; to rebuild the properties; or to sell the properties in accordance with the Council's Acquisitions and Disposals Policy. Given the analysis in the report and the outline costs of the options considered and financial appraisal, the Cabinet supported the option to sell the properties.

AGREED (unanimously) that Cabinet:

- a) approve the proposal as set out in Option 3 – the sale of the properties;
- b) approve the progression of the sale in line with the Acquisitions & Disposals Policy; and
- c) approve the reinvestment of the capital receipt in provision of new homes.

Reasons for Decision:

To ensure both value for money and ensuring that homes are decent, warm and safe. The capital from disposal of these homes will be reinvested in new homes.

The proposal links to Objective 2 of the Community Plan, to increase the supply, choice and standard of housing.

Options considered:



Retain the properties and invest to bring the homes up to standard.

145 HOMES FOR UKRAINE AND LOCAL AUTHORITY HOUSING FUND UPDATE

The Assistant Business Manager – Housing & Estate Management presented a report which provided an update on the Homes for Ukraine scheme and the achievements of the Local Authority Housing Fund. Since the Homes for Ukraine scheme commenced, the Council had assisted 181 individuals or groups into hosted placements and under the Local Authority Housing Fund the Council had secured grant funding to enable the delivery of 14 homes with match funding.

AGREED (unanimously) that Cabinet note the content of the report and the achievements highlighted.

Reasons for Decision:

This is an update report displaying the outcomes that have been achieved as part of this delivery programme.

Aligning to 24/27 Community Plan objectives:

- Increase the supply, choice, and standard of housing.
- Raise peoples' skills levels and create employment opportunities for the to fulfil their potential.
- To be a top performing, modern and accessible Council.

Options considered:

Not applicable, the report is for noting only.

146 SWIMMING POOL SUPPORT FUND CAPITAL GRANT AWARD

The Business Manager – Regeneration & Housing Strategy presented a report which sought Cabinet approval to utilise the capital grant awarded to the District Council through the Sport England Swimming Pool Support Fund (SPSF) Phase 2 Programme to enable the energy efficiency improvements works planned for Newark Sports & Fitness Centre to be implemented.

AGREED (unanimously) that Cabinet:

- a) agree to utilise the capital grant of £61,356 awarded to progress the implementation of LED lighting upgrades and new pool covers at Newark Sports & Fitness Centre; and
- b) add a budget of up to £71,356 to the Council's Capital programme, financed by the SPSF grant of £61,356 and up to £10,000 from Repairs & Renewals in order that the works can proceed.

Reasons for Decision:

To proposal will make a positive contribution to the Council's Community Plan 2023 – 2027 - Object 6 – 'Reduce the Impact of Climate Change'.

Options considered:

The grant secured will enable the proposed works to be delivered in a timely manner,

will reduce the leisure centres operating costs and reduce its carbon emissions accordingly.

Meeting closed at 7.34 pm.

Chair

## NEWARK AND SHERWOOD DISTRICT COUNCIL

Minutes of the Meeting of **Planning Committee** held in the Civic Suite, Castle House, Great North Road, Newark, NG24 1BY on Tuesday, 28 May 2024 at 6.00 pm.

PRESENT: Councillor A Freeman (Chair)  
Councillor D Moore (Vice-Chair)

Councillor A Amer, Councillor C Brooks, Councillor L Dales, Councillor P Harris, Councillor K Melton, Councillor E Oldham, Councillor P Rainbow, Councillor S Saddington and Councillor T Smith

APOLOGIES FOR ABSENCE: Councillor M Spoons, Councillor L Tift and Councillor T Wildgust

1 NOTIFICATION TO THOSE PRESENT THAT THE MEETING WILL BE RECORDED AND STREAMED ONLINE

The Chair informed the Committee that the Council was undertaking an audio recording of the meeting and that it was being live streamed.

2 DECLARATIONS OF INTEREST BY MEMBERS AND OFFICERS

The Chair advised the Committee of other registerable interests declared on behalf of Councillors L Dales, A Freeman and K Melton as appointed representatives on the Trent Valley Internal Drainage Board for any relevant items.

3 IMPLICATIONS OF NEW EVIDENCE ON PENDING PLANNING APPEALS IN RELATION TO APPLICATIONS: 22/00975/FULM - CONSTRUCTION OF A SOLAR FARM, ACCESS AND ALL ASSOCIATED WORKS, EQUIPMENT AND NECESSARY INFRASTRUCTURE AT LAND AT KNAPTHORPE LODGE, HOCKERTON ROAD, CAUNTON, NEWARK ON TRENT, NG23 6AZ (KNAPTHORPE LODGE); 22/00976/FULM - CONSTRUCTION OF A SOLAR FARM, ACCESS AND ALL ASSOCIATED WORKS, EQUIPMENT AND NECESSARY INFRASTRUCTURE AT FIELD REFERENCE NUMBER 2227, HOCKERTON ROAD, CAUNTON (MUSKHAM WOOD)

The Committee considered the report of the Business Manager – Planning Development, which provided implications of new evidence on pending planning appeals in relation to the two applications, detailed above.

The two 49.9MW Solar Farm applications were considered by the Planning Committee on 9 November 2023 where Members resolved to refuse planning permission for both schemes, contrary to officer recommendation. The reasons for refusal were contained within the report. The appellant had submitted, as part of the appeal, amended plans for both applications which reduced the number of solar panels for each application. The amended plans were considered by Officers to meet the ‘Wheatcroft principle’ whereby the plans were not materially different to that considered by the Planning Committee.

AGREED (unanimously) that the report be noted.

4 EXCLUSION OF THE PRESS AND PUBLIC

AGREED (unanimously) that, under section 100A (4) of the Local Government Act 1972, the public be excluded from the meeting for the following items of business on the grounds that they involved the likely disclosure of exempt information as defined in Paragraphs 3 and 5 of part 1 of Schedule 12A of the Act.

5 IMPLICATIONS OF NEW EVIDENCE ON PENDING PLANNING APPEALS IN RELATION TO APPLICATIONS: 22/00975/FULM - CONSTRUCTION OF A SOLAR FARM, ACCESS AND ALL ASSOCIATED WORKS, EQUIPMENT AND NECESSARY INFRASTRUCTURE AT LAND AT KNAPTHORPE LODGE, HOCKERTON ROAD, CAUNTON, NEWARK ON TRENT, NG23 6AZ (KNAPTHORPE LODGE); 22/00976/FULM - CONSTRUCTION OF A SOLAR FARM, ACCESS AND ALL ASSOCIATED WORKS, EQUIPMENT AND NECESSARY INFRASTRUCTURE AT FIELD REFERENCE NUMBER 2227, HOCKERTON ROAD, CAUNTON (MUSKHAM WOOD)

The Committee considered the exempt report of the Business Manager – Planning Development, which provided implications of new evidence and material considerations on pending planning appeals in relation to the two applications as above.

The two 49.9MW Solar Farm applications were considered by the Planning Committee on 9 November 2023 where Members resolved to refuse planning permission for both schemes, contrary to officer recommendation. The reasons for refusal were contained within the report.

(Summary provided in accordance with Section 100C(2) of the Local Government Act 1972).

Meeting closed at 7.23 pm.

Chair

Document is Restricted

## NEWARK AND SHERWOOD DISTRICT COUNCIL

Minutes of the Meeting of **Planning Committee** held in the Civic Suite, Castle House, Great North Road, Newark, NG24 1BY on Thursday, 6 June 2024 at 4.00 pm.

PRESENT: Councillor A Freeman (Chair)  
Councillor D Moore (Vice-Chair)

Councillor A Amer, Councillor L Dales, Councillor P Harris, Councillor K Melton, Councillor E Oldham, Councillor P Rainbow, Councillor M Shakeshaft and Councillor T Wildgust

APOLOGIES FOR ABSENCE: Councillor C Brooks, Councillor S Saddington, Councillor T Smith, Councillor M Spors and Councillor L Tift

### 6 NOTIFICATION TO THOSE PRESENT THAT THE MEETING WILL BE RECORDED AND STREAMED ONLINE

The Chair informed the Committee that the Council was undertaking an audio recording of the meeting and that it was being live streamed.

### 7 DECLARATIONS OF INTEREST BY MEMBERS AND OFFICERS

The Chair advised the Committee of other registerable interests declared on behalf of Councillors L Dales, A Freeman and K Melton as appointed representatives on the Trent Valley Internal Drainage Board for any relevant items.

### 8 MINUTES OF THE MEETING HELD ON 9 MAY 2024

AGREED that the minutes of the meeting held on 9 May 2024 were approved as a correct record and signed by the Chair.

### 9 FORMER ALLOTMENTS, BARNBY ROAD, NEWARK - 23/01514/OUTM (MAJOR)

The Committee considered the report of the Business Manager – Planning Development, which sought a proposed residential development of nine units.

Members considered the presentation from the Assistant Business Manager – Planning Development, which included photographs and plans of the proposed development.

A Schedule of Communication was circulated prior to the meeting which detailed correspondence received following publication of the Agenda from the agent with proposed changes to conditions 5, 6, 8, 13, 14, 17, 19.

Councillor L Geary representing Newark Town Council, spoke against the application in accordance with the views of Newark Town Council as contained within the report.

Members considered the application and concern was raised regarding the wildlife on this site that would become displaced and the possible demand for allotments. Other

Members commented that this development was in the sub-regional area of Newark where there should be housing and growth.

AGREED (with 5 votes For, 3 votes Against and 1 Abstention) that Planning Permission be approved subject to the conditions contained within the report, including the amendments to conditions: 5, 6, 8, 13, 14, 17, 19 and the completion of a Section 106 agreement.

10 LAND AT GREENAWAY, ROLLESTON - 24/00402/FUL

The Committee considered the report of the Business Manager – Planning Development, which sought the demolition of two bungalows and the erection of five dwellings including parking provision and amenity spaces.

Members considered the presentation from the Senior Planning Officer, which included photographs and plans of the proposed development.

A site visit had taken place prior to the commencement of the Planning Committee, for the following two reasons: that there were particular site factors which were significant in terms of the weight attached to them relative to other factors if they would be difficult to assess in the absence of a site inspection; and there were specific site factors and/or significant policy or precedent implications that needed to be carefully addressed.

Mr C Baillon-Saunders spoke against the application as contained as representations within the report.

Councillor R Steele representing Rolleston Parish Council, spoke against the application in accordance with the views of Rolleston Parish Council as contained within the report.

Members considered the application, and it was commented that discussions regarding the car parking issues had not taken place with Rolleston Parish Council. Concern was raised that two trees would need to be felled to allow this development to take place and there were also issues with pluvial flooding and sewage that had been found on the road and in residents gardens.

Members raised concern regarding the unauthorised car parking on the green area and the problem this would cause through the loss of that car parking area for the users of the village hall. It was suggested that the two spaces at the rear of the village hall could be cleared and used, and the children's play area if tidied could also be utilised. It was noted that the car park discussions related to land outside of the red line. Concern was raised that there was no over-flow car parking and there was no parking on the road. A Member commented that the village hall took three hundred bookings per year and would not want to see those bookings interrupted.

A Member sought clarification regarding the need for this development as there was already three empty properties in Rolleston, one of which had been vacant for some time.

Members commented on the lack of response from Severn Trent and proposed a deferral to allow them to answer the concerns raised regarding the drainage issue. Concern was also raised that the access road was in flood zone 2.

Councillor M Shakeshaft entered the meeting during the Planning Officers presentation and in accordance with the Planning Protocol took no part in the debate or vote.

AGREED (with 9 votes For) that the application be deferred in order for a response to be secured from Severn Trent.

*Councillor P Harris and Councillor P Rainbow left the meeting at this point.*

11 SHADY OAKS, EAGLE ROAD, SPALFORD - 24/00088/FUL

The Committee considered the report of the Business Manager – Planning Development, which proposed an additional five pitches for gypsy/traveller use.

Members considered the presentation from the Senior Planning Officer, which included photographs and plans of the proposed development.

Mr J McArthur, representing Spalford Parish Meeting, spoke against the application in accordance with the views of Spalford Parish Meeting as contained within the report.

Members considered the application, and it was suggested that the item be deferred for a site visit to take place. It was commented that this was one of the most sensitive sites to be reviewed. It was a high-density site and the photographs presented to the Committee did not give the context of the development. This was a hamlet without any services or amenities. It was considered important that the community felt that the Planning Committee had fully considered all the implications.

AGREED (unanimously) that the application be deferred pending a site visit to take place Thursday, 13 June 2024 and the application to be considered at the 13 June 2024 Planning Committee.

12 NATIONALLY SIGNIFICANT INFRASTRUCTURE PROJECTS AND DEVELOPMENT CONSENT ORDERS

The Committee considered the report of the Director – Planning & Growth relating to the proposals for managing the Council's involvement in two Nationally Significant Infrastructure Projects (NSIPs) and provided a summary of the Development Consent Order (DCO) process.

The report related to the two Solar Farm Nationally Significant Infrastructure Projects (NSIPs) known as One Earth Solar Farm (OESF) and Great North Road (GNR) Solar Park. It also sought to set out a protocol that would be used for any subsequent NSIP projects that were proposed in the district.

AGREED (unanimously) that:

- (a) Members of Planning Committee be provided with quarterly updates on the projects (or earlier if required in the opinion of the



Director for Planning & Growth) and the Council's input where there are substantive updates to be reported;

- (b) with the exception of Local Impact Reports, all the Council's representations (to the developers and Secretary of State) will be delegated to the Director for Planning & Growth (who may delegate to authorised officers), in consultation with the Chair and Vice-Chair of Planning Committee; and
- (c) the protocol as enclosed as an Appendix to the report be adopted and that it forms part of the agreed delegation for NSIP projects going forward.

13 NOMINATIONS TO THE PLANNING POLICY BOARD THREE MEMBERS OF THE PLANNING COMMITTEE TO BE NOMINATED TO THE PLANNING POLICY BOARD.

The Committee were asked to nominate three Members of the Planning Committee to sit on the Planning Policy Board.

AGREED (unanimously) that Councillors A Freeman (Chair), D Moore (Vice-Chair) and K Melton be appointed as the Planning Committee representatives on the Planning Policy Board for 2024/25.

14 PERMITTED DEVELOPMENT RIGHTS: IMPLEMENTATION OF VARIOUS AMENDMENTS TO EXISTING CLASSES UNDER SCHEDULE 2 - PART 3, (CLASS MA, CLASS Q, CLASS R: PART 6, CLASSES A AND B)

The Committee considered the report of the Director – Planning & Growth relating to the latest permitted development right.

On the 24 July 2023, the Department for Levelling Up, Housing and Communities commenced a consultation on six proposals concerning amendments to the Town and Country Planning (General Permitted Development) (England) Order 2015 (GPDO), as amended. They were:

- a) Changes to certain permitted development rights that allow for the change of use to dwellinghouses.
- b) Changes to certain permitted development rights that allow agricultural diversification and development on agricultural units.
- c) Changes to certain permitted development rights that allow for non-domestic extensions and the erection of new industrial and warehouse buildings.
- d) Changes to the permitted development right that allows for the temporary use of land to allow markets to operate for more days.
- e) Changes to the existing permitted development right that allows for the erection, extension or alteration of schools, colleges, universities, hospitals, and closed prisons to also apply to open prisons.
- f) The application of local design codes to certain permitted development rights.

A paper was presented to Planning Committee on 7 September 2023 setting out the Council's response to that consultation. The Government had issued, on the 13 February, coming into force on the 5 March, a new Statutory Instrument 2024 No. 141 (The Town and Country Planning (General Permitted Development etc.) (England) (Amendment) Order 2024) setting out permitted development rights relating to a) above.

It had also issued, on the 30 April 2024, coming into force on the 21 May 2024, a further Statutory Instrument 2024 No. 579 The Town and Country Planning (General Permitted Development etc.) (England) (Amendment) Order 2024 setting out permitted development rights relating to b) above.

The report covered the detailed changes with the Statutory Instruments.

AGREED that the contents of the report and the permitted development right changes be noted.

15 APPEALS LODGED

AGREED that the report be noted.

16 APPEALS DETERMINED

The Assistant Business Manager - Planning Development informed the Committee that to date the cost element of the Battery Energy Storage System application hearing had not yet been received, the Committee would be informed as soon as that information was known.

The Committee was also informed that the cost award for 11 Station Road, Collingham had been omitted from the Development Management Performance Report presented to the 9 May Planning Committee.

AGREED that the report be noted.

Meeting closed at 6.34 pm.

Chair

## NEWARK AND SHERWOOD DISTRICT COUNCIL

Minutes of the Meeting of **Planning Committee** held in the Civic Suite, Castle House, Great North Road, Newark, NG24 1BY on Wednesday, 19 June 2024 at 4.00 pm.

PRESENT: Councillor A Freeman (Chair)  
Councillor D Moore (Vice-Chair)

Councillor C Brooks, Councillor L Dales, Councillor K Melton, Councillor E Oldham, Councillor P Rainbow, Councillor M Shakeshaft, Councillor M Spoons, Councillor L Tift and Councillor T Wildgust

APOLOGIES FOR ABSENCE: Councillor A Amer, Councillor P Harris, Councillor S Saddington and Councillor T Smith

17 NOTIFICATION TO THOSE PRESENT THAT THE MEETING WILL BE RECORDED AND STREAMED ONLINE

The Chair informed the Committee that the Council was undertaking an audio recording of the meeting and that it was being live streamed.

18 DECLARATIONS OF INTEREST BY MEMBERS AND OFFICERS

The Chair advised the Committee of other registerable interests declared on behalf of Councillors L Dales, A Freeman and K Melton as appointed representatives on the Trent Valley Internal Drainage Board for any relevant items.

19 LAND OFF STAYTHORPE ROAD, AVERHAM - 23/00317/FULM

The Committee considered the report of the Business Manager – Planning Development, which sought the construction and operation of Battery Energy Storage System (BESS), transformer/sub-station and associated infrastructure.

A site visit had taken place prior to the commencement of the Planning Committee, on the grounds that the proposal was particularly contentious, and the aspects being raised could only be viewed on site.

Members considered the presentation from the Senior Planning Officer, which included photographs and plans of the proposed development.

A Schedule of Communication was circulated prior to the meeting which detailed correspondence received following publication of the agenda from the local residents and agent.

Mr P Grant spoke against the application as contained as representations within the report.

Councillor I Bradey representing Averham, Kelham and Staythorpe Parish Council, spoke against the application in accordance with the views of Averham, Kelham and Staythorpe Parish Council as contained within the report.

Mr C Calvert agent for Pegasus Planning Group Ltd, spoke in support of the application.

Members considered the application and concern was raised regarding fire risk, if there was a fire from one of the batteries and the land was flooded at that time, the fire could spread through the flood water. 92% of the land was within Grade 3A agricultural land, it was commented that the cumulative impact regarding this should be studied. A Member commented upon the time frame of 40 years and stated that something had to be done regarding national policy to address that as it was too long. Lithium batteries were also discussed and the risk of them exploding, catching fire, and creating toxic gases, an issue of concern to local people. A Member commented that there was information contained on British Standards which covered the way the batteries were manufactured, a lot of issues in the past was reported to have been through the manufacturing process which had been resolved. The different types of batteries were discussed and the differing opinions about the spacing between the layout of the batteries from the 2.5 metres proposed to a suggested 6 metres. It was commented that with the flood zone in that area, if there was a flood, even letting the unit burn, it was felt that a larger configuration between units should be provided. It was commented that a low carbon future was key to this application, the grid implications were local and the proximity to the grid made sense.

Councillor L Tift left the meeting at the end of the presentation and was absent for the debate and vote.

AGREED (with 5 votes For and 5 votes Against, the Chairman used his casting vote in support of the application) that Planning Permission be approved subject to the conditions contained within the report, as amended by the Late Items Schedule and the completion of a Section 106 agreement for the matters set out within the report.

*Councillor L Tift returned to the meeting at this point and then left the meeting.*

20 LAND ADJACENT STAYTHORPE SUBSTATION, STAYTHORPE ROAD, STAYTHORPE - 23/00810/FULM

The Committee considered the report of the Business Manager – Planning Development, which sought the laying of an underground cable run linking Battery Energy Storage System to Grid Connection Point at Staythorpe Substation.

Members considered the presentation from the Senior Planning Officer, which included photographs and plans of the proposed development.

Mr C Calvert agent for Pegasus Planning Group Ltd, spoke in support of the application.

Members considered the application acceptable.

AGREED (with 8 votes For and 2 votes Against) that Planning Permission be approved subject to the conditions contained within the report.

21 SHADY OAKS, EAGLE ROAD, SPALFORD - 24/00088/FUL

The Committee considered the report of the Business Manager – Planning Development, which sought the proposed additional five pitches for gypsy/traveller use.

A site visit had taken place prior to the commencement of the Planning Committee, as this was the reason to defer the determination of the application from the Planning Committee on 6 June 2024, to allow Members to view the context of the site.

Members considered the presentation from the Assistant Business Manager - Planning Development, which included photographs and plans of the proposed development.

A Schedule of Communication was circulated prior to the meeting which detailed correspondence received following publication of the agenda from the agent.

Mr J McArthur, representing Spalford Parish Meeting, spoke against the application in accordance with the views of Spalford Parish Meeting as contained within the report.

Members considered the application, and it was commented that Spalford had no services, amenities or bus network. There were also no footpaths or street lighting around this site and not enough proposed car parking. The site was also in flood zone 3. Shady Oaks referred to this site as a caravan park and not a GRT site. It was felt that the proposal would alter the nature of the hamlet. It was commented that the Authority had submitted a Draft Review of the Allocations and Development Management DPD in front of the Planning Inspectorate which should afford some weight. The cumulative impact of the proposal was not good for the hamlet community or for the people who would live on this site.

The Chair commented that the cumulative impact of the population on a small hamlet had never been tested. The proposed application could increase the population by an additional 36 people against a hamlet of 91 people.

A Member commented that given the location and what had been proposed would not dominate the village itself. There was a specific policy challenge regarding the GRT sites which was not being met in the district. The site was not being integrated with the community as it was hiding away behind a tall conifer hedge. Families would also choose to live here and not forced; the conditions therefore may be better than their current residence.

The Chair commented that not everyone wanted facilities where they lived, this was a hamlet, with developments around it. There was a shortfall in the district for GRT sites, however it was commented that we should not make do with bad sites to deal with that issue. The LA should try and get the best for the GRT community and the local community.

The Business Manager – Planning Development commented that the Review of the Allocations and Development Management DPD was with the Inspector and the examination would take place November 2024. Limited weight should be attached to this plan review, as the outcome of the plan was unknown at present and there could

be changes insisted by the Inspector. The plan would also need to be considered and agreed by Full Council.

A vote was taken and lost to approve the application with 9 votes Against and 1 abstention.

AGREED Proposer Councillor Freeman and Seconder Councillor Moore (with 8 votes For and 2 Abstentions) that contrary to Officer recommendation Planning Permission be refused for the following reasons:

- (i) the status of draft development plan, this site is not an allocated site;
- (ii) additional 5 pitches on hamlet with impact from additional population;
- (iii) development not well planned;
- (iv) does not promote opportunities for healthy lifestyle, e.g. does not include amenity block / amenity areas; and
- (v) the enclosure with existing soft landscaping created a sense of isolation.

In accordance with paragraph 13.5 of the Planning Protocol, as the motion was against Officer recommendation, a recorded vote was taken.

<b>Councillor</b>	<b>Vote</b>
C Brooks	For
L Dales	For
A Freeman	For
K Melton	Abstention
D Moore	For
E Oldham	For
P Rainbow	For
M Shakeshaft	For
M Spoors	For
T Wildgust	Abstention

Meeting closed at 6.26 pm.

Chair