

CABINET

Tuesday, 1st March, 2016 at 4.30 p.m.
at the Council Offices, Farnborough

Councillor P.J. Moyle (Leader)
Councillor K.H. Muschamp (Deputy Leader and Business, Safety and
Regulation Portfolio)

Councillor Sue Carter (Leisure and Youth Portfolio)
Councillor R.L.G. Dibbs (Environment and Service Delivery Portfolio)
Councillor R. Hughes (Health and Housing Portfolio)
Councillor A. Jackman (Concessions and Community Support Portfolio)
Councillor P.G. Taylor (Corporate Services Portfolio)

The Cabinet considered the following matters at the above-mentioned meeting. All executive decisions of the Cabinet shall become effective, subject to the call-in procedure, from **15th March, 2016**.

287. **MINUTES –**

The Minutes of the meeting of the Cabinet held on 2nd February, 2016 were confirmed and signed by the Chairman.

288. **SMOKE AND CARBON MONOXIDE ALARM (ENGLAND) REGULATIONS 2015 –** (Health and Housing)

The Cabinet considered the Head of Environmental Health and Housing's Report No. EHH1605, which set out the implications of the Smoke and Carbon Monoxide Alarm (England) Regulations 2015 on private sector landlords and the Council.

Members were informed that the Regulations had come into force on 1st October, 2015 and required all private sector landlords to fit smoke alarms and, where appropriate, carbon monoxide alarms in their rented properties. There was also now a requirement on local authorities to publish a "Statement of Principles", which must be used to determine the level of penalty charge for non-compliance. Landlords were required to install at least one smoke alarm on each level of their rented properties and a carbon monoxide alarm in any room containing a solid fuel-burning appliance. It was also the landlord's responsibility to ensure that all existing alarms were in proper working order at the start of each new tenancy. It was explained that the Council was responsible for the enforcement of the Regulations and was required to take enforcement action in the case of a breach. Appendix 2 of the Report set out the Statement of Principles, which detailed the levels of penalties applicable. These showed a stepped increase in the case of landlords who were found to fail persistently. A proportion of the penalty collected would be used by the Council to provide and fit the required alarms.

The Cabinet considered the proposed approach and, in particular, discussed how cases of non-compliance would be identified and remedied.

The Cabinet RESOLVED that

- (i) the Statement of Principles, as set out in the Head of Environmental Health and Housing's Report No. EHH1605, be approved; and
- (ii) the Head of Environmental Health and Housing be authorised to:
 - issue Remedial Notices if a landlord breaches his duty to provide a smoke or carbon monoxide alarm in a privately rented property, under Regulation 6(1);
 - take remedial action to arrange for the installation of the required smoke or carbon monoxide alarms, as specified in the Remedial Notice under Regulation 7;
 - issue Penalty Charge Notices if a landlord fails to comply with a Remedial Notice under Regulation 8;
 - consider and determine Regulation 10 reviews; and
 - revise and republish the Council's Statement of Principles as required in the future.

289. **OSBORNE ROAD RECREATION GROUND – BASKETBALL COURT UPGRADE –**
(Leisure and Youth)

The Cabinet considered the Head of Community and Environmental Services' Report No. COMM1603, which sought approval to vary the 2016/17 Capital Programme by £36,000 to allow works to be commissioned to upgrade the basketball court at Osborne Road Recreation Ground, Farnborough.

The Cabinet was informed that the basketball court was well used by local children and young people but that the facility was nearing the end of its life. The upgrade would include relaying the surface, painting the court and the provision of new posts. The project would be funded by £19,600 awarded by the Sitatrust and £16,400 from developers' contributions allocated to the basketball court upgrade.

The Cabinet RESOLVED that approval be given to a variation of £36,000 to the 2016/17 Capital Programme for the basketball court upgrade at Osborne Road Recreation Ground to be completed.

290. **FARNBOROUGH AIRPORT COMMUNITY ENVIRONMENTAL FUND –**
(Environment and Service Delivery)

The Cabinet considered the Head of Community and Environmental Services' Report No. COMM1604, which sought approval to award grants from the Farnborough Airport Community Environmental Fund to assist local projects.

The Cabinet Member for Environment and Service Delivery had considered three applications and had recommended that all three awards should be made.

The Cabinet RESOLVED that grants be awarded from the Farnborough Airport Community Environmental Fund to the following organisations:

Community Youth Work Service (Surrey CC)	£1,350
Farnborough Street Residents' Association	£2,000
Blooming Marvellous (Rushmoor Voluntary Services)	£5,000

NOTE: Cr. K.H. Muschamp declared a personal but non prejudicial interest in this item in respect of his acquaintance with the Chairman of the Farnborough Street Residents' Association and, in accordance with the Members' Code of Conduct, remained in the meeting during the discussion and voting thereon

291. **APPOINTMENT OF CORPORATE DIRECTOR – APPROACH AND NEXT STEPS –**
(Corporate Services)

The Cabinet considered the Chief Executive's Report No. CEX1601, which set out a proposed approach for the appointment of a Corporate Director, following the retirement of Mr. David Quirk on 29th February, 2016. Members were reminded that the current senior management structure had been introduced in April 2015. At that time, direct line management responsibilities had been removed from the newly defined Corporate Director role and had been replaced by new areas of responsibility based on strategic and corporate priorities. It was reported that these new arrangements had bedded in well and provided a robust structure to continue to deliver services in the context of the Council's 8-Point Plan. It was proposed, therefore, that the basic organisational structure of a Directors' Management Board consisting of a Chief Executive and two Corporate Directors should be retained. It was further proposed that the role of Deputy Chief Executive, formally held by Mr. Quirk, would now be carried out by the other Corporate Director, Mr. Ian Harrison. The advertisement for the new Corporate Director would, in the first instance, be restricted to internal candidates, on the basis that it was considered that there were appropriately qualified and experienced potential candidates within the organisation. It was anticipated that, depending on whom the successful candidate was, a review of the service structure

would be likely, following the appointment. This would be likely to realise savings in staff salaries. If there was not a suitable internal candidate, the post would be offered externally.

The Cabinet RESOLVED that

- (i) the appointment of Mr. Ian Harrison to the role of Deputy Chief Executive, with effect from 1st March, 2016, be approved;
- (ii) the proposed approach for the retention of the Corporate Director post and the process for recruitment, as set out in the Chief Executive's Report No. CEX1601, be endorsed; and
- (iii) the Chief Executive, in consultation with the Leader of the Council and the Cabinet Member for Corporate Services, be authorised to agree any consequential changes to the organisational structure resulting from the appointment.

292. DELEGATION OF AUTHORITY – BUSINESS SUPPORT CONTACTS –
(Business, Safety and Regulation)

The Cabinet considered the Head of Environmental Health and Housing's Report No. EHH1606, which sought approval for the Council to enter into contracts to provide regulatory advice and support to businesses, up to a value of £10,000.

The Cabinet was informed that the Council's Food / Health and Safety team already provided advice and support to businesses in the Borough around regulatory matters but, increasingly, there was a demand for the provision of extended advice and support. This work would offer the opportunity for cost recovery and could be undertaken under the 'spare capacity rule'. Some pilot work of this nature had been carried out by the Food/Health and Safety team and the Council's Internal Audit team had been consulted. The Cabinet was informed that this work would have the potential to recover up to £10,000 of officer time in the first year for the provision of this extended advice.

The Cabinet RESOLVED that the Head of Environmental Health and Housing be authorised to enter into contracts, up to the value of £10,000, to provide regulatory advice to businesses, as set out in the Head of Environmental Health and Housing's Report No. EHH1606.

293. EXCLUSION OF THE PUBLIC –

RESOLVED: That, taking into account the public interest test, the public be excluded from the meeting during the discussion of the under mentioned items to avoid the disclosure of exempt information within the paragraph of Schedule 12A to the Local Government Act, 1972 indicated against the items:

Report Para. Nos.	Schedule 12A Para. No.	Category
294, 295 and 296	3	Information relating to financial or business affairs

**THE FOLLOWING ITEMS WERE CONSIDERED
IN THE ABSENCE OF THE PUBLIC**

294. NO. 12 ARTHUR STREET, ALDERSHOT – UPDATE –
(Corporate Services)

The Cabinet considered the Solicitor to the Council's Exempt Report No. LEG1602, which provided an update on the progress of the project to convert the property at No. 12 Arthur Street, Aldershot into domestic accommodation. The Report also sought approval for the funding to undertake the conversion works. It was explained that, since the original Report to the Cabinet on 1st September, 2015, the indicative cost of the conversion works had increased significantly due to the poor state of repair of the property. It was reported that this would be covered by an increase of a similar amount in the predicted market value of the completed units. It was proposed that the decision as to whether to rent out or sell the units should be deferred until the conversion works had been completed.

The Cabinet RESOLVED that

- (i) approval be given to a variation in the Capital Programme, as set out in the Solicitor to the Council's Exempt Report No. LEG1602, to allow for the conversion works to be tendered and the build contract awarded; and
- (ii) the Head of Financial Services, in consultation with the Cabinet Member for Corporate Services, be authorised to approve an increase in the Capital Programme, subject to the scheme delivering a rate of return of at least 7%, should the tender process exceed £260,000.

295. SALE OF LAND – QUEENSMEAD AND KINGSMEAD, FARNBOROUGH –
(Corporate Services)

The Cabinet considered a Record of Executive Decision, which set out an urgent decision made on 17th February, 2016 by the Chief Executive, in consultation with the Cabinet Member for Corporate Services, to sell two plots of land to the rear of Nos. 61 – 71 Queensmead and Kingsmead Shopping Centre, Farnborough. The reason for urgency had been to enable the sale of land at Queensmead to proceed and the terms were set out in the Record of Executive Decision.

The Cabinet RESOLVED that the action taken, as set out in the Record of Executive Decision dated 17th February, 2016, be noted and endorsed.

296. **SALE OF LAND – WESTMEAD AND SOLARTRON ROAD, FARNBOROUGH –**
(Corporate Services)

The Cabinet considered a Record of Executive Decision, which set out an urgent decision made on 17th February, 2016 by the Chief Executive, in consultation with the Cabinet Member for Corporate Services, to dispose of the freehold of land and buildings on the north-west side of Westmead and Nos. 8 and 9 Solartron Road, Farnborough. The reason for urgency had been to allow the Receiver to conclude arrangements with the development partner promptly to avoid jeopardising any deal. The terms of the sale were set out in the Record of Executive Decision.

The Cabinet RESOLVED that the action taken, as set out in the Record of Executive Decision dated 17th February, 2016, be noted and endorsed.

The Meeting closed at 5.13 p.m.

CR. P.J. MOYLE
LEADER OF THE COUNCIL

CABINET

Tuesday, 29th March, 2016 at 4.30 p.m.
at the Council Offices, Farnborough

Councillor P.J. Moyle (Leader)
Councillor K.H. Muschamp (Deputy Leader and Business, Safety and
Regulation Portfolio)

Councillor Sue Carter (Leisure and Youth Portfolio)
Councillor R.L.G. Dibbs (Environment and Service Delivery Portfolio)
Councillor R. Hughes (Health and Housing Portfolio)
a Councillor A. Jackman (Concessions and Community Support Portfolio)
Councillor P.G. Taylor (Corporate Services Portfolio)

An apology for absence was submitted on behalf of Councillor A. Jackman.

The Cabinet considered the following matters at the above-mentioned meeting. All executive decisions of the Cabinet shall become effective, subject to the call-in procedure, from **12th April, 2016**.

297. **MINUTES** –

The Minutes of the meeting of the Cabinet held on 1st March, 2016 were confirmed and signed by the Chairman.

298. **FINANCIAL MATTERS** – (Leader of the Council)

(1) **Revenue Budget Monitoring and Forecasting 2015/16 – Position at March, 2016** –

The Cabinet considered the Head of Financial Services' Report No. FIN1607, which set out the anticipated financial position for 2015/16, based on the monitoring exercise carried out during March 2016. The Report explained that, in the monitoring exercise, service managers had identified a net underspend of approximately £218,000 against their non-salary budgets. A staff monitoring exercise had identified a net projected underspend of £350,000 from salary savings. The Report identified that the Business Rate Retention Scheme, uncertainty around central government funding and service demand issues arising from democratic change and welfare reform remained the major risks facing the Council over the medium term.

It was reported that the Service Improvement Fund had continued to be used to support invest-to-save schemes, major corporate projects and service reviews. The latest projections for 2015/16 showed a total of £410,000 of expenditure supported by the Fund. The balance of the Service Improvement and the Stability and Resilience Funds, along with the projected general fund

balance, provided a total for working reserves of £5,462,000.

Members considered the Report and expressed satisfaction with both the current revenue budget position and the measures put in place to ensure future financial stability.

The Cabinet RESOLVED that

- (i) the Head of Financial Services' Report No. FIN1607 be noted; and
- (ii) the updated estimates for the use of the Service Improvement Fund during 2015/16, as set out in the Report, be approved.

(2) Capital Programme Monitoring 2015/16 – Position at March, 2016 –

The Cabinet received the Head of Financial Services' Report No. FIN1608, which provided the latest forecast regarding the Council's Capital Programme for 2015/16. The Report advised that the approved Capital Programme for 2015/16 totalled £9,605,000. The recent monitoring exercise had identified that, due to a number of slippages and underspends, the forecasted outturn was £4,859,000, with a forecasted shortfall of £4,746,000 against the approved Programme. The identified areas of slippage included the purchase of land at Ball Hill and the purchase of a new Council depot site.

The Cabinet RESOLVED that the latest Capital Programme monitoring position, as set out in the Head of Financial Services' Report No. FIN1608, be noted.

299. STRATEGY FOR THE FLEXIBLE USE OF CAPITAL RECEIPTS 2016/17 – (Corporate Services)

The Cabinet received the Head of Financial Services' Report No. FIN1609, which set out information from the Secretary of State for Communities and Local Government relating to the treatment of costs as capital expenditure and the updated guidance on the flexible use of capital receipts, that had been published in March 2016.

The Cabinet was informed that, for a three year period from 1st April, 2016, local authorities would be able to spend any revenues generated from selling fixed assets to fund the cost of improvements to services. Under normal rules, capital receipts could only be used to fund capital expenditure, such as the purchase of capital assets or improvements to existing assets. It was reported that the use of capital receipts in this new way would enable the Council to progress essential projects without putting additional pressure on revenue resources. In order to take advantage of these new provisions, it was necessary to have a strategy in place and the Council's draft Strategy for the Flexible Use of Capital Receipts 2016/17 was attached to the Report. It was anticipated that this would be incorporated into existing plans and strategies, such as the Medium Term Financial Strategy, in future years.

The Cabinet

- (i) **RECOMMENDED TO THE COUNCIL** that approval be given to the Strategy for the Flexible Use of Capital Receipts 2016/17; and
- (ii) **RESOLVED** that
 - (a) the contents of the Head of Financial Services' Report No. FIN1609 be noted; and
 - (b) a variation to the Capital Programme for 2016/17 of £500,000 be approved.

300. CORPORATE STRATEGY AND CORPORATE PLAN 2015/16 – QUARTER THREE MONITORING – (Leader of the Council)

The Cabinet received the Directors' Management Board's Report No. DMB1601, which gave an update on performance management monitoring information against the Corporate Plan for the third quarter of the 2015/16 financial year.

The Chief Executive gave Members an update on strategic and performance management data relating to many areas, including crime, educational attainment and homelessness.

It was noted that 86.5% of the indicators were on target, 13.5% were in question as to whether they would achieve the action or indicator and none were unable to achieve elements of the target. The Chief Executive gave a summary of key projects that were ongoing and responded to Members' questions.

The Cabinet NOTED the Directors' Management Board Report No. DMB1601 and the performance against the Corporate Plan in the third quarter of the 2015/16 municipal year.

301. DRAFT RUSHMOOR BIODIVERSITY ACTION PLAN 2016 - 2021 – (Environment and Service Delivery)

The Cabinet considered the Head of Planning's Report No. PLN1612, which set out the draft Rushmoor Biodiversity Action Plan 2016 - 2021 for approval. Members were informed that a key stakeholder meeting had taken place on 20th February, 2015 and a six week public consultation exercise had taken place early in 2016. The draft document had been amended to take account of representations received and the amended version was attached as Annex 1 to the Report. The Cabinet was now being asked to adopt this document, which continued to provide a framework for initiatives to protect and enhance biodiversity across the Borough.

The Cabinet RESOLVED that

- (i) the Rushmoor Biodiversity Action Plan 2016 – 2021, as set out in Annex 1 of the Head of Planning's Report No. PLN1612, be adopted; and
- (ii) the Head of Planning, in consultation with the Cabinet Member for Environment and Service Delivery, be authorised to make any necessary minor amendments to the Action Plan, prior to its publication.

302. DRAFT FOOD AND HEALTH AND SAFETY SERVICE PLAN 2016/17 – (Safety and Regulation)

The Cabinet considered the Head of Environmental Health and Housing's Report No. EHH1604, which sought endorsement of the draft Food and Health and Safety Service Plan for 2016/17 for consultation with local businesses and business organisations. The Cabinet was advised that the Licensing and General Purposes Committee had considered and supported the combined service plan at its meeting on 21st March, 2016.

Members discussed various matters, including the provision of advice and training to the business community. The Cabinet was supportive of the service that had been offered.

The Cabinet RESOLVED that the draft combined Food and Health and Safety Service Plan for 2016/17 be approved for consultation with local businesses and business organisations.

303. EXCLUSION OF THE PUBLIC –

RESOLVED: That, taking into account the public interest test, the public be excluded from the meeting during the discussion of the under mentioned item to avoid the disclosure of exempt information within the paragraph of Schedule 12A to the Local Government Act, 1972 indicated against the item:

Report Para. No.	Schedule 12A Para. No.	Category
304	3	Information relating to financial or business affairs

**THE FOLLOWING ITEM WAS CONSIDERED
IN THE ABSENCE OF THE PUBLIC**

304. **WASTE, RECYCLING, GROUNDS MAINTENANCE AND STREET CLEANSING CONTRACT –**
(Environment and Service Delivery)

The Cabinet considered the Head of Community and Environmental Services' Exempt Report No. COMM1605, which set out a proposal to extend the current waste, recycling, grounds maintenance and street cleansing contract with Veolia Environmental Services by four months.

The Cabinet was reminded that the existing contract with Veolia was due to end on 31st March, 2017 and it was reported that good progress had been made towards the procurement of a new contract. There were a number of reasons why the proposed extension to the contract would be beneficial to the Council. These included allowing the implications of the Hampshire wide waste processing and partnership review to be clarified before the awarding of the new contract and also to allow sufficient time to provide a functional depot from the start of the new contract. Furthermore, Hampshire County Council was planning to review its agency agreement with local councils relating to verge/hedge cutting and weed control and it was thought that this would be likely to have an impact on the grounds maintenance specification. It was confirmed that Veolia had agreed to the proposed contract extension.

The Cabinet RESOLVED that, subject to written agreement, the current contract with Veolia be extended by four months to 31st July, 2017, in order to secure the best long term deal from the retendering of the services.

The Meeting closed at 5.05 p.m.

CR. P.J. MOYLE
LEADER OF THE COUNCIL

DEVELOPMENT MANAGEMENT COMMITTEE

Meeting held on Wednesday, 2nd March, 2016 at the Council Offices,
Farnborough at 7.00 p.m.

Voting Members

Cr. G.B. Lyon (Chairman)
Cr. B.A. Thomas (Vice-Chairman)

Cr. Mrs. D.B. Bedford	a	Cr. P.I.C. Crerar	a	Cr. D.S. Gladstone
Cr. D.M.T. Bell		Cr. Sue Dibble		Cr. C.P. Grattan
Cr. R. Cooper		Cr. Jennifer Evans		Cr. J.H. Marsh

Non-Voting Member

Cr. R.L.G. Dibbs (Cabinet Member for Environment and Service
Delivery) (ex officio)

Apologies for absence were submitted on behalf of Crs. P.I.C. Crerar
and Cr. D.S. Gladstone.

Cr. S.J. Masterson attended as standing deputy in place of Cr. P.I.C.
Crerar.

305. DECLARATIONS OF INTEREST –

Having regard to the Members' Code of Conduct, the following
declaration of interest was made. The Member with a disclosable pecuniary
interest left the meeting during the debate on the relevant agenda item:

Member	Application No. and Address	Interest	Reason
Cr. B.A. Thomas	15/00964/FUL (St Joseph's Roman Catholic Primary School, Bridge Road, Aldershot)	Prejudicial	Proximity of home to the site.
Cr. B.A. Thomas	16/00049/FULPP (The Queen's Head, 97 North Lane, Aldershot)	Prejudicial	Ran a public house close to the application premises.

306. **MINUTES –**

The Minutes of the Meeting held on 3rd February, 2016 were approved and signed by the Chairman.

307. **TOWN AND COUNTRY PLANNING ACT, 1990 (AS AMENDED) -
TOWN AND COUNTRY PLANNING (GENERAL DEVELOPMENT
PROCEDURE) ORDER, 1995 -
DEVELOPMENT APPLICATIONS GENERALLY –**

RESOLVED: That

- (i) planning permission/consent be refused in respect of the following application as set out in Appendix “A” attached hereto for the reasons mentioned therein:

* 15/00964/FUL (St Joseph’s Roman Catholic Primary School, Bridge Road, Aldershot).

- (ii) the applications dealt with by the Head of Planning, where necessary in consultation with the Chairman, in accordance with the Council’s Scheme of Delegation, more particularly specified in Section “D” of the Head of Planning’s Report No. PLN1607, be noted;

- (iii) the current position with regard to the following applications be noted pending consideration at a future meeting:

15/00897/REMPP (Zone C – Cambridge Military Hospital, Aldershot Urban Extension, Alisons Road, Aldershot);

15/00898/REMPP (Zone C – Cambridge Military Hospital, Aldershot Urban Extension, Alisons Road, Aldershot);

15/00930/LBC2PP (Zone C – Cambridge Military Hospital, Aldershot Urban Extension, Alisons Road, Aldershot);

15/00925/FULPP (Land off Sarah Way, to the rear of Nos 49 – 51 Victoria Road, Farnborough);

15/00931/LBC2PP (Zone C – Cambridge Military Hospital, Aldershot Urban Extension, Alisons Road, Aldershot);

16/00007/FULPP (Land at Dingley Way, Farnborough);
and

16/00027/FUL (Asda, Westmead, Farnborough).

- (iv) Planning Application No. 16/00049/FULPP (The Queen’s Head, 97 North Lane, Aldershot), as amended at the meeting, be deferred.

- * The Head of Planning's Report No. PLN1607 in respect of this application was amended at the meeting.

308. REPRESENTATIONS BY THE PUBLIC –

In accordance with the guidelines for public participation at meetings, the following representation was made to the Committee and was duly considered before a decision was reached:

Application No.	Address	Representation	In support of or against the application
15/00964/FUL	(St Joseph's Roman Catholic Primary School, Bridge Road, Aldershot)	Dr. C. McCafferty	In support

309. APPLICATION NO. 16/00049/FULPP – THE QUEEN'S HEAD, 97 NORTH LANE, ALDERSHOT –

The Committee received the Head of Planning's Report No. PLN1607 (as amended at the meeting) regarding the demolition of existing public house and re-development of site with two pairs of two-bedroom semi-detached houses on road frontage with new access between leading to a pair of three-bedroom semi-detached houses at rear of site (six new dwellings in total), together with detached garages, parking spaces, turning area and associated landscaping (re-submission of planning application 15/00475/FULPP refused on 18th September 2015).

It was noted that the recommendation was to defer consideration of the planning application and to issue an Enforcement Notice.

RESOLVED: That

- (i) consideration of the planning application be deferred to seek an independent assessment of the evidence submitted with the application; and
- (ii) the Council issue an Enforcement Notice requiring the cessation of the unauthorised material change for the following draft reasons:
 - (a) the unauthorised development conflicts with the requirements of the Council's "Development Affecting Public Houses" Supplementary Planning Document formally adopted by the Council's Cabinet on 2nd June 2015 in that it has not been satisfactorily demonstrated that there is no longer term need for the public house and that alternative public houses are readily accessible to

meet the needs of the community in the vicinity; the unauthorised development thereby also results in the unjustified loss of a community facility contrary to Government Planning Policy and Guidance and also Policy CP10 of the Rushmoor Core Strategy (November 2011);

- (b) the unauthorised development does not address its impact upon the nature conservation interests and objectives of the Thames Basin Heaths Special Protection Area, the proposal is thereby contrary to the requirements of the Habitats Regulations Policies CP13 and CP15 of the Rushmoor Core Strategy adopted October 2011.

310. ENFORCEMENT AND POSSIBLE UNATUHORISED DEVELOPMENTS – NO. 166 LOWER FARNHAM ROAD, ALDERSHOT –

The Committee received the Head of Planning's Report No. PLN1608 regarding the erection of roof outbuildings at No. 166 Lower Farnham Road, Aldershot. It was reported that the property was a two-storey detached house, located on the north west side of Lower Farnham Road. In June, 2016, a complaint had been received that a roof had been formed over the existing outbuildings to the rear of the site.

A site inspection had confirmed that a sloping roof had been formed over the existing flat roof outbuilding and court yard to the rear of the site by erecting an insulated, metal double skinned roofing panel roof, forming a continuation of the rear roof slope of the existing two-storey height outbuilding over the single storey outbuilding. It was reported that the highest part of the new roof measured 2.59m. and required planning permission as it exceeded 2.5m. in height and was located within 2m. of a boundary property. The owner had been advised to either remove the roof, reduce the height of the roof by 0.09m. in order to comply with householder permitted development rights for outbuildings, or attempt to regularise the development through the submission of a retrospective planning application. The owner of the property had failed to respond and no planning application had been received.

The Committee was informed that the main issues were the impact on the character and appearance of the area and the impact upon the amenities of the occupiers of adjacent properties. It was highlighted that the roof was positioned to the rear of the site and was therefore screened from public view by the two-storey height outbuilding. The General Permitted Development Order (GPDO) 2015 did not specify any building materials for outbuildings and the development only required planning permission as the height of the new roof exceeded the allowance made by the GDPO by 0.09m.

It was considered that the unauthorised roofing did not cause any significant material harm to the visual character of the area or the amenities of neighbours. As such, it was considered that planning permission would be granted by the Council, were a planning application submitted. In accordance

with Policy PE3, it was considered that neither expedient nor reasonable for the Council to take enforcement action in respect of the breach of planning control that had taken place.

RESOLVED: That no further action be taken.

311. **APPEALS PROGRESS REPORT –**

The Committee received the Head of Planning's Report No. PLN1609 concerning the following appeal decision:

Application No.	Description	Decision
15/00318/FULPP	Against the Council's decision to refuse planning permission for the erection of two three-bedroom semi-detached dwellings with associated access and parking on the land to rear of Nos. 42-44 Newfield Avenue, Farnborough.	Dismissed

RESOLVED: That the Head of Planning's Report No. PLN1609 be noted.

The Meeting closed at 8.08 p.m.

G.B. LYON
CHAIRMAN

**DEVELOPMENT MANAGEMENT COMMITTEE
2ND MARCH 2016**

APPENDIX "A"

Application No. & Date Valid: 15/00964/FUL 20th January 2016

Proposal: Erection of 3 single storey extensions to provide 3 classrooms, a single storey hall extension and a detached single storey teaching block to provide 3 early years classrooms at **St Joseph's Roman Catholic Primary School, Bridge Road, Aldershot, Hampshire**

Applicant: Mr Bill James

Reasons: 1 The application has failed to demonstrate that car parking capacity, either on local streets within a reasonable distance of the school, or in off-street parking areas under the control of the school; can be made available and secured in the long term sufficient to accommodate the additional demand and vehicular activity which would result from the proposed expansion in pupil and teacher numbers. The development would therefore give rise to detrimental traffic and parking conditions on the surrounding highway contrary to the requirements of Core Strategy Policy CP16.

STANDARDS AND AUDIT COMMITTEE

Meeting held on Monday, 14th March 2016 at the Council Offices, Farnborough at 6.00 p.m.

Voting Members

Cr. J.H. Marsh (Chairman)
Cr. A.M. Ferrier (Vice-Chairman)

Cr. D.M.T. Bell

Cr. C.P. Grattan

Cr. M.D. Smith

Non-Voting Co-opted Members

Mr. D. Austin

Mr. B. Hambleton

312. **MINUTES –**

The Minutes of the Meeting held on 14th December, 2015 were approved and signed by the Chairman.

313. **INTERNAL AUDIT – AUDIT MANAGER’S UPDATE –**

The Committee received the Audit Manager’s Report No. AUD1601, which provided an update on the work of Internal Audit carried out during December 2015 to February 2016 and the plan of work for 2016/17.

The Committee welcomed Nikki Fowler, Audit Manager, to the meeting who explained the range of issues and requirements that were taken into consideration when preparing the annual audit plan, which was attached to the Report as Appendix A. The requirements included meeting the needs of the Council’s external auditors for significant financial audits, business risks, supporting organisational development and the 8-Point Plan for financial sustainability.

The Committee then received a summary of the recent audit work as set out in paragraph 3 of the Report. This included a review of the car park IT system, the Express elections system and graffiti and parks and playground inspections carried out by the Community Patrol Officers.

In response to questions about the Council’s IT security, the Audit Manager confirmed that external experts were invited to test and interrogate the Council’s security from outside of the organisation and that off-site back-up arrangements were in place for the Council’s IT systems.

RESOLVED: That the Report be noted and endorsed.

314. **INDEPENDENT REMUNERATION PANEL – REVIEW OF MEMBERS’ ALLOWANCES –**

The Democratic Services Manager, Jill Shuttleworth, gave an update to the Committee on the arrangements for the current review of Members Allowances, which had been taking place at the Council offices during 14th and 15th March 2016.

The Committee noted that the Council had a statutory responsibility to review the Scheme for Members Allowances every four years to check that it remained fit for purpose and that allowances were broadly fair for the roles that councillors fulfilled. The review would look at basic and special responsibility allowances and arrangements for other payments including childcare. An Independent Panel was required to carry out the review, and the Council had invited Declan Hall (DLG Research & Consultancy), William Bagnall (Governor at Farnborough Sixth Form College) and John Mitchell (Chief Executive of Enterprise First) to form the Panel, who had carried out the previous review in 2012. During the Review, the Panel would be meeting a number of councillors, and considering a wide range of evidence, including written submissions from Members and benchmarking information. A report of the Panel’s findings and recommendations would be prepared for the full Council meeting in July 2016.

RESOLVED: That the arrangements for the 2016 Review of Members’ Allowances be noted.

315. **AMALGAMATION OF THE LICENSING AND GENERAL PURPOSES AND STANDARDS AND AUDIT COMMITTEES –**

The Head of Democratic and Customer Services reported on proposals, which were currently under consideration, to amalgamate the Standards and Audit Committee with the Licensing and General Purposes Committee.

The Committee noted the background and changes made to the Standards and Audit Committee under different legislative requirements, and that the Council’s governance functions were currently split between the two committees. Recently, the structure had been reviewed in response to comments made by the Council’s external auditors, Ernst & Young. Its view was that, in line with best practice, effective Member oversight of governance issues associated with internal control, risk management and financial reporting was best assigned to one committee. It was proposed that the full Council would consider the amalgamation at its meeting on 21st April, following consideration by the Licensing and General Purposes Committee, with a view to implementation from the Annual Council Meeting.

In responding to the proposals, it was emphasised that while the Standards and Audit Committee had limited business relating to Members’ conduct, it was important to ensure that that the new arrangements enabled standards issues to be addressed, and with clear procedures in place for dealing with any complaints about Members in the future.

The Committee also expressed its appreciation for the work and contribution of the Co-opted Independent Members, Mr. Brian Hambleton and Mr. David Austin, who had participated on the Committee since 2002 and 2006 respectively. It was suggested that the arrangements for future standards hearings would be reviewed to include the role of co-opted members as part of the amalgamation.

RESOLVED: That the proposals for the amalgamation of the Standards and Audit Committee and the Licensing and General Purposes Committee be noted and supported.

The Meeting closed at 6.45 p.m.

J.H. MARSH
CHAIRMAN

LICENSING AND GENERAL PURPOSES COMMITTEE

Meeting held on Monday, 21st March, 2016 at the Council Offices,
Farnborough at 7.00 p.m.

Voting Members

Cr. A.M. Ferrier (Chairman)
Cr. S.J. Masterson (Vice-Chairman)

Cr. R. Cooper
Cr. Liz Corps
Cr. A.H. Crawford

Cr. Barbara Hurst
Cr. B. Jones
Cr. A.R. Newell

Cr. M.D. Smith
Cr. L.A. Taylor
Cr. Jacqui Vosper

316. **MINUTES –**

The Minutes of the Meeting held on 25th January, 2016 were approved and signed by the Chairman.

317. **EXTERNAL AUDIT UPDATES –**

The Committee received the Head of Financial Services' Report No. FIN1606, which explained that the Council's appointed auditors, Ernst & Young, would be undertaking the audit of Rushmoor's financial statements for 2015/16 in order to give an audit opinion on those statements and to provide a value for money conclusion on the Council's arrangements to secure economy, efficiency and effectiveness.

The Chairman welcomed to the meeting Mr. Andrew Brittain (Executive Director) and Mr. Adrian Balmer (Manager, Government and Private Sector) of Ernst & Young, who provided the following updates:

(1) **Value for money –**

Mr. Brittain advised that, as external auditor, Ernst & Young was required to consider whether the Council had 'proper arrangements' to secure economy, efficiency and effectiveness on its use of resources. For 2015/16 this would be based on the overall evaluation criterion:

"In all significant respects, the audited body had proper arrangements to ensure it took properly informed decisions and deployed resources to achieve planned and sustainable outcomes for taxpayers and local people."

In considering the Council's proper arrangements, the auditor would draw on the requirements of the CIPFA/SOLACE framework for local government to ensure that its assessment was made against this framework and to carry out

this work taking into account a variety of sources of evidence, including internal audit reports, key financial information and reports, risk registers and the Annual Governance Statement and Annual Report. The auditor would be required to determine whether there were any risks that could be considered significant and this would determine the nature and extent of any further work. Examples of potential significant risks included: organisational change and transformation; significant funding gaps in financial planning; legislative and policy changes; and, repeated financial difficulties or persistently poor performance.

The Committee was advised of the process to be followed by Ernst & Young in reporting to the Council on the audit work.

Mr. Brittain then answered Members' questions on the level of balances to be maintained by the Council and the Business Rates Retention Scheme.

(2) **Audit Plan 2015/16 –**

Mr. Balmer reported to the Committee on the Audit Plan which set out the proposed audit approach and scope for the 2015/16 audit and summarised the auditor's assessment of any key risks to be considered as part of the opinion work. The Audit Plan would cover the following areas:

- financial statement risks
- value for money risks
- the audit process and strategy
- independence
- audit fees for the 2015/16 audit
- communications required with those charged with governance

It was noted that the Committee would receive a progress report in June and that the audit results and value for money conclusion would be presented to the Committee in September.

(3) **Local government audit committee briefing paper -**

The Committee received a copy of the latest edition of the quarterly briefing paper which had been produced by Ernst & Young for local government audit committees.

The Committee's attention was drawn to the article regarding the closing of accounts. Currently, the Council's accounts had to be signed off by the end of September each year. From 2017/18 this would change to the end of July. This would impact on governance processes at the Council for receiving the auditor's report and approving the accounts.

RESOLVED: That the Head of Financial Services' Report No. FIN1606, together with the appended reports from Ernst & Young, be noted.

318. DRAFT FOOD AND HEALTH AND SAFETY SERVICE PLAN 2016/17 –

The Committee considered the Head of Environmental Health and Housing's Report No. EHH1604 which sought comments on the Council's draft combined Food Safety and Health and Safety Service Plan 2016/17. It was reported that the Council was required to produce annual Food Safety and Health and Safety Service Plans in accordance with guidance issued by the Food Standards Agency and the Health and Safety Executive respectively. Subject to the views of the Committee, the combined Service Plan would be submitted to the Cabinet for approval prior to a period of public consultation with local businesses and business organisations.

The Committee noted that the draft Service Plan had been prepared taking into account continuing Government reviews of regulatory services to reduce red tape, to support businesses in the current economic climate and to deliver risk based interventions. The Service Plan responded to the Council's 8-Point Plan for financial sustainability and had developed opportunities for income generation and cost recovery. In addition, by reviewing the service on an annual basis through service planning, the opportunity had arisen for officers and Members to check the service remained fit for purpose. The Service Plan also reflected a strong link to the Council's purpose and themes, recognised the Council's aim to work with others to "improve the quality of people's lives", supporting "an equal right for people to live healthy lives, in safe, clean and sustainable places".

Members' questions were answered in respect of who was responsible for reporting unsafe working practices, the Farnborough Air Show and hygiene ratings.

RESOLVED: That the Cabinet be recommended to approve the draft combined Food Safety and Health and Safety Service Plan for 2016/17 for consultation with local businesses and business organisations, as set out in the Head of Environmental Health and Housing's Report No. EHH1604.

319. OFFICER EMPLOYMENT PROCEDURE RULES –

The Committee considered the Head of Democratic and Customer Services' Report No. DCS1603, which sought approval to recommend to the full Council the adoption of revised Officer Employment Procedure Rules following recent legislative changes.

The Report advised that the Government had made legislative changes which required the Council to amend its Standing Orders (contained within the Officer Employment Procedure Rules in Part 4 of the Council's Constitution) relating to the processes for disciplinary action applying to the Council's Head of Paid Service, Monitoring Officer and Chief Finance Officer. The new statutory provisions meant that any decision to dismiss a statutory chief officer had to have the approval of the full Council by way of a vote. Before taking that

decision, the Council would have to invite at least two Independent Persons to be members of a Panel and the Council had to take into account any recommendation of that Panel before taking a final decision to dismiss.

Members were further advised by the Solicitor to the Council that, in updating the new provisions contained in the Local Authorities (Standing Orders) (England) (Amendment) Regulations 2015, the opportunity had been taken to review and refresh the Officer Employment Procedure Rules as a whole to ensure clarity around arrangements for appointments. It was noted that some elements of the Procedure Rules relating to general responsibilities of the Head of Paid Service had been deleted from the revised version as these general staffing responsibilities would be covered in future within the Council's Scheme of Delegation.

RESOLVED: That the Council be recommended to approve the revised Officer Employment Procedure Rules, as set out in the Head of Democratic and Customer Services' Report No. DCS1603, for adoption as part of the Council's Constitution.

320. **FILM CLASSIFICATION UNDER THE LICENSING ACT 2003 –**

The Committee considered the Solicitor to the Council's Report No. LEG1603 which sought approval for powers relating to the classification of films to be delegated to the Licensing Sub-Committee (Alcohol and Entertainments).

The Committee was advised that, under the Localism Act 2003, where a premises licence or club premises certificate authorised the exhibition of a film, it must include a mandatory condition requiring the admission of children to films to be restricted in accordance with recommendations given either by a body designated under Section 4 of the Video Recording Act 1984 specified in the licence (the British Board of Film Classification was the only body which had been so designated) or by the licensing authority. If a licence or certificate holder wished to show a film that had not been classified by the British Board of Film Classification, responsibility for viewing the film and making recommendations would fall on the licensing authority. In the circumstance of this being the licensing authority, Members would need to watch the whole film and issue a classification, which would be applicable only within the Borough of Rushmoor. Any classification would be based on current British Board of Film Classification guidance.

RESOLVED: That

- (i) approval be given to the functions under the Localism Act 2003 with respect to the classification of films being delegated to the Licensing Sub-Committee (Alcohol and Entertainments); and
- (ii) for public consistency, any classification of films by the licensing authority be based on current British Board of Film Classification classifications and guidance.

321. **AMALGAMATION OF THE LICENSING AND GENERAL PURPOSES AND THE STANDARDS AND AUDIT COMMITTEES –**

The Committee considered the Head of Democratic and Customer Services' Report No. DCS1602, which recommended the amalgamation of the Licensing and General Purposes Committee and the Standards and Audit Committee to take effect from the start of the 2016/17 Municipal Year.

Members were advised that a review had recently been carried out of the decision making structure, which had been prompted by comments made over the previous two years by the Council's external auditors, Ernst & Young. The auditor's view was that effective Member oversight of governance issues was not best facilitated by the split in governance responsibilities between the two Committees and had recommended that, in line with best practice, the oversight and consideration of governance issues, associated with internal control, risk management and financial reporting, would be best assigned to one committee.

It was therefore proposed that the committees should be amalgamated within the structure of the Licensing and General Purposes Committee. The Committee would not have co-opted members, however the role of the Independent Person to advise on issues relating to standards would remain in place.

The Committee noted that the amalgamation of Committees would result in a small saving in terms of administration and allowance costs of approximately £3,000. If approved at the full Council Meeting on 21st April, 2016, arrangements would be made for implementation to commence from the Annual Meeting of the Council. Consequential changes would need to be made to the Constitution to reflect the new arrangements, including a change to Standing Orders. It would also be necessary to suspend Standing Orders at the Annual Meeting of the Council to effect the change for 2016/17 at the Annual Meeting.

RESOLVED: That the full Council be recommended at its meeting on 21st April, 2016 to approve the amalgamation of the Licensing and General Purposes Committee and the Standards and Audit Committee to take effect from the start of the 2016/17 Municipal Year and that the necessary consequential changes be made to the Constitution.

322. **EXCLUSION OF THE PUBLIC –**

RESOLVED: That, taking into account the public interest test, the public be excluded from the meeting during the discussion of the undermentioned item to avoid the disclosure of exempt information within the paragraph of Schedule 12A to the Local Government Act, 1972, indicated against such item:

Report Para. No.	Schedule 12A Para. No.	Category
323	1	Information relating to an individual

**THE FOLLOWING ITEM WAS CONSIDERED
IN THE ABSENCE OF THE PUBLIC**

323. COMMUNITY AWARD 2016 – NOMINATIONS –

The Committee considered the Head of Democratic and Customer Services' Report No. DCS1601, which provided details of nominations received for Rushmoor's Community Award 2016. The Report gave details of how the scheme had been publicised and gave details of the criteria against which nominations would be assessed and compared. The Report explained that the purpose of the scheme was to recognise outstanding achievements in the Borough by local people and particularly to mark long-term commitment. It was agreed that, in future, the importance of the long-term aspect of this voluntary work in the community would be stressed as a criterion on the nomination form.

Members discussed the merits of the nominations which had been set out in an exempt appendix to the Report, taking account of the advice from the Head of Democratic and Customer Services. After careful consideration of the nominations received, the Committee agreed that Mr. Lewis Trinder and Mr. Kevin Matthew should each be selected for the Award. In the case of Mr. Trinder, this would be in recognition of his fundraising and contribution to the community over many decades, making a real difference and providing a fine example to others. In the case of Mr. Matthew, this would be in recognition of his significant fundraising and community support over 30 years.

RESOLVED: That Mr. Lewis Trinder and Mr. Kevin Matthew be selected to receive Rushmoor's Community Award 2016.

The Meeting closed at 8.12 p.m.

A.M. FERRIER
CHAIRMAN

DEVELOPMENT MANAGEMENT COMMITTEE

Meeting held on Wednesday, 30th March, 2016 at the Council Offices,
Farnborough at 7.00 p.m.

Voting Members

Cr. G.B. Lyon (Chairman)
Cr. B.A. Thomas (Vice-Chairman)

Cr. Mrs. D.B. Bedford	Cr. P.I.C. Crerar	Cr. D.S. Gladstone
Cr. D.M.T. Bell	Cr. Sue Dibble	a Cr. C.P. Grattan
Cr. R. Cooper	Cr. Jennifer Evans	Cr. J.H. Marsh

Non-Voting Member

Cr. R.L.G. Dibbs (Cabinet Member for Environment and Service
Delivery) (ex officio)

An apology for absence was submitted on behalf of Cr. C.P. Grattan.

Cr. P.F. Rust attended in place of Cr. C.P. Grattan as standing deputy.

324. DECLARATION OF INTEREST –

Having regard to the Members' Code of Conduct, the following
declaration of interest was made. The Member with a disclosable pecuniary
interest left the meeting during the debate on the relevant agenda item:

Member	Application No. and Address	Interest	Reason
Cr. B.A. Thomas	15/00049/FULPP (The Queen's Head, 97 North Lane, Aldershot)	Prejudicial	Ran a public house close to the application premises.
Cr. B.A. Thomas	16/00097/FUL (St Joseph's Roman Catholic Primary School, Bridge Road, Aldershot)	Prejudicial	Proximity of home to the site.

325. MINUTES –

The Minutes of the Meeting held on 2nd March, 2016 were approved
and signed by the Chairman.

326. **TOWN AND COUNTRY PLANNING ACT, 1990 (AS AMENDED) -
TOWN AND COUNTRY PLANNING (GENERAL DEVELOPMENT
PROCEDURE) ORDER, 1995 -
DEVELOPMENT APPLICATIONS GENERALLY –**

RESOLVED: That

- (i) Permission be given to the following application set out in Appendix “A” attached hereto, subject to the conditions, restrictions and prohibitions (if any) mentioned therein:
- * 16/00097/FUL (St Joseph’s Roman Catholic Primary School, Bridge Road, Aldershot);
- (ii) the applications dealt with by the Head of Planning, where necessary in consultation with the Chairman, in accordance with the Council’s Scheme of Delegation, more particularly specified in Section “D” of the Head of Planning’s Report No. PLN1610, be noted;
- (iii) the following application be determined by the Head of Planning, in consultation with the Chairman:
- * 16/00049/FULPP (The Queen’s Head, No. 97 North Lane, Aldershot);
 - 15/00925/FULPP (Land off Sarah Way, to the rear of Nos. 49-51 Victoria Road, Farnborough);
 - and
- (iv) the current position with regard to the following applications be noted pending consideration at a future meeting:
- 15/00897/REMPP (Zone C – Cambridge Military Hospital, Aldershot Urban Extension, Alisons Road, Aldershot);
 - 15/00898/REMPP (Zone C – Cambridge Military Hospital, Aldershot Urban Extension, Alisons Road, Aldershot);
 - 15/00930/LBC2PP (Zone C – Cambridge Military Hospital, Aldershot Urban Extension, Alisons Road, Aldershot);
 - 15/00931/LBC2PP (Zone C – Cambridge Military Hospital, Aldershot Urban Extension, Alisons Road, Aldershot);
 - 16/00007/FULPP (Land at Dingley Way, Farnborough);
 - and
 - 16/00027/FUL (Asda, Westmead, Farnborough);
 - 16/00133/REMPP (Zone E – Gunhill, Aldershot Urban Extension, Alisons Road, Aldershot).

- * The Head of Planning's Report No. PLN1610 in respect of these applications was amended at the meeting.

327. REPRESENTATIONS BY THE PUBLIC –

In accordance with the guidelines for public participation at meetings, the following representation was made to the Committee and was duly considered before a decision was reached:

Application No.	Address	Representation	In support of or against the application
16/00049/FULPP	(The Queen's Head, 97 North Lane, Aldershot)	Mr. J. Coll	Against
		Ms. R. Haines	In support

328. APPLICATION NO. 16/00049/FULPP – THE QUEEN'S HEAD, 97 NORTH LANE, ALDERSHOT –

The Committee received the Head of Planning's Report No. PLN1610 (as amended at the meeting) regarding the demolition of the existing public house and re-development of the site with two pairs of two-bedroom semi-detached houses on road frontage with new access between leading to a pair of three-bedroom semi-detached houses at the rear of the site (six new dwellings in total), together with detached garages, parking spaces, turning area and associated landscaping.

It was noted that the recommendation was to grant planning permission, subject to the completing of a satisfactory agreement under Section 106 of the Town and Country Planning Act, 1990.

RESOLVED: That

- (i) subject to the completion of a satisfactory Agreement under Section 106 of the Town and Country Planning Act, 1990 by 4th April, 2016 to secure appropriate financial contributions towards open space and Special Protection Area mitigation, the Head of Planning, in consultation with the Chairman, be authorised to grant planning permission, subject to the conditions and informatives, as amended at the meeting, set out in the Head of Planning's Report No. PLN1610; however
- (ii) in the event that a satisfactory Section 106 agreement is not received by 4th April, 2016, the Head of Planning, in consultation with the Chairman, be authorised to refuse planning permission on the grounds that the proposal does not make satisfactory provision for public open space in accordance with Core Strategy Policies CP10, CP11 and CP12 and saved Local Plan Policy OR4; and a financial contribution to mitigate the

effect of the development on the Thames Basin Heaths Special Protection Area in accordance with the Rushmoor Thames Basin Heaths Special Protection Area Interim Avoidance and Mitigation Strategy and Core Policies CP11 and CP13.

329. APPLICATION NO. 15/00925/FULPP – LAND OFF SARAH WAY, TO THE REAR OF NOS. 49-51 VICTORIA ROAD, FARNBOROUGH –

The Committee received the Head of Planning's Report No. PLN1610 regarding the redevelopment of an existing 'surplus' car park to provide ten apartments (four one-bedroom and six two-bedroom) with associated car and cycle parking, landscaping, amenity space, bin storage and vehicular access from Sarah Way.

It was noted that the recommendation was to grant planning permission, subject to the completion of a satisfactory agreement under Section 106 of the Town and Country Planning Act, 1990.

RESOLVED: That

- (i) subject to the completion of a satisfactory Agreement under Section 106 of the Town and Country Planning Act 1990 by 18th April, 2016 to secure financial contributions towards Special Protection Area mitigation and open space, the Head of Planning, in consultation with the Chairman, be authorised to grant planning permission subject to the conditions and informatives set out in the Head of Planning's Report No. PLN1610; however;
- (ii) in the event that a satisfactory Section 106 Agreement is not received by 18th April, 2016, the Head of Planning, in consultation with the Chairman, be authorised to refuse planning permission on the grounds that the proposal fails to make provision for open space contrary to the provisions of policy CP12 of the Rushmoor Core Strategy and "saved" policy OR4 of the Rushmoor Local Plan Review 1996-2011 and to provide mitigation for the impact of the development on the Thames Basin Heaths Special Protection Area in accordance with the Council's Thames Basin Heaths Special Protection Area Interim Avoidance and Mitigation Strategy contrary to Policy CP13 of the Rushmoor Core Strategy.

330. APPEALS PROGRESS REPORT –

The Committee received the Head of Planning's Report No. PLN1611 concerning the following appeal updates:

Application No.	Description
--	Against the Council's decision to serve an Enforcement Notice alleging the unauthorised change of use of the first floor to a seven bedroom house in multiple occupation and six self-contained studio flats in the rear part of the building at The former Beehive Public House, No. 264 High Street, Aldershot. The appeal was set to be dealt with by means of the public inquiry procedure as the submitted grounds of appeal included "Ground (d)", this being a 'legal' ground of appeal requiring witnesses to be cross-examined under oath. Subsequently, notification had been received from the Planning Inspectorate that Ground (d) had been withdrawn by the appellant and that the appeal would now proceed by way of the written procedure.
--	Against the Council's decision to serve an Enforcement Notice alleging the change of use from storage and distribution to an eighteen-bedroom house in multiple occupation comprised of twelve bed-sitting rooms and six rooms with shared facilities at The Old Warehouse, Star Yard, Victoria Road, Aldershot. This appeal was also to be dealt with by means of the written procedure.

RESOLVED: That

- (i) the Head of Planning's Report No. PLN1609 be noted; and
- (ii) the Solicitor to the Council be authorised to enter into bilateral agreements under Section 106 of the Town and Country Planning Act, 1990, in respect of the appeals in respect of the developments at the former Beehive Public House, No. 264 High Street, Aldershot and The Old Warehouse, Star Yard, Victoria Road, Aldershot.

The Meeting closed at 7.49 p.m.

G.B. LYON
CHAIRMAN
