

Public Document Pack

Southend-on-Sea Borough Council

Department for Corporate Services

John Williams - Head of Legal & Democratic Services

Our ref: Rh/Council

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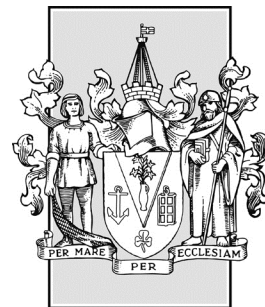
Fax: 01702 215994

Date: 14th October 2016

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DX 2812 Southend



Dear Councillor,

Council – 20th October 2016

I attach a copy of the supplementary pack containing the following items which were not available when the Council went to print. I would remind Members that the reservation of any minute for debate should be notified to the committeesection@southend.gov.uk by no later than noon on the day of the Council meeting, **including any Black-lined Minutes** in accordance with Council Procedure Rule 7.4.

Agenda No Item

- 22 Minutes of the meeting of Development Control Committee held Wednesday 5th October 2016 – Minutes attached (Pages 1 - 22)**
- 23 Minutes of the meeting of Place Scrutiny Committee held Monday 10th October 2016 - Minutes attached (Pages 23 - 32)**
- 24 Minutes of the meeting of People Scrutiny Committee held Tuesday 11th October 2016 - Minutes attached (Pages 33 - 40)**
- 25 Minutes of the meeting of Policy & Resources Scrutiny Committee held Thursday 13th October 2016 - Minutes attached (Pages 41 - 48)**

Robert Harris
Committee Officer
Legal & Democratic Services

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SOUTHEND-ON-SEA BOROUGH COUNCIL

Meeting of Development Control Committee

Date: Wednesday, 5th October, 2016
Place: Committee Room 4a - Civic Suite

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Present: Councillor F Waterworth (Chairman)
Councillors D Garston (Vice-Chairman), M Assenheim, B Arscott, B Ayling, M Borton, M Butler, T Callaghan, F Evans, N Folkard, R Hadley, A Jones, C Mulroney, L Salter* and C Walker
*Substitute in accordance with Council Procedure Rule 31.

In Attendance: Councillors S Buckley and D Jarvis
P Geraghty, P Tremayne, D Hermitage, C Galforg, I Harrison, K Walters and T Row

Start/End Time: 2.00 pm - 4.45 pm

305 Apologies for Absence

Apologies for absence were received from Councillors J Garston (Substitute: Councillor Salter), Norman MBE (no substitute) and Van Looy (no substitute).

306 Declarations of Interest

The following interests were declared at the meeting:

(a) Councillor Arscott – Agenda Item No. 5 (16/00662/FUL- Sandy Lodge, 1a Southchurch Avenue) – Disqualifying non-pecuniary interest: Friends own neighbouring land and properties (withdrew);

(b) Councillor Arscott – Agenda Item No. 6 (16/01160/FULH - 11 Leigh Park Road, Leigh on Sea) – Non-pecuniary interest: Lobbied and met by applicant and objectors;

(c) Councillor Arscott – Agenda Item No. 9 (16/00075/UNAU_B - 115 Tattersall Gardens, Leigh on Sea) – Non-pecuniary interest: Lobbied and met by applicant and objectors;

(d) Councillor Assenheim – Agenda Item No. 4 (16/00504/FUL - 143 Green Lane, Eastwood, Essex, SS9 5QL) – Disqualifying non-pecuniary interest: Applicant is Applicant is his GP and has had conversations with him (withdrew);

(e) Councillor Ayling – Agenda Item No. 17 (16/01243/FULM – Shoeburyness High School, Caulfield Road, Shoeburyness, Southend-on-Sea, Essex SS3 9LL) – Non-pecuniary interest: Son undertakes work at the school;

(f) Councillor Evans – Agenda Item No. 7 (16/01343/FULH - 6 Vardon Drive, Leigh on Sea) – Non-pecuniary interest: Lives in the general area of the application site;

- (g) Councillor Evans – Agenda Item No. 8 (16/01418/FULH - 71 Marine Parade, Leigh on Sea) – Disqualifying non-pecuniary interest (withdrew);
- (h) Councillor D Garston – Agenda Item No. 6 (16/01160/FULH - 11 Leigh Park Road, Leigh on Sea) – Disqualifying non-pecuniary interest: Architect is very well known to him;
- (i) Councillor D Garston – Agenda Item No. 9 (16/00075/UNAU_B - 115 Tattersall Gardens, Leigh on Sea) – Non-pecuniary interest: Applicant has approached him;
- (j) Councillor D Garston – Agenda Item No. 14 (16/01182/FUL - 181 West Road, Westcliff on Sea) – Non-pecuniary interest: Applicant has approached him;
- (k) Councillor Mulroney – Agenda Item No. 6 (16/01160/FULH - 11 Leigh Park Road, Leigh on Sea) – Non-pecuniary interest: Member of Leigh Town Council and Leigh Society (non-participant in planning);
- (l) Councillor Mulroney – Agenda Item No. 7 (16/01343/FULH - 6 Vardon Drive, Leigh on Sea) – Non-pecuniary interest: Member of Leigh Town Council and Leigh Society (non-participant in planning) and objectors are known to her;
- (m) Councillor Mulroney – Agenda Item No. 8 (16/01418/FULH - 71 Marine Parade, Leigh on Sea) – Non-pecuniary interest: Member of Leigh Town Council and Leigh Society (non-participant in planning) and objectors are known to her;
- (n) Councillor Mulroney – Agenda Item No. 13 (16/01139/FUL - 1026 London Road, Leigh on Sea)) – Non-pecuniary interest: Member of Leigh Town Council and Leigh Society (non-participant in planning) and has been contacted by the objector;
- (o) Councillor Walker – (Agenda Item No. 4 Application 16/00504/FUL: 143 Green Lane, Eastwood, Leigh on Sea) – Non-pecuniary interest: Knows a neighbour to the site

307 Supplementary Report

The Committee received a supplementary report by the Corporate Director for Place that provided additional information on items referred to elsewhere on the Agenda.

308 16/00504/FUL - 143 Green Lane, Eastwood, Essex, SS9 5QL (Eastwood Park Ward)

Proposal: Demolish existing dwelling and garage and erect two storey dwellinghouse with rooms in roof, balcony at rear, two storey side extension to form habitable accommodation with attached link to main building, layout landscaping, parking to front and install new vehicular access on to Green Lane.

Applicant: Mr and Mrs Siddique

Agent: SKArchitects

Mrs Wright, a local resident, spoke as an objector to the application. Mr Kearney, the applicant's agent, responded.

Planning Permission REFUSED for the following reason:

The proposed development by reason of its excessive bulk, design, height, massing and forward projection in relation to the existing dwellings, would result in an incongruous and discordant feature at this location within the streetscene to the detriment of the character and appearance of area. This would be contrary to the provisions of the National Planning Policy Framework, policy KP2 and CP4 of the Core Strategy (DPD1) policy DM1 of the Development Management DPD2 and advice contained within the adopted Design and Townscape Guide (SPD1).

309 16/00662/FUL - Sandy Lodge, 1a Southchurch Avenue (Shoeburyness Ward)

Proposal: Change of use from Residential Institution (Class C2) to House of Multiple Occupation (HMO) (Class Sui-Generis)

Applicant: Higgins Property Investments Ltd

Agent: Knight Gratrix Architects

Planning Permission GRANTED subject to the following conditions:

01 The development hereby permitted shall begin not later than three years from the date of this decision.

Reason: Required to be imposed pursuant to Section 91 of the Town and Country Planning Act 1990.

02 The development hereby permitted shall be carried out in accordance with the following approved plans: 010 Revision B; 011 Revision A.

Reason: To ensure that the development is carried out in accordance with the provisions of the Development Plan.

03 All new work to the outside of the building must match existing original work in terms of the choice of materials, method of construction and finished appearance. This applies unless differences are shown on the drawings hereby approved or are required by conditions to this permission.

Reason: In the interests of visual amenity and to ensure that the appearance of the building makes a positive contribution to the character and appearance of the area. This is as set out in the National Planning Policy Framework (NPPF), DPD1 (Core Strategy) 2007 policy KP2 and CP4, Development Management DPD Policy DM1, and SPD1 (Design and Townscape Guide).

04 Notwithstanding the details shown on the approved plans the use hereby approved shall not commence until details of the cycle storage have been submitted to and approved by the local planning authority and the cycle storage provided in accordance with the approved details. The cycle storage should thereafter be retained in perpetuity

Reason: To ensure that satisfactory secure off-street bicycle parking is provided in accordance with DPD1 (Core Strategy) 2007 policies KP2 and CP4,

Development Management DPD policy DM1 and DM15, and SPD1 (Design and Townscape Guide).

05 Notwithstanding the details shown on the approved plans the use hereby approved shall not commence until details of the covered refuse storage have been submitted to and approved by the local planning authority and the refuse storage provided in accordance with the approved details. The refuse storage should thereafter be retained in perpetuity.

Reason: To safeguard the amenities of the future occupants of the proposed flats and adjoining properties and the amenities of the area in general in accordance with the National Planning Policy Framework (NPPF), DPD1 (Core Strategy) 2007 policy CP4, Development Management DPD policy DM1, and SPD1 (Design and Townscape Guide).

The Local Planning Authority has acted positively and proactively in determining this application by assessing the proposal against all material considerations, including planning policies and any representations that may have been received and subsequently determining to grant planning permission in accordance with the presumption in favour of sustainable development, as set out within the National Planning Policy Framework. The detailed analysis is set out in a report on the application prepared by officers

Informatives

01 You are advised that as the proposed alterations to your property do not result in new floorspace and the development benefits from a Minor Development Exemption under the Community Infrastructure Levy Regulations 2010 (as amended) and as such no charge is payable. See www.southend.gov.uk/cil for further details about CIL.

02 It is the HMO Manager's responsibility to ensure any necessary HMO licence is applied for to Private Sector Housing and the applicant is pointed to the current regulations for licensing which are due to be extended.

03 The applicant should be aware that a Manager for the HMO must be appointed and notified to the Council's Private Sector Housing Team. All Management Regulations must be complied with, including the Manager's duties 3 – 9 of the Regulations which can be viewed here: <http://www.legislation.gov.uk/uksi/2006/372/contents/made>

In particular, the Manager should note their responsibilities to provide information (Duty 3), take safety measures (Duty 4), maintain water supply and drainage (Duty 5), supply and maintain gas and electricity (Duty 6), maintain the common parts (including outdoor curtilage), fixtures, fittings and appliances (Duty 7), maintain living accommodation (Duty 8) and to provide sufficient waste disposal facilities (Duty 9).

04 A fire and heat detection and alarm system appropriate for a two storey bedsit type HMO in accordance with the latest Building Regulations must be installed and operative prior to becoming occupied.

05 The applicant is directed to Private Sector Housing's Landlords' Forum and is invited to join at no charge at landlordsforum@southend.gov.uk

06 The waste storage should be located to the rear of the site.

- 310 16/01160/FULH - 11 Leigh Park Road, Leigh on Sea (Leigh Ward)**
Proposal: Demolish part of dwellinghouse and erect part single/part two storey front extension to western side of dwelling, erect three storey front extension to eastern side of dwelling, erect a three storey rear extension, replace roof and erect dormer to rear and form new vehicular access to Leigh park road (Amended Proposal)(Part Retrospective).
Applicant: Mr S. Ezra
Agent: Smart Planning

Mrs Long, a local resident, spoke as an objector to the application. Mr Littler, the applicant's agent responded.

Planning Permission REFUSED for the following reason:

01 The proposed development, by virtue of the scale, form and architectural features of the resultant dwelling, would cause harm to the appearance of the dwelling at the application site and be a discordant and incongruous addition to the street-scene, thereby not maintaining or enhancing the character or appearance of the Leigh Conservation Area. The proposal is therefore contrary to the National Planning Policy Framework, policies KP2 and CP4 of DPD1 (Core Strategy), policies DM1 and DM5 of DPD2 (Development Management) and the advice contained within SPD1 (Design and Townscape Guidance).

The Local Planning Authority has acted positively and proactively in determining this application by identifying matters of concern with the proposal and determining the application within a timely manner, clearly setting out the reason(s) for refusal, allowing the Applicant the opportunity to consider the harm caused and whether or not it can be remedied by a revision to the proposal. The detailed analysis is set out in a report prepared by officers. In the circumstances the proposal is not considered to be sustainable development

Informative

You are advised that as the proposed alterations equates to less than 100sqm of new floorspace the development benefits from a Minor Development Exemption under the Community Infrastructure Levy Regulations 2010 (as amended) and as such no charge is payable. See www.southend.gov.uk/cil for further details about CIL.

- 311 16/01343/FULH - 6 Vardon Drive, Leigh on Sea (West Leigh Ward)**
Proposal: Alter roof from hip to gable and erect dormer to rear to form habitable accommodation in roof and install rooflights to front elevation
Applicant: Mr and Mrs Larthe
Agent: DK Building Designs

Mrs Major, a local resident, spoke as an objector to the application.

Planning Permission REFUSED for the following reason:

01 The proposed development would, by reason of the increase in the height and bulk of the roof and its detailed design, relate poorly to the host property and result in a dwellinghouse that is out of proportion, overbearing and which dominates its surroundings, to the detriment of the amenities of the occupiers of the adjoining properties on Highlands Boulevard and the character and appearance of the existing dwelling, streetscene and area more widely. The proposal is therefore unacceptable and contrary to the National Planning Policy Framework, Policies KP2 and CP4 of the Southend-on-Sea Core Strategy (2007), Policies DM1 and DM3 of the Development Management Document (2015) and the advice contained within the Southend-on-Sea Design and Townscape Guide (2009).

- 312 16/01418/FULH - 71 Marine Parade, Leigh on Sea (West Leigh Ward)**
Proposal: Raise ridge height and erect hip to gable roof extension to front and rear with dormers to side and balcony to front
Applicant: M. Gibbons
Agent: A. Green

Planning Permission REFUSED for the following reason:

01 The proposed alterations to the scale and form of the roofscape would be prominent and unsympathetic features to the detriment of the appearance of the existing property and the character of the area contrary to the NPPF, Policy DM1 of the Core Strategy and advice contained within the Design and Townscape Guide.

The Local Planning Authority has acted positively and proactively in determining this application by identifying matters of concern with the proposal and determining the application within a timely manner, clearly setting out the reason(s) for refusal, allowing the Applicant the opportunity to consider the harm caused and whether or not it can be remedied by a revision to the proposal. The detailed analysis is set out in a report prepared by officers. In the circumstances the proposal is not considered to be sustainable development. The Local Planning Authority is willing to discuss the best course of action and is also willing to provide pre-application advice in respect of any future application for a revised development, should the applicant wish to exercise this option in accordance with the Council's pre-application advice service.

Informative

01 You are advised that as the proposed extension(s) to your property equates to less than 100sqm of new floorspace the development benefits from a Minor Development Exemption under the Community Infrastructure Levy Regulations 2010 (as amended) and as such no charge is payable. See www.southend.gov.uk/cil for further details about CIL.

313 16/00075/UNAU_B - 115 Tattersall Gardens, Leigh on Sea (West Leigh Ward)

Breach of Control: Erected decking without planning permission

Resolved: That ENFORCEMENT ACTION be AUTHORISED for the removal of the unauthorised decking at the rear of the site. This is due to the potential for overlooking to the detriment of residential amenity, contrary to Policy DM1 of the DM DPD, Policies KP2 and CP4 of the Core Strategy, and advice contained within the Design and Townscape Guide (SPD1).

The authorised enforcement action to include (if/as necessary) the service of an Enforcement Notice under Section 172 of the Town and Country Planning Act 1990 and the pursuance of proceedings whether by prosecution or injunction to secure compliance with the requirements of said Notice.

When serving an Enforcement Notice the local planning authority must ensure a reasonable time for compliance. It is considered that a one month compliance period is reasonable in these circumstances.

**314 15/01828/FUL - 161 Westbury Road, Southend on Sea (St Lukes Ward)
Proposal: Use Dwellinghouse (Class C3) as a Day Care Centre (Class D1) (Retrospective)
Applicant: Mr M. Imtiaz**

Planning Permission GRANTED subject to the following conditions:

01 The use of the building shall only occur between the hours of 0900 and 1700 on Monday to Friday and no carers, staff or other people shall be at the site outside the hours of 0800 and 1800 on Monday to Friday. The site shall not be used on Saturdays or Sundays.

Reason: To protect the amenities of neighbouring residents in accordance with the National Planning Policy Framework and policy DM1 of the Development Management DPD.

02 The building shall not be used by more than 12 people in need of care and shall not be served by more than 4 carers at any one time.

Reason: To protect the amenities of neighbouring residents in accordance with the National Planning Policy Framework and policy DM1 of the Development Management DPD.

03 Notwithstanding the terms of the Town and Country Planning (Use Classes) Order 1987 (as amended) the building shall only be used as a Day Care Centre and for no other purposed falling within Use Class D1.

Reason: To control the use of the premises and protect the amenities of neighbouring residents in accordance with the National Planning Policy Framework and policy DM1 of the Development Management DPD.

The Local Planning Authority has acted positively and proactively in determining this application by assessing the proposal against all material considerations, including planning policies and any representations that may have been received and subsequently determining to grant planning permission in accordance with

the presumption in favour of sustainable development, as set out within the National Planning Policy Framework. The detailed analysis is set out in a report on the application prepared by officers.

- 315 16/00857/FUL - Land Adjacent to 10-11 New Garrison Road, Shoeburyness (Shoeburyness Ward)**
Proposal: Erect four two storey dwellinghouses with associated parking and amenity space
Applicant: The Garrison LLP
Agent: APS Design Associates Ltd.

Planning Permission GRANTED subject to the following conditions:

01 The development hereby permitted shall be begun not later than 3 years beginning with the date of this permission.

Reason: Required to be imposed pursuant to Section 91 of the Town and Country Planning Act 1990

02 The development shall be carried out in accordance with the approved plans: 01; 04; 05; 06; 07.

Reason: Reason: To ensure the development is carried out in accordance with the development plan.

03 The development hereby approved shall be carried out in accordance with the Flood Risk Assessment prepared by Evolve dated August 2015.

Reason: To ensure the site is protected to the standard that the development is designed and modelled to within the submitted Flood Risk Assessment NPPF and policy KP2 of Core Strategy.

04 The development hereby permitted shall operate at all time in accordance with the 'Flood Evacuation and Warning Plan' received 22.09.2016 reference CC/1687.

Reason: To ensure that the Flood Warning and Evacuation Plan meets with the requirements of the Environment Agency's Flood Warning Service.

05 No development shall take place until full details of both hard and soft landscape works, have been submitted to and approved in writing by the local planning authority and the approved hard landscaping works shall be carried out prior to first occupation of the development and the soft landscaping works within the first planting season following first occupation of the development, unless otherwise agreed in writing by the local planning authority. These details shall include, for example:-

- i. proposed finished levels or contours;
- ii. means of enclosure, including any gates to the car parks;
- iii. car parking layouts;
- iv. other vehicle and pedestrian access and circulation areas;
- v. hard surfacing materials;
- vi. minor artefacts and structures (e.g. street furniture, loggia, bollards, play equipment, refuse or other storage units, signs, lighting, etc.)

This shall include details of details of the number, size and location of the trees, shrubs and plants to be planted together with a planting specification, details of the management of the site, e.g. the uncompacting of the site prior to planting, the staking of trees and removal of the stakes once the trees are established, details of measures to enhance biodiversity within the site and tree protection measures to be employed during demolition and construction.

Reason: In the interests of visual amenity and the amenities of occupiers and to ensure a satisfactory standard of landscaping pursuant to Policy DM1 of the Development Management DPD and Policy CP4 of the Core Strategy DPD1

06 A scheme detailing how at least 10% of the total energy needs of the dwellinghouses will be supplied using on site renewable sources must be submitted to and agreed in writing by the Local Planning Authority and implemented in full prior to the first occupation of the dwellinghouse. This provision shall be made for the lifetime of the development.

Reason: In the interests of providing sustainable development in accordance with Policy KP2 of the Core Strategy and policy DM2 of the Development Management Document (DPD1).

07 Prior to occupation of the development hereby approved details of the water efficient design measures set out in Policy DM2 (iv) of the Development Management Document to limit internal water consumption to 105 litres per person per day (lpd) (110 lpd when including external water consumption), including measures of water efficient fittings, appliances and water recycling systems such as grey water and rainwater harvesting.

Reason: To minimise the environmental impact of the development through efficient use of water in accordance with the National Planning Policy Framework, DPD1 (Core Strategy) policy KP2, DPD2 (Development Management Document) policy DM2 and SPD1 (Design and Townscape Guide).

08 The development hereby approved shall be carried out in accordance with drawing to ensure the dwellinghouses comply with building regulation M4 (2)- 'accessible and adaptable dwellings'.

Reason: To ensure the residential units hereby approved provides high quality and flexible internal layouts to meet the changing needs of residents in accordance with National Planning Policy Framework, DPD1 (Core Strategy) policy KP2, DPD2 (Development Management Document) policy DM2 and SPD1 (Design and Townscape Guide).

09 Details of an acoustic fence, to be erected along the northern boundary of the site, shall be submitted to and agreed in writing by the Local Planning Authority and the development shall be carried only in accordance with the agreed details, unless otherwise agreed in writing by the Local Planning Authority.

Reason: To safeguard the amenities of future occupiers in accordance with policy DM1 of the Development Management Document DPD2.

10 (a) No development shall take place until a written scheme of investigation for a programme of archaeological work has been submitted to and approved in writing by the local planning authority. This must include details of the suitably qualified person or organisation that will carry out the archaeological work.

(b) The archaeological work and development must then be carried out in accordance with the approved scheme. A written report of the investigation and findings must be produced, showing that the archaeological work and development has been carried out in accordance with the approved scheme. Copies of the written report of the investigation and findings must be sent to Southend Borough Council,

(c) No part of the new building can be used until the local planning authority has provided written confirmation that the archaeological fieldwork and development has been carried out in accordance with the approved scheme.

Reason: To avoid damage to archaeological remains on site as set out in DPD1 (Core Strategy) policy KP2 and CP4, DPD2 (Development Management Document) Policy DM5 and SPD1 (Design and Townscape Guide).

Informative

01 Please note that the development the subject of this application is liable for a charge under the Community Infrastructure Levy Regulations 2010 (as amended). Enclosed with this decision notice is a Community Infrastructure Levy (CIL) Liability Notice for the attention of the applicant and any person who has an interest in the land. This contains details including the chargeable amount, when this is payable and when and how exemption or relief on the charge can be sought. You are advised that a CIL Commencement Notice (CIL Form 6) must be received by the Council at least one day before commencement of development. Receipt of this notice will be acknowledged by the Council. Please ensure that you have received both a CIL Liability notice and acknowledgement of your CIL Commencement Notice before development is commenced. Most claims for CIL relief or exemption must be sought from and approved by the Council prior to commencement of the development. Charges and surcharges may apply, and exemption or relief could be withdrawn if you fail to meet statutory requirements relating to CIL. Further details on CIL matters can be found on the Council's website at www.southend.gov.uk/cil.

The Local Planning Authority has acted positively and proactively in determining this application by identifying matters of concern with the proposal and determining the application within a timely manner, clearly setting out the reason(s) for refusal, allowing the Applicant the opportunity to consider the harm caused and whether or not it can be remedied by a revision to the proposal. The detailed analysis is set out in a report prepared by officers. In the circumstances the proposal is not considered to be sustainable development. The Local Planning Authority is willing to discuss the best course of action and is also willing to provide pre-application advice in respect of any future application for a revised development, should the applicant wish to exercise this option in accordance with the Council's pre-application advice service.

316 16/01109/OUT - Between 143 And 147 Victoria Road, Southend on Sea (Victoria Ward)
Proposal: Land Between 143 And 147, Victoria Avenue, Southend-on-Sea, Essex, SS2 6EL
Applicant: Mr Steven Newman
Agent: Mrs Michelle Fishlock

Outline Planning Permission GRANTED subject to the following conditions:

01 Details of the appearance, layout, scale, detailed design, landscaping, access (hereinafter called the "Reserved Matters") shall be submitted to and approved in writing by the Local Planning Authority before any development begins and the development shall be carried out as approved. Application for approval of the reserved matters shall be made to the Local Planning Authority not later than 3 (three) years from the date of this permission. The development hereby permitted shall begin not later than 2 (two) years from the date of approval of the last of the reserved matter to be approved.

Reason: Required to be imposed pursuant to Section 92 of the Town and Country Planning Act 1990 (as amended) and because the application is for outline planning permission only and the particulars submitted are insufficient for consideration of details mentioned.

02 The development hereby permitted shall be carried out in accordance with the following approved plans: VIC/P/100 B & VIC/P/101 B (C01D)

Reason: To ensure that the development is carried out in accordance with the provisions of the Development Plan. (R01D)

03 Prior to the commencement of the development samples or details of materials to be used on the external elevations including details of any boundary walls, fences, gates and windows have been submitted to and approved by the Local Planning Authority. The development shall only be carried out in accordance with the approved details.

Reason: In the interests of visual amenity and to ensure that the appearance of the building makes a positive contribution to the character and appearance of the Prittlewell Conservation Area. This is as set out in the National Planning Policy Framework (NPPF), DPD1 (Core Strategy) 2007 policy KP2 and CP4, Development Management DPD policy DM1 and DM5, and SPD1 (Design and Townscape Guide).

04 Details of waste and cycle storage shall be submitted to the Local Planning Authority concurrently with the reserved matters application. The development shall implement in accordance with the approved details and retained in perpetuity thereafter.

Reason: To ensure that satisfactory secure off-street bicycle parking is provided to promote sustainable transport and to protect the environment and provide suitable storage for waste and materials for recycling in accordance with DPD1 (Core Strategy) 2007 policies KP2, CP3 and CP4, Development Management DPD policies DM1 and DM15, and SPD1 (Design and Townscape Guide).

05 Notwithstanding the provisions of the Town and Country Planning (General Permitted Development) Order 2008, or any order revoking and re-enacting that Order with or without modification, no development shall be carried out within Schedule 2, Part 1, Class A, B, C, D, E and F to those Orders.

Reason: To enable the Local Planning Authority to regulate and control development in the interest of the amenity of neighbouring properties and to safeguard the character of the Prittlewell Conservation Area in accordance the National Planning Policy Framework, DPD1 (Core Strategy) Policies KP2 and CP4, DPD2 (Development Management Document) Policy DM1 and SPD1 (Design and Townscape Guide).

06 A scheme detailing how at least 10% of the total energy needs of the development will be supplied using on site renewable sources shall be submitted concurrently with the Reserve Matters application and implemented in full in accordance with the approved details prior to the first occupation of the dwellinghouses. This provision shall be made for the lifetime of the development.

Reason: In the interests of providing sustainable development in accordance with Policy KP2 of the Core Strategy, the Design and Townscape Guide (SPD1) and Development Management Document Policy DM2.

07 Details of surface water attenuation for the site, based on SUDS principles shall be submitted concurrently with the Reserve Matters application. The works agreed shall be carried out in accordance with the approved details prior to the first occupation of the dwellinghouses unless otherwise agreed in writing with the Local Planning Authority.

Reason: To ensure satisfactory drainage of the site in accordance with policy KP2 of the Core Strategy DPD1 and DPD2 (Development Management) policy DM2.

08 Prior to first occupation of the new dwellinghouse hereby approved, one car parking space shall be provided in accordance with plan No. VIC/P/100 B and shall thereafter be permanently retained for the parking of private motor vehicles solely for the benefit of the occupants of and visitors to the new dwellings and for no other purpose unless otherwise agreed in writing by the local planning authority. Permeable paving shall be used for the hardstanding area unless otherwise agreed by the local planning authority.

Reason: To ensure satisfactory parking is provided and retained to meet needs of occupants that the development is completed and used as agreed, and to ensure that it meets DPD1 (Core Strategy) 2007 policies CP3 and CP4, Development Management DPD policy DM15 and SPD1.

09 Details of the water efficient design measures set out in Policy DM2 (iv) of the Development Management Document to limit internal water consumption to 105 litres per person per day (lpd) (110 lpd when including external water consumption), including measures of water efficient fittings, appliances and water recycling systems such as grey water and rainwater harvesting, shall be submitted prior to first occupation of the new dwellinghouse to and agreed in writing by the Local Planning Authority and implemented in full prior to the first

occupation of the development. This provision shall be made for the lifetime of the development.

Reason: To minimise the environmental impact of the development through efficient use of water in accordance with the National Planning Policy Framework, DPD1 (Core Strategy) policy KP2, DPD2 (Development Management Document) policy DM2 and SPD1 (Design and Townscape Guide).

10 Demolition or construction works shall not take place outside 8:00 hours to 18:00 hours Mondays to Fridays and 8:00 hours to 13:00 hours on Saturdays and at no time on Sundays or Bank Holidays.

Reason: To protect residential amenity and general environmental quality in accordance with the National Planning Policy Framework (NPPF), DPD1 (Core Strategy) 2007 policy KP2 and CP4, and Development Management DPD policies DM1.

11 No burning of waste material shall take place during construction of the proposed dwellings.

Reason: To protect residential amenity and general environmental quality in accordance with the National Planning Policy Framework (NPPF), DPD1 (Core Strategy) 2007 policy KP2 and CP4, and Development Management DPD policies DM1.

12 The development shall not be occupied until the public footway running along the northern boundary of the application site shall be reinstated with a suitable surface and lighting installed in accordance with the plan no. VIC/P/100B or as otherwise agreed in writing with the local planning authority and be permanently retained thereafter.

Reason: To ensure satisfactory and safe use of the public footway in accordance with the National Planning Policy Framework (NPPF) and DPD1 (Core Strategy) 2007 policy CP4.

13 Details of building regulation M4(2) regarding accessible and adaptable homes shall be submitted concurrently with the Reserve Matters application. The development shall then be carried out in accordance with the approved details.

Reason: To ensure that the proposed dwelling would be constructed to be an accessible and adaptable home for elder people and wheelchair users in accordance with the National Planning Policy Framework (NPPF) and Development Management DPD policy DM3.

The Local Planning Authority has acted positively and proactively in determining this application by assessing the proposal against all material considerations, including planning policies and any representations that may have been received and subsequently determining to grant planning permission in accordance with the presumption in favour of sustainable development, as set out within the National Planning Policy Framework. The detailed analysis is set out in a report on the application prepared by officers.

Informatives

01 Please note that the proposed development subject of this application is liable for a charge under the Community Infrastructure Levy Regulations 2010 (as amended). The amount of levy due will be calculated at the time the reserved matters application is submitted. Further information about CIL can be found on the Council's website at www.southend.gov.uk/cil

02 A telegraph pole is located on the southeast corner of the application site. Should this telegraph pole require relocation, it is advised that this would be on the applicant's expense.

03 With regards to condition 12 you are advised to contact the Council's Highways Team on 01702 534 328.

- 317 16/01139/FUL - 1026 London Road, Leigh on Sea (Leigh Ward)**
Proposal: Demolish existing car showroom and erect three storey building comprising 8 self-contained flats with two commercial units to ground floor, layout associated landscaping, car parking, cycle store and refuse store to rear
Applicant: Mr J O'Leary
Agent: Knight Gratrix Architects

Planning Permission GRANTED subject to the following conditions:

01 The development hereby permitted shall be begun not later than 3 years beginning with the date of this permission.

Reason: Required to be imposed pursuant to Section 91 of the Town and Country Planning Act 1990

02 The development shall be carried out in accordance with the approved plans: 040A; 041E; 042C.

Reason: Reason: To ensure the development is carried out in accordance with the development plan.

03 No development shall take place until samples of the materials to be used on all the external elevations, including balconies, fenestration, undercroft area, and on any screen/boundary walls and fences, and on any external access way, driveway, forecourt or parking area and steps have been submitted to and approved by the local planning authority. The development shall only be carried out in accordance with the approved details.

Reason: To safeguard character and appearance of surrounding area in accordance with Policy DM1 of the Development Management DPD and KP2 and CP4 of the Core Strategy.

04 The development shall not be occupied until 8 car parking and 8 cycle parking spaces have been provided on hardstandings within the curtilage of the site, together with properly constructed vehicular accesses to the adjoining highway, all in accordance with the approved plans. The parking spaces shall be

permanently retained thereafter for the parking of occupiers of and visitors to the development.

Reason: To ensure that adequate car parking is provided and retained to serve the development in accordance with Policies DM15 of the Council's Development Management DPD and CP3 of the Core Strategy DPD1.

05 No development shall take place until full details of both hard and soft landscape works, including those of all roof terraces and the public realm proposals, have been submitted to and approved in writing by the local planning authority and the approved hard landscaping works shall be carried out prior to first occupation of the development and the soft landscaping works within the first planting season following first occupation of the development, unless otherwise agreed in writing by the local planning authority. These details shall include, for example:-

- i. proposed finished levels or contours;
- ii. means of enclosure, including any gates to the car parks;
- iii. car parking layouts;
- iv. other vehicle and pedestrian access and circulation areas;
- v. hard surfacing materials;
- vi. minor artefacts and structures (e.g. street furniture, loggia, bollards, play equipment, refuse or other storage units, signs, lighting, etc.)

This shall include details of details of the number, size and location of the trees, shrubs and plants to be planted together with a planting specification, details of the management of the site, e.g. the uncompacting of the site prior to planting, the staking of trees and removal of the stakes once the trees are established, details of measures to enhance biodiversity within the site and tree protection measures to be employed during demolition and construction.

Reason: In the interests of visual amenity and the amenities of occupiers and to ensure a satisfactory standard of landscaping pursuant to Policy DM1 of the Development Management DPD and Policy CP4 of the Core Strategy DPD1

06 A Landscape management plan, including long term design objectives, management responsibilities and maintenance schedules for all landscape areas, shall be submitted to and approved by the local planning authority prior to the occupation of the development. The landscape management plan shall be implemented out as approved.

Reason: In the interests of visual amenity and the amenities of occupiers and to ensure a satisfactory standard of landscaping pursuant to Policy DM1 of the Council's Development Management DPD and Policy CP4 of the Core Strategy DPD1

07 A scheme detailing how at least 10% of the total energy needs of the dwellinghouses will be supplied using on site renewable sources must be submitted to and agreed in writing by the Local Planning Authority and implemented in full prior to the first occupation of the dwellinghouse. This provision shall be made for the lifetime of the development.

Reason: In the interests of providing sustainable development in accordance with Policy KP2 of the Core Strategy (DPD1).

08 Prior to the commencement of the development hereby approved, details of the siting and appearance of the cycle and refuse store shall be submitted to and agreed in writing by the Local Planning Authority. The proposed development shall then be carried out in accordance with the approved details and the refuse and cycle store shall be provided prior to the occupation of any flats at the site and the commercial premises.

Reason: In order to protect the character and visual amenities of the area and the environment for residents in accordance with policy DM1 of the Council's Development Management DPD and Policies KP2 and CP4 of the Core Strategy DPD1.

09 Prior to occupation of the development hereby approved details of the water efficient design measures set out in Policy DM2 (iv) of the Development Management Document to limit internal water consumption to 105 litres per person per day (lpd) (110 lpd when including external water consumption), including measures of water efficient fittings, appliances and water recycling systems such as grey water and rainwater harvesting.

Reason: To minimise the environmental impact of the development through efficient use of water in accordance with the National Planning Policy Framework, DPD1 (Core Strategy) policy KP2, DPD2 (Development Management Document) policy DM2 and SPD1 (Design and Townscape Guide).

10 The development hereby approved shall be carried out in accordance with drawing 042c, 041e, 040a to ensure the flats complies with building regulation M4 (2)-'accessible and adaptable dwellings'.

Reason: To ensure the residential units hereby approved provides high quality and flexible internal layouts to meet the changing needs of residents in accordance with National Planning Policy Framework, DPD1 (Core Strategy) policy KP2, DPD2 (Development Management Document) policy DM2 and SPD1 (Design and Townscape Guide).

11 No development hereby permitted shall commence until details of surface water attenuation for the site, based on SUDS principles, have been submitted to and approved by the Local Planning Authority. The works agreed shall be carried out in accordance with the approved details unless otherwise agreed in writing with the Local Planning Authority.

Reason: To ensure satisfactory drainage of the site in accordance with policy KP2 of the Core Strategy DPD1 and DPD2 (Development Management) policy DM2

The Local Planning Authority has acted positively and proactively in determining this application by assessing the proposal against all material considerations, including planning policies and any representations that may have been received and subsequently determining to grant planning permission in accordance with the presumption in favour of sustainable development, as set out within the National Planning Policy Framework. The detailed analysis is set out in a report on the application prepared by officers

Informative

Please note that the proposed development subject of this application is liable for a charge under the Community Infrastructure Levy Regulations 2010 (as amended). Enclosed with this decision notice is a CIL Liability Notice for the applicant's attention and any other person who has an interest in the land. This contains details of the chargeable amount and how to claim exemption or relief if appropriate. There are further details on this process on the Council's website at www.southend.gov.uk/cil.

- 318 16/01182/FUL - 181 West Road, Westcliff on Sea (Prittlewell Ward)**
Proposal: Change of use of ground floor from office (Class B1) to non-residential education facility use (Class D1), erect a single storey rear extension, install dormer to the rear and alter front elevation
Applicant: Mr Warner
Agent: Mr Kirubaharan

Planning Permission GRANTED subject to the following conditions:

01 The development hereby permitted shall be begun not later than 3 years beginning with the date of this permission.

Reason: Required to be imposed pursuant to Section 91 of the Town and Country Planning Act 1990.

02 The development hereby permitted shall be carried out in accordance with the approved plans Location Plan 106; Proposed Elevations 206; Proposed ground floor 306; First floor 406; Roof Plan 506; Sections 606.

Reason: To ensure that the development is carried out in accordance with the development plan.

03 The premises shall not be open for use as an education facility other than during term time between the hours of 0900-2000 Monday to Friday and 0900-1700 Saturday, Sundays and Bank Holidays.

Reason: To safeguard the amenities of adjoining residents, in accordance with policy DM1 of the Development Management Document DPD2.

04 The premises shall be used only as an educational facility within in (Class D1) and for no other purpose including any other purpose within Class D1 of the Schedule to the Town and Country Planning (Use Classes) Order 1987 (as amended), or in any provision equivalent to that Class in any statutory instrument revoking and re-enacting that Order with or without modification.

Reason: To define the scope of this permission in light of protecting the character and appearance of the area and the absence of parking facilities at the site, in accordance with policy DM1 and DM15 of the Development Management Document DPD2.

05 All new work to the outside of the building must match existing original work in terms of the choice of materials, method of construction and finished appearance. This applies unless differences are shown on the drawings hereby approved or are required by conditions to this permission.

Reason: In the interests of visual amenity and to ensure that the appearance of the building makes a positive contribution to the character and appearance of the area. This is set out in National Planning Policy Framework, DPD1 (Core Strategy) 2007 policy KP2 and CP4, DPD2 (Development Management Document) policy DM1, and SPD1 (Design and Townscape Guide).

06 The development shall not be occupied until details of any air conditioning, ventilation, heating or fume extraction, plant or machinery shall be installed until details of design, siting, discharge points and predicted acoustic performance have been submitted to and approved by the local planning authority. The development shall not be occupied or brought into use until the development has been implemented in full accordance with the details approved under this condition and shall be maintained as such in perpetuity.

Reason: To minimise the impact of the proposals on the character and appearance of the street scene and amenities of adjacent occupiers in accordance with This is set out in National Planning Policy Framework, DPD1 (Core Strategy) 2007 policy KP2 and CP4, DPD2 (Development Management Document) policy DM1, and SPD1 (Design and Townscape Guide).

07 Prior to commencement of the proposed use, details of cycle storage shall be submitted to and approved by the local authority. The development shall not be brought into use until the cycle storage have been provided in accordance with the details approved under this condition and shall be retained as such in perpetuity

Reason: To ensure that satisfactory secure off-street bicycle parking is provided in the interests of sustainability, amenity and highways efficiency and safety, in accordance National Planning Policy Framework, DPD1 (Core Strategy) 2007 policy KP2 and CP4, DPD2 (Development Management Document) policy DM1, and SPD1 (Design and Townscape Guide).

08 No music or amplified speech shall be provided to the external area without first obtaining written approval from the Local Planning Authority.

Reason: To protect the environment of people in neighbouring properties and general environmental quality, and in the interests of visual amenity, in accordance with the NPPF, DPD1 (Core Strategy) 2007 policies KP2 and CP4, and DPD2 (Development Management Document) policy DM1.

Informative

01 You are advised that as the proposed extension(s) to your property equates to less than 100sqm of new floorspace the development benefits from a Minor Development Exemption under the Community Infrastructure Levy Regulations 2010 (as amended) and as such no charge is payable. See www.southend.gov.uk/cil for further details about CIL.

The Local Planning Authority has acted positively and proactively in determining this application by identifying matters of concern within the application (as originally submitted) and negotiating, with the Applicant, acceptable amendments to the proposal to address those concerns. As a result, the Local Planning Authority has been able to grant planning permission for an acceptable proposal, in accordance with the presumption in favour of sustainable development, as set out within the National Planning Policy Framework. The detailed analysis is set out in a report on the application prepared by officers.

- 319 16/01520/FULH - 23 Repton Grove, Eastwood (St Laurence Ward)**
Proposal: Erect two storey rear extension and alter elevations
Applicant: Mr S. Regan
Agent: Mr D. Blacker

DEFERRED (PMSV)

- 320 16/01529/FUL - 96 The Ridgeway, Leigh on Sea (Chalkwell Ward)**
Proposal: Install two retractable canopies to the front elevation.
Applicant: Mr M Hassan
Agent: Mr C. Stone (Stone Me Ltd)

Mr Perry, a local resident, spoke as an objector to the application.

Planning Permission REFUSED for the following reasons:

01 The installation of the canopies as proposed would lead to an intensification in the use of the external area at the front of the restaurant and create additional noise and disturbance, which is detrimental to the amenities of the occupiers of nearby residential properties. The proposal is therefore unacceptable and contrary to the National Planning Policy Framework, Policies KP2 and CP4 of the Southend-on-Sea Core Strategy (2007); and Policy DM1 of the Southend-on-Sea Development Management Document (2015).

02 The proposed canopies would, by reason of their size, design and siting, fail to integrate with the existing building and be out of keeping with and detrimental to the character and appearance of the existing building and the area more widely. The proposal is therefore contrary to the National Planning Policy Framework, Policies KP2 and CP4 of the Southend-on-Sea Core Strategy (2007), Policies DM1 and DM3 of the Southend-on-Sea Development Management Document (2015); and the advice contained within the Southend-on-Sea Design and Townscape Guide (2009).

(Councillor Hadley took no part in the discussion or voting in this matter.)

**321 16/01243/FULM - Shoeburyness High School, Caulfield Road, Shoeburyness, Southend-on-Sea, Essex, SS3 9LL (West Shoebury)
Proposal: Install 15 lamp posts and four security cameras (Amended Proposal) (Retrospective)
Applicant: Shoeburyness High School
Agent: Nick Kenney (The Draughtsman)**

The Chairman agreed that this item be considered at this meeting as an additional urgent item on the grounds that the lighting is of particular importance in winter months and it is therefore important that, if approved, the lighting is able to be lawfully utilised in the interest of health and safety at the school.

Planning Permission GRANTED subject to the following conditions:

01 The development hereby permitted shall be carried out in accordance with the following approved plans: SHS/NAK001, SHS/NAK002, SHS/NAK/001 and Location Plan

Reason: To ensure that the development is carried out in accordance with provisions of the Development Plan.

02 The lighting and CCTV columns shall not exceed the heights shown on plan SHS/NAK/001.

Reason: In the interests of protecting visual and residential amenity and preventing light pollution as required by the National Planning Policy Framework, DPD1 (Core Strategy) 2007 policy KP2, DPD2 (Development Management) policy DM1 and SPD1 (Design and Townscape Guide).

03 All lighting installations shall be directed to face away from the adjacent neighbouring properties to the west. The lighting shall be designed and orientation to not cause an increase of luminance within any neighbouring residential property that exceeds 15 lux

Reason: In the interests of protecting visual and residential amenity and preventing light pollution as required by the National Planning Policy Framework, DPD1 (Core Strategy) 2007 policy KP2, DPD2 (Development Management) policy DM1 and SPD1 (Design and Townscape Guide).

04 The lighting hereby approved shall only be used during the hours of 0700 and 2200.

Reason: In the interests of protecting visual and residential amenity and preventing light pollution as required by the National Planning Policy Framework, DPD1 (Core Strategy) 2007 policy KP2, DPD2 (Development Management) policy DM1 and SPD1 (Design and Townscape Guide).

You are advised that as the proposed extensions to your property equates to less than 100sqm of new floorspace the development benefits from a Minor Development Exemption under the Community Infrastructure Levy Regulations 2010 (as amended) and as such no charge is payable. See www.southend.gov.uk/cil for further details about CIL.

The Local Planning Authority has acted positively and proactively in determining this application by identifying matters of concern with the proposal and determining the application within a timely manner, clearly setting out the reason(s) for refusal, allowing the Applicant the opportunity to consider the harm caused and whether or not it can be remedied by a revision to the proposal. The detailed analysis is set out in a report prepared by officers. In the circumstances the proposal is not considered to be sustainable development. The Local Planning Authority is willing to discuss the best course of action and is also willing to provide pre-application advice in respect of any future application for a revised development, should the applicant wish to exercise this option in accordance with the Council's pre-application advice service.

Chairman: _____

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SOUTHEND-ON-SEA BOROUGH COUNCIL

Meeting of Place Scrutiny Committee

Date: Monday, 10th October, 2016
Place: Committee Room 1 - Civic Suite

23

Present: Councillor K Robinson (Chair)
Councillors P Wexham (Vice-Chair), M Assenheim, A Bright,
D Burzotta, T Callaghan, M Davidson, F Evans, N Folkard,
J Garston, S Habermel, D Jarvis, D Kenyon, H McDonald,
D McGlone, C Willis and R Woodley*
*Substitute in accordance with Council Procedure Rule 31.

In Attendance: Councillors T Cox, M Flewitt, A Holland and J Lamb (Executive Councillors)
Councillors B Arscott and A Jones
A Lewis, J K Williams, S Dolling, P Geraghty, D Patel,
T MacGregor, P Mathieson, Mr M Thomas, J Martin and T Row

Start/End Time: 6.30 pm - 9.40 pm

322 Apologies for Absence

Apologies for absence were received from Councillor Terry (Substitute: Councillor Woodley).

323 Declarations of Interest

The following interests were declared at the meeting:

- (a) Councillors Cox, Flewitt, Holland and Lamb (Executive Councillors) – interests in all the called-in/referred items; attended pursuant to the dispensation agreed at Council on 19th July 2012, under S.33 of the Localism Act 2011;
- (b) Councillor Assenheim – Agenda Item No. 12 (Carriage and Wagon Shed Options) – Non-pecuniary interest: Member of the Shoeburyness Coastal Communities Committee;
- (c) Councillor Bright – Agenda Item No. 14 (Members Requests List (Request Ref No. 16/08 - Propose waiting restrictions in Thorpe Hall Close to protect driveway) – Non-pecuniary interest: Within his ward;
- (d) Councillor Bright – Agenda Item No. 15 (Petition Requesting Permit Parking Controls Southend East) – Non-pecuniary interest: Partly within his ward;
- (e) Councillor Cox – Agenda Item No. 12 (Carriage and Wagon Shed Options) – Non-pecuniary interest: Member of the Shoeburyness Coastal Communities Team;

- (f) Councillor Evans – Agenda Item No. 12 (Carriage and Wagon Shed Options) – Non-pecuniary interest: Member of the Leigh Coastal Communities Team;
- (g) Councillor J Garston – Agenda Item No. 8 (SCAAP) – Non-pecuniary interest: Lives in the central area of the town;
- (h) Councillor Holland – Agenda Item No. 7 (Interim Affordable Housing Policy) – Non-pecuniary interest: Son has worked on this item;
- (i) Councillor Jarvis – Agenda Item No. 12 (Carriage and Wagon Shed Options) – Non-pecuniary interest: Member of the Shoeburyness Coastal Communities Team;
- (j) Councillor Kenyon – Agenda Item No. 14 (Members Requests List (Request Ref No. 16/08 - Propose waiting restrictions in Thorpe Hall Close to protect driveway) – Non-pecuniary interest: Within his ward;
- (k) Councillor Lamb – Agenda Item No. 17 (Skills Development) – Non-pecuniary interest: Governor at the Southend Adult Community College;
- (l) Councillor McDonald – Agenda Item No. 15 (Petition Requesting Permit Parking Controls Southend East) – Non-pecuniary interest: Partly within her ward;
- (m) Councillor Wexham – Agenda Item No. 12 (Carriage and Wagon Shed Options) – Non-pecuniary interest: Member of the Leigh Coastal Communities Team;
- (n) Councillor Willis – Agenda Item No. 18 (In-depth scrutiny report - 20mph speed restrictions in residential streets) – Non-pecuniary interest: Member for Westborough Ward;
- (o) Councillor Woodley – Agenda Item No. 8 (SCAAP) – Non-pecuniary interest: Member of BERA who have commented on the document;
- (p) Councillor Woodley – Agenda Item No. 9 (Air Quality Management Area) – Non-pecuniary interest: Daughter is a pilot and flying instructor and uses Southend Airport.

324 Questions from Members of the Public

The Executive Councillor for Housing, Planning & Public Protection responded to two written questions from Mr Kearney.

325 Minutes of the Meeting held on Monday 11th July 2016

Resolved:-

That the Minutes of the Meeting held on Monday 11th July 2016 be received, confirmed as a correct record and signed.

326 **Monthly Performance Report**

The Committee considered the Monthly Performance Report (MPR) covering the period to end August 2016, which had been circulated recently.

Resolved:-

That the report be noted.

Note:- This is an Executive Function.

Executive Councillor:- As appropriate to the item.

327 **Annual Report - Comments, Compliments and Complaints - 2015/16**

The Committee considered Minute 265 of Cabinet held on 20th September 2016, which had been referred direct by Cabinet and called-in for scrutiny to all three scrutiny committees, together with the report of the Corporate Director for Corporate Services presenting the annual report on compliments and complaints received throughout the Council for 2015/16.

Resolved:-

That the following decision of Cabinet be noted:

“That the Council’s performance in respect of compliments, comments and complaints for 2015-16 be noted.”

Note: This is an Executive Function

Referred direct to all three scrutiny committees

Executive Councillors – Lamb, Salter and Courtenay

328 **Interim Affordable Housing Policy**

The Committee considered Minute 274 of Cabinet held on 20th September 2016, which had been called-in for scrutiny, together with the report of the Corporate Director for Place outlining the proposed Interim Affordable Housing Policy.

Resolved:-

That the following recommendations of Cabinet be noted:

“1. That the “Interim Affordable Housing Policy (September 2016)” document attached at Appendix 2 to the submitted report, be approved as Corporate Policy.

2. That the Corporate Director for Place, in consultation with the Portfolio Holder for Housing, Planning and Public Protection, be authorised to make any minor amendments to the Interim Affordable Housing Policy to take into account the latest available evidence from the Strategic Housing Market Assessment or its equivalent successor.”

Note: This is a Council Function

Executive Councillor – Flewitt

The Committee considered Minute 275 of Cabinet held on 20th September 2016, which had been called-in for scrutiny, together with the report of the Corporate Director for Place seeking agreement to the publication of the Southend Central Area Action Plan (SCAAP) for consultation. Minute 275 had been revised following the publication of the Digest, to include the following paragraph in the preamble:

“On consideration of the report the Corporate Director for Place confirmed that, outside of the SCAAP process, it was the intention to develop a parking strategy and a tourism strategy for submission to a future meeting of the Cabinet”.

Resolved:-

1. That the following recommendations of Cabinet be noted:

“1. That the Proposed Submission version of the SCAAP (set out in Appendix 1 to the submitted report) and associated Policies Map (set out in Appendix 2 to the report) be published for public consultation under Regulation 19 of the Town and Country Planning (Local Planning) (England) Regulations 2012.

2. That the response to the consultation comments received on earlier iterations of the SCAAP, as set out in the accompanying Consultation Statement in Appendix 3 to the report, be noted and endorsed.

3. That the SCAAP be submitted to the Secretary of State, prior to Examination in Public, under Regulation 22 of the Town and Country Planning (Local Planning) (England) Regulations 2012.

4. That the Corporate Director for Place, in consultation with the Executive Councillor, for Housing, Planning and Regulatory Services, in conjunction with the Local Development Framework Working Party (if necessary), be authorised to:

(a) approve and make amendments to the SCAAP that may result from, inter alia, analysis of the representations made following public consultation, recommendations of the Sustainability Appraisal and any additional evidence considered and then consult on these changes, if required, before they are submitted to the Secretary of State.

(b) agree and approve amendments that may be proposed by the Inspector during the Examination in Public process and to any further consultation that may be required as a result of this; and

(c) take all necessary steps to ensure compliance with the relevant statutory processes and procedures necessary for preparation and participation of the Council at the Examination in Public.”

2. That in accordance with Council Procedure Rule 39, the matter be referred to full Council for consideration.

Note: This is a Council Function
Executive Councillor – Flewitt

330 Air Quality Management Area

The Committee considered Minute 276 of Cabinet held on 20th September 2016, which had been called-in for scrutiny, together with the report of the Corporate Director for Place proposing the declaration of an Air Quality Management Area following an assessment of the air quality at the junction of the A127, Hobblythick Lane and Rochford Road.

Resolved:-

That the following decisions of Cabinet be noted:

“1. That the outcome of the 2016 Local Air Quality Management Detailed Assessment for Southend-on-Sea Borough Council for nitrogen dioxide exceedences at the junction of A127, Rochford Road and Hobblythick Lane, be noted.

2. That the proposed Air Quality Management Area boundaries for nitrogen dioxide, detailed within Appendix 1 to the submitted report and the Air Quality Management Area Order 1 (Appendix 2 to the report) be declared and that an Order be made under the provisions of Section 83(1) of the Environment Act 1995 formally designating the area as an Air Quality Management Area.

3. That consultation be undertaken on the development of an Air Quality Action Plan, in line with Department for Environment, Food and Rural Affairs (DEFRA) guidance, and that following the completion of the consultation, the Corporate Director for Place, in consultation with the Portfolio Holder for Housing, Planning and Public protection, be authorised to finalise the plan for submission to DEFRA.

4. That an Air Quality Strategy be developed for the Borough.

5. That the funding position for this project, as set out in Section 6.2 of the report, be noted.”

Note: This is an Executive Function
Executive Councillor – Flewitt

331 Low Carbon Strategy

The Committee considered Minute 277 of Cabinet held on 20th September 2016, which had been called-in for scrutiny, together with the report of the Corporate Director for Place presenting Southend on Sea Borough Council’s Low Carbon Energy and Sustainability Strategy 2015-2020, Annual Update Report.

Resolved:-

That the following decision of Cabinet be noted:

“That the Low Carbon Energy and Sustainability Annual Update Report be approved.”

Noted: This is an Executive Function
Executive Councillor – Holland

332 Joint Development Brief for Land at Fossets Way

The Committee considered Minute 278 of Cabinet held on 20th September 2016, which had been called-in for scrutiny, together with the report of the Corporate Director for Place on the Development Brief for the land at Fossetts Way and its adoption as Corporate Policy.

In response to a question regarding the potential type of development at this site, the Head of Planning & Transport undertook to discuss with the landowners the inclusion of single storey dwellings within the range of building heights.

Resolved:-

That the following recommendations of Cabinet be noted:

“1. That the development brief, as set out in Appendix 1 to the submitted report, be adopted as corporate policy.

2. That the Corporate Director for Place, in consultation with the Portfolio Holder for Housing, Planning and Public Protection, be authorised to make any minor amendments to the wording of the document as required.”

Note: This is a Council Function
Executive Councillor – Flewitt

333 Carriage and Wagon Shed Options

The Committee considered Minute 279 of Cabinet held on 20th September 2016, which had been called-in for scrutiny, together with the report of the Corporate Director for Place detailing the options for the future management and operation of the Carriage and Wagon Shed, Shoebury Garrison.

In response to a question regarding the ownership of the property, the Head of Enterprise, Tourism & Regeneration undertook to seek confirmation and inform Members accordingly.

Resolved:-

That the following decisions of Cabinet be noted:

“1. That the Carriage and Wagon Shed be leased to the new Shoebury Coastal Community Interest Company as detailed in section 4 of the submitted report.

2. That the Corporate Director of Place be authorised to advertise the opportunity to develop and manage the building for the benefit of residents and visitors to the borough if the Shoebury Coastal Community Interest Company is unable to take on the lease of the building by 30th September 2017.

3. That the Corporate Director of Place be authorised to negotiate and agree terms of any lease associated with the Carriage and Wagon Shed in consultation with the Council's Asset Management and Legal Teams.

4. That the delivery of any fit-out of the Carriage and Wagon Shed, as set out in the Coastal Communities Funding application, be supported.

5. That the financial position, as set out in section 7.2 of the report, be noted.”

Note: This is an Executive Function
Executive Councillor – Holland

334 Minutes of the Local Development Framework Working Party held 6th September 2016

The Committee considered the Minutes of the meeting of the Southend-on-Sea Local Development Framework Working Party held on 6th September 2016 concerning proposals on new local listings.

In response to a question regarding the process for nominating local buildings for nationally listed status, the Executive Councillor for Housing, Planning & Public Protection undertook to provide clarification to Members.

Resolved:-

That the following decision of Cabinet be noted:

“That the following buildings be designated as locally listed buildings/structures:

- The Co-op building Sutton Road, Southend
- Westcliff Police Station, West Road
- Former Lloyds Bank, London Road, Westcliff
- Civic Centre fountain.”

Note: This is an Executive Function
Executive Councillor:- Flewitt

335 Members Requests List (Request Ref No. 16/08 - Propose waiting restrictions in Thorpe Hall Close to protect driveway)

The Committee considered Minute 251 of Cabinet Committee held on 19th September 2016, which had been called-in for scrutiny, together with the relevant excerpts from the report of the Corporate Director for Place regarding Member's Request ref no. 16/08 for the possible introduction of waiting restrictions in Thorpe Hall Close to protect a driveway.

Resolved:-

That the following decision of Cabinet Committee be noted:

“That no further action be taken in respect of the request and that it be removed from the list.”

Note:- This is an Executive Function
Executive Councillor: Cox

336 Petition Requesting Permit Parking Controls Southend East

The Committee considered Minute 253 of Cabinet Committee held on 19th September 2016, which had been called-in for scrutiny, together with the report of the Corporate Director for Place which appraised Members of the receipt of a petition signed by 320 residents of the roads north of Southend East Railway Station requesting parking controls to deter all day parking by commuters.

Resolved:-

That the following decisions of Cabinet Committee be noted:

“1. That the petition be noted and the residents be thanked for taking the time to compile the petition.

2. That, in accordance with the agreed policy regarding parking management schemes, Ward Councillors be requested to undertake an informal consultation with residents of the wider area affected, including the area south of the railway, the results of which shall be reported back to the Traffic & Parking Working Party and Cabinet Committee for consideration.”

Note:- This is an Executive Function
Executive Councillor: Cox

337 Petition Requesting Amendment to Existing Parking Controls Shaftsbury Avenue

The Committee considered Minute 254 of Cabinet Committee held on 19th September 2016, which had been called-in for scrutiny, together with the report of the Corporate Director for Place which appraised Members of the receipt of a petition signed by 28 residents of Shaftsbury Avenue, requesting amendments to the existing waiting restrictions in the road between Lifstan Way and Warwick Road.

Resolved:-

That the following decisions of Cabinet Committee be noted:

“1. That the petition be noted and the residents be thanked for taking the time to compile the petition.

2. That the Corporate Director for Place be authorised to advertise the appropriate traffic regulation order and notices for the removal of the existing alternate monthly parking restriction in this section of road to increase parking availability and subject to there being no objections following statutory advertisement, to arrange for the order to be confirmed.”

Note:- This is an Executive Function
Executive Councillor: Councillor Cox

338 Skills Development

(This is a pre-Cabinet Scrutiny item.)

The Committee received a report by the Corporate Director for Place by way of pre-Cabinet scrutiny. This sought the Committee's views on the specific outcomes to be tackled in the Skills Strategy and Action Plan.

The Committee discussed the report in some detail, and whilst there was general consensus and support of the content of the draft strategy and action plan, the Head of Economy, Regeneration & Tourism informed the Committee that he would welcome any further comments from Members prior to its submission to Cabinet.

Resolved:-

That the Skills Strategy and Action Plan be noted and endorsed for submission to Cabinet for consideration at its meeting on 8th November 2016.

Note:- This is an Executive Function
Executive Councillor:- Holland

339 In-depth Scrutiny Report - 20mph Speed Restrictions in Residential Streets

The Committee considered a report by the Corporate Director for Corporate Services which sought formal approval to the draft final report and recommendations from the scrutiny project for 2015/16 entitled 20mph speed restrictions in residential streets.

Resolved:-

1. That the draft report and the recommendations from the in depth scrutiny project be endorsed for submission to Cabinet.
2. That the Chairman be authorised to agree any final amendments to the draft report.
3. That in accordance with Scrutiny Procedure Rule 10 (Part 4 (e) of the Constitution), to agree that the Chairman of the Project Team present the final report to a future Cabinet meeting.

Note:- This is a Scrutiny Function.

340 In-depth Scrutiny Project - 'To investigate the case for additional enforcement resources for Southend'

Further to Minute 110 of its meeting held on 11th July 2016 and Minute 153 of the meeting of the Policy & Resources Scrutiny Committee held on 14th July 2016, the Committee considered the project plan in relation to the agreed joint in-depth scrutiny project for 2016/17 entitled 'To investigate the case for additional enforcement resources for Southend'.

The Committee also received an oral update on the progress that had been made with the study to date

Resolved:-

That the project plan be agreed.

Note:- This is a Scrutiny Function.

Chairman: _____

SOUTHEND-ON-SEA BOROUGH COUNCIL

Meeting of People Scrutiny Committee

Date: Tuesday, 11th October, 2016
Place: Committee Room 1 - Civic Suite

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Present: Councillor Moyies (Chair), Councillor Nevin (Vice Chair)
Councillors Arscott, Assenheim, Borton, Boyd, Buckley, Butler, Endersby, J Garston*, Habermel, Jones, Phillips, Walker, Wexham and Woodley*
E Lusty, A Semmence and L Crabb (co-opted members)
*Substitute in accordance with Council Procedure Rule 31.

In Attendance: Councillors L Salter and J Courtenay (Executive Councillors)
Councillor Willis
F Abbott, J K Williams, S Leftley, A Atherton, Brin Martin, J Williams, S Houlden and J O'Loughlin
J Jenkins and E Feddon – Youth Council observers

Start/End Time: 18.30 / 22.35

341 Apologies for Absence

Apologies for absence were received from Councillor D Garston (substitute Cllr J Garston), Councillor Stafford (substitute Cllr Woodley) and Mr M Rickett (co-opted member).

On behalf of the Committee, the Chairman welcomed the following to their first meeting - Emily Lusty, Church of England Diocesan representative on the Committee, John Jenkins, Youth Mayor and Edward Feddon, Deputy Youth Mayor.

342 Declarations of Interest

The following interests were declared at the meeting:-

- (a) Councillors Salter and Courtenay - interest in the referred item / called in items; attended pursuant to the dispensation agreed at Council on 19th July 2012, under S.33 of the Localism Act 2011;
- (b) Councillor Salter – agenda item relating to Success Regime – non-pecuniary interest – husband is Consultant Surgeon at Southend Hospital and holds senior posts at the Hospital; son-in-law is GP; daughter is a doctor at Broomfield Hospital;
- (c) Councillor Nevin – agenda item relating to Prevention Strategy – non-pecuniary – niece works for Public Health England;
- (d) Councillor Nevin - agenda items relating to - Success Regime; Scrutiny update (Essex Community dental services) - non-pecuniary – NHS employee outside area; previous employee at Southend Hospital; NHS Employee at Barts who supply dentists in Southend Community dental services currently; 2 children work at MEHT and sister works for the Department of Health;
- (e) Councillor Boyd - agenda item relating to School Progress report – non-pecuniary – Governor at Westcliff High School for Girls and South East Essex Academy Trust, south east Essex Teaching School Alliance;

- (f) Councillor Arscott - agenda item relating to Schools Progress report – non-pecuniary – Governor at Our lady of Lourdes Catholic Primary School;
- (g) Councillor Arscott – agenda item relating to Capital redevelopment of Delaware, Priory & Viking – non-pecuniary – friends wife is a resident of Priory;
- (h) Councillor Assenheim – agenda item relating to Capital redevelopment of Delaware, Priory & Viking – non-pecuniary – sister in sheltered housing;
- (i) Councillor Jones – agenda item relating to School organisation data supplement – non-pecuniary – member of parental engagement group of SHIP;
- (j) Councillor Borton - agenda item relating to MPR - non-pecuniary – daughter is a nurse at Rochford Hospital / employer is SEPT;
- (k) Councillor Borton – agenda item relating to Local Account of ASC – non-pecuniary – JcP mentioned in report – employer;
- (l) E Lusty- agenda items relating to – Education policy; School organisation data supplement; Schools Progress report – non-pecuniary – teacher at SHSB;
- (m) E Lusty – agenda item relating to Success Regime – non-pecuniary – husband is orthopaedic Consultant Surgeon at Southend Hospital / Wellesley Hospital.

343 Questions from Members of the Public

There were no questions from members of the public.

344 Minutes of the Meeting held on Tuesday 12th July 2016

Resolved:-

That the Minutes of the Meeting held on Tuesday, 12th July, 2016 be confirmed as a correct record and signed.

345 Success Regime and Sustainability and Transformation Plans - update presentation

Further to Minute 121 from the meeting held on 12th July, 2016, the Chairman welcomed the following health representatives to the meeting for this item:-

- Melanie Craig, Chief Officer, NHS Southend CCG,
- Wendy Smith, Communications Lead for the Mid and South Essex Success Regime,
- Dr Neil Rothnie, Medical Director, Southend University Hospital NHS Foundation Trust, and
- Robert Shaw, Director of Acute Commissioning and Contracting, NHS Southend CCG.

The representatives provided an update on the Mid & South Success Regime and STP programme, the developing proposals, progress on the locality approach, outlined the feedback from the workshops and other engagement and current timescales. The pre consultation business case will be shared with the Committee at its next meeting and there will be service redesign which will be subject to public consultation in early 2017.

This was followed by Q&A from the members of the Committee, covering a number of issues:-

- Rationale for changes
- Emergency care design which is clinically led
- 4 localities and funding submission
- Clarity on potential hospital options
- Staffing, recruitment & retention
- This is an NHS programme – will not address the pressures on adult social care, prevention budgets

Resolved:-

That the representatives be thanked for the informative presentation.

Note:- This is a Scrutiny Function.

346 Monthly Performance Report

The Committee considered the Monthly Performance Report (MPR) covering the period to the end of August 2016.

Resolved:-

That the report be noted.

Note:- This is an Executive Function.

Executive Councillor:- As appropriate to the item

347 Annual Report - Comments, Compliments and Complaints - 2015/16

The Committee considered Minute 265 of Cabinet held on 20th September 2016, which had been referred to all 3 Scrutiny Committees and had also been called in to scrutiny, together with a report of the Corporate Director for Corporate Services. This presented the annual report on compliments and complaints received throughout the Council for 2015/16.

Resolved:-

That the following decision of Cabinet be noted:-

“That the Council’s performance in respect of compliments, comments and complaints for 2015-16 be noted.”

Note:- This is an Executive Function.

Executive Councillors – Lamb, Salter and Courtenay

348 Early Help Family Support Strategic Plan

The Committee considered Minute 266 of Cabinet held on 20th September, 2016, which had been called in to scrutiny, together with a report of the Corporate Director for People which presented the Early Help Family Support Strategic Plan 2016 and accompanying action plan.

Resolved:-

That the following decision of Cabinet be noted:-

“That the Strategic Plan and action plan as set out at Appendices 1 and 2 to the submitted report, be approved.”

Note:- This is an Executive Function.

Executive Councillor – Courtenay

349 Regional Adoption Agency Update

The Committee considered Minute 269 of Cabinet held on 20th September, 2016, which had been called in to scrutiny, together with a report of the Corporate Director for People which set out the current position on the Regional Adoption Agency activity.

In response to a question from Councillor Jones about the financial implications of the proposals, the Council’s Head of Children’s Services said that he would provide some information on the exact figures. This is a rapidly changing landscape and Members will be kept updated.

Resolved:-

That the following decision of Cabinet be noted:-

“That the report be noted and approved.”

Note:- This is an Executive Function.

Executive Councillor – Courtenay

350 'Our ambitions for your child's education' - An Education Policy for Southend Borough Council

The Committee considered Minute 271 of Cabinet held on 20th September, 2016, which had been called in to scrutiny, together with a report of the Corporate Director for People which proposed the adoption of the education policy document “Our ambitions for your child’s education in Southend”.

Resolved:-

That the following decision of Cabinet be noted:-

“That the draft policy be approved and that the Corporate Director of People, in consultation with the Portfolio Holder for Children’s Services, be authorised to finalise the policy.”

Note:- This is an Executive Function.

Executive Councillor – Courtenay

351 Adult Drug and Alcohol Treatment Services Contract

The Committee considered Minute 272 of Cabinet held on 20th September, 2016, which had been called in to scrutiny, together with a report of the Corporate Director for People, concerning a 4 month extension to the contract the Council holds with Change, Grow, Live (CGL) for the delivery of treatment and support for adults with drug and alcohol problems.

Resolved:-

That the following decision of Cabinet be noted:-

“That the extension to the CGL contract be noted.”

Note: - This is an Executive Function
Executive Councillor – Salter

352 Prevention Strategy

The Committee considered Minute 280 of Cabinet held on 20th September, 2016, which had been called in to scrutiny, together with a report of the Director of Public Health. This presented the draft Southend-on-Sea Joint Adult Prevention Strategy 2016 -2021.

Resolved:-

That the following decisions of Cabinet be noted:-

“That the draft Southend-on-Sea Joint Adult Prevention Strategy 2016-2021 and associated action plan, be approved.”

Note:- This is an Executive Function.
Executive Councillor – Salter

353 Capital Redevelopment of Delaware, Priory and Viking

[The Committee noted that this item had been listed as a Part 2 Cabinet report but was taken in open business].

The Committee considered Minute 285 of Cabinet held on 20th September, 2016, which had been called in to scrutiny, together with a report of the Corporate Director for People on the above.

Resolved:-

That Minute 285 be referred back to Cabinet for reconsideration, for the following reason – need for Cabinet to proceed with the original plan, as previously agreed by the Council.

Note:- This is an Executive Function.
Executive Councillor:- Salter

[Note – During consideration of this agenda item, in accordance with Standing Order 44, the hour of 10 pm having been reached, the Committee agreed to continue with the remaining items of business on the agenda].

354 A Local Account of Adult Social Care Services in Southend 2016-17

(This is a pre-Cabinet scrutiny item).

The Committee considered a report by the Corporate Director for People by way of pre-Cabinet scrutiny. This presented the draft of the Local Account of Adult Social Care services in 2015/16, including priorities and plans for 2016/17.

This is the 6th annual report of this sort to be produced by the Council. The Local Account aims to provide information about the quality and value of the social care services to the users of services and local people. It is the Council's self assessment of how it provided services during 2015/16 together with plans for the future which contribute to the overall health and wellbeing of the local community.

In response to questions, the Head of Adult Services and Housing agreed to progress / provide information on the following matters:

- SHIP – needs further development as a tool (be 'smarter' tool), to reflect adult services 'offer'
- The Establishment Visiting Panel needs to be reconvened as a matter of urgency
- Meals on wheels service page on SHIP needs some additional wording to help direct people

The Committee discussed the report in detail and there was general consensus and support for this local account and about the content of the report.

Resolved:-

That the draft report be noted and endorsed for submission to Cabinet for consideration at its meeting on 8th November 2016 with the inclusion of the following:

- Mention SHIP in useful contacts section
- Page 31 – amend wording of section 8, Southend Care Ltd

Note:- This is an Executive Function.

Executive Councillor:- Salter

355 School Organisation Data Supplement 2016

The Committee considered the School Organisation Data Supplement 2016. The Data Supplement is prepared annually to inform Members, schools and the public of trends in: demographics; admissions; and the number of school places in Southend.

Resolved:-

That the report be noted.

Note:- This is an Executive Function.

Executive Councillor:- Courtenay

356 Scrutiny Committee - updates

The Committee received a report of the Corporate Director for Corporate Services which updated members on a significant number of health scrutiny matters, Joint Committee work, regional scrutiny and the in depth scrutiny project.

The Council's Corporate Director for People referred to the Ofsted inspection of Children's Services and the recommendation for a Scrutiny Panel to be established to help provide additional challenge to the implementation of the action plan, to be made up of Members of scrutiny and key members of the Improvement Board – the following Members were nominated – Councillors Moyies, Nevin, Arscott, Borton and Boyd. Meetings will be bi-monthly.

Resolved:-

1. That the report and actions taken be noted.
2. To endorse the appointment of Councillors Boyd and Endersby to the Essex Task & Finish Group looking into mental health services for children and young people.
3. To endorse the terms of reference for the Joint Committee looking at proposals for a PETCT scanner for south Essex.
4. That the project plan for the joint in-depth scrutiny project – ‘Alternative provision – off site education provision for children and young people’, be agreed.
5. To agree that the following be appointed to the Children's Services Improvement Plan Scrutiny Panel - Councillors Moyies, Nevin, Arscott, Borton and Boyd.

Note:- This is a Scrutiny Function.

357 Exclusion of the Public

Resolved:-

That, under Section 100(A)(4) of the Local Government Act 1972, the public be excluded from the meeting for the items of business set out below, on the grounds that they would involve the likely disclosure of exempt information as defined in Part 1 of Schedule 12A to the Act and that the public interest in maintaining the exemption outweighs the public interest in disclosing the information.

358 Schools Progress Report

The Committee considered a report by the Corporate Director for People which informed Members of the current position with regard to schools causing concern, including Academy developments.

Resolved:-

That the report be noted.

Note:- This is an Executive Function.
Executive Councillor:- Courtenay

Chairman: _____

SOUTHEND-ON-SEA BOROUGH COUNCIL

Meeting of Policy and Resources Scrutiny Committee

Date: Thursday, 13th October, 2016
Place: Committee Room 1 - Civic Suite

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Present: Councillor B Ayling (Chair)
Councillors D Kenyon (Vice-Chair), B Arscott, D Burzotta, L Davies,
N Folkard, D Garston, J Garston*, I Gilbert, R Hadley, D McGlone,
C Mulrone, D Norman MBE, G Phillips, C Walker, J Ware-Lane and
R Woodley*

*Substitute in accordance with Council Procedure Rule 31.

In Attendance: Councillors J Lamb, A Holland and M Flewitt (Executive Councillors)
Councillors Terry and Aylen
R Tinlin, J K Williams, F Abbott, S Leftley, J Chesterton, S Ford and
A Keating

Start/End Time: 18.30 – 21.00

359 Apologies for Absence

Apologies for absence were received from Councillor Stafford (substitute Cllr Woodley) and Councillor Butler (substitute Cllr J Garston).

360 Declarations of Interest

The following interests were declared at the meeting:-

- (a) Councillors Lamb, Holland and Flewitt - interest in the referred item / called in items; attended pursuant to the dispensation agreed at Council on 19th July 2012, under S.33 of the Localism Act 2011;
- (b) Councillor Hadley – agenda item relating to Notice of Motion – Estate Agent Fees and Practices – non-pecuniary – private landlord;
- (c) Councillor D Garston - agenda item relating to Notice of Motion – Estate Agent Fees and Practices – non-pecuniary – private landlord;
- (d) Councillor J Garston - agenda item relating to Notice of Motion – Estate Agent Fees and Practices – non-pecuniary – private landlord;
- (e) Councillor Burzotta - agenda item relating to Notice of Motion – Estate Agent Fees and Practices – non-pecuniary – private landlord.

361 Questions from Members of the Public

Councillor Flewitt, the Executive Councillor for Housing, Planning and Public Protection Services responded to a written question from Mr Webb.

362 Minutes of the Meeting held on Thursday 14th July 2016

Resolved:-

That the Minutes of the Meeting held on Thursday, 14th July, 2016 be confirmed as a correct record and signed.

363 Monthly Performance Report

The Committee considered the Monthly Performance Report (MPR) covering the period to the end of August 2016.

In response to questions regarding CP 1.1 (score against BCS crimes), the Executive Councillor for Housing, Planning and Public Protection Services said that he would provide written clarification about the month's target / annual target figures.

In response to a query by Councillor Davies on CP 5.2 (measurement of satisfaction), the Chief Executive said that he would ask the Head of Customer Services to provide further details about the survey.

Resolved:-

That the report be noted.

Note:- This is an Executive Function.

Executive Councillor:- As appropriate to the item

364 Notice of Motion - Estate Agent Fees and Practices

The Committee considered Minute 260 of Cabinet held on 20th September, 2016, which had been called in to scrutiny. This concerned the Notice of Motion on estate agent fees and practices which had been proposed by Cllr Davies and seconded by Cllr Callaghan.

During the discussion on this item, the Executive Councillor invited Members to forward any issues / questions they would like raised at the fact finding workshop.

Resolved:-

That the following decision of Cabinet be noted:-

"That a fact finding workshop be convened for stakeholders to identify specific issues that need to be addressed in relation to the private rented sector, with a view to action planning, collaboratively, on a way forward."

Note:- This is an Executive Function.

Executive Councillor – Flewitt

365 Better Queensway

The Committee considered Minute 261 of Cabinet held on 20th September, 2016, which had been called in to scrutiny, together with a report of the Corporate Director for Corporate Services providing an update on the work undertaken on the Better Queensway Project since the decision of Cabinet on 22nd September 2015.

In response to questions, the Corporate Director for People said that he would provide the statistics on the number of void properties on Queensway.

Resolved:-

That the following decisions of Cabinet be noted:-

1. That the work undertaken on the Better Queensway Project to date, be noted.
2. That progression to Phase 3 of the Project based on the latest option development attached at Appendix 1 to the submitted report, be approved.
3. That the use of the Council's Compulsory Purchase Powers continue to be investigated and that preparatory work be undertaken for the making of a Compulsory Purchase Order (CPO), which will be subject to a formal resolution of the Cabinet in the future.
4. That the Project should involve the demolition of the tower blocks and other flats (where the Council owns the freehold) within the Project area.
5. That Initial Demolition Notices under Section 138(a) and Schedule 5(A) of the Housing Act 1985 (as amended) be served on all secure tenants of houses and flats within the Project area.
6. That based on Appendix 1 to the report, an outline planning application for the Project be prepared and submitted.
7. That further work be undertaken on the preferred Joint Venture approach (through competitive dialogue) with a report being submitted to Cabinet to determine this matter and the selection of a development partner.
8. That delegated authority be given to the Section 151 Officer, in consultation with the Deputy Leader, to agree the terms of any proposed Leaseholder swaps.
9. That it be noted that further reports will also be needed to give approval to additional matters such as, land appropriation, CPO resolution and a decant policy for re-housing of tenants and leaseholders."

This is an Executive Function
Executive Councillors – Lamb and Holland

366 Quarter One Treasury Management Report 2016/17

The Committee considered Minute 262 of Cabinet held on 20th September, 2016, which had been called in to scrutiny, together with a report of the Corporate Director

for Corporate Services on the treasury management activity for the period from April 2016 to June 2016.

Resolved:-

That the following recommendations of Cabinet be noted:-

1. That the Quarter One Treasury Management Report for 2016/17, be approved.
2. That it be noted that treasury management activities were carried out in accordance with the CIPFA (The Chartered Institute of Public Finance and Accountancy) Code of Practice for Treasury Management in the Public Sector during the period from April to June 2016.
3. That it be noted that the loan and investment portfolios were actively managed to minimise cost and maximise interest earned, whilst maintaining a low level of risk.
4. That it be noted that an average of £52.7m of investments were managed in-house. These earned £0.087m of interest during this three month period at an average rate of 0.66%. This is 0.30% over the average 7-day LIBID and 0.16% over the bank base rate.
5. That it be noted that an average of £22.6m of investments were managed by an external fund manager. These earned £0.060m of interest during this three month period at an average rate of 1.07%. This is 0.71% over the average 7-day LIBID and 0.57% over bank base rate.
6. That it be noted that an average of £13.6m was managed by two property fund managers. These earned £0.255m during this three month period from a combination of an increase in the value of the units and income distribution, giving a combined return of 7.87%.
7. That it be noted that the level of borrowing from the Public Works Loan Board (PWLb) (excluding debt relating to services transferred from Essex County Council on 1st April 1998) remained at the same level of £227.8m (HRA: £77.0m, GF: £150.8m) during the period from April to June 2016.
8. That it be noted that during the quarter the level of financing for 'invest to save' schemes increased from £3.21m to £4.61m."

Note:- This is a Council Function.
Executive Councillor – Moring

367 Information Governance - Senior Information Risk Owner (SIRO) Annual Report - 2015/16

The Committee considered Minute 264 of Cabinet held on 20th September, 2016, which had been called in to scrutiny, together with a report of the Corporate Director for Director for Corporate Services, Senior Information Risk Owner (SIRO), setting out the Information Governance work undertaken in 2015/16.

Resolved:-

That the following decision of Cabinet be noted:-

"That the SIRO's report on Information Governance in 2015/16 and the proposed work for 2016/17, be noted."

Note:- This is an Executive Function.

368 Annual Report - Comments, Compliments and Complaints - 2015/16

The Committee considered Minute 265 of Cabinet held on 20th September 2016, which had been referred to all 3 Scrutiny Committees and had also been called in to scrutiny, together with a report of the Corporate Director for Corporate Services. This presented the annual report on compliments and complaints received throughout the Council for 2015/16.

Resolved:-

That the following decision of Cabinet be noted:-

“That the Council’s performance in respect of compliments, comments and complaints for 2015-16 be noted.”

Note:- This is an Executive Function.
Executive Councillors – Lamb, Salter and Courtenay

369 Amendments to Senior Management & Departmental Arrangements

The Committee considered Minute 281 of Cabinet held on 20th September, 2016, which had been called in to scrutiny, together with a report of the Chief Executive proposing amendments to the senior management structures and departmental arrangements.

Resolved:-

That the following recommendations of Cabinet be noted:-

1. That the revisions to the senior management structure set out in the submitted report be approved.
2. That the Public Health function be incorporated within the Department for People as described in the report.
3. That employment titles are amended as described in the report and that an additional management level be introduced in order to provide additional leadership capacity and to support staff retention and succession planning.
4. That the detailed allocation of functions and implementation of other arrangements be delegated to the Chief Executive, in consultation with the Leader of the Council, subject to no substantive adverse response to consultations.
5. That appropriate amendments be made to the Constitution to reflect the new senior management structure once implemented.
6. That the Chief Executive develop proposals in respect of senior officer remuneration (including the new management level) to be considered by the Council's PRP Panel later in the year.”

Note:- This is a Council Function.
Executive Councillor – Lamb

370 Summary Reports to Scrutiny Committee

Further to Minute 10 of Council held on 21st May 2015, at which it was agreed that the Council nominees to four specific outside bodies should submit Summary Reports to every other ordinary meeting of the Scrutiny Committee, the Committee considered the following reports:-

- (a) Essex Fire Authority – Reports from Councillors Woodley, Ware-Lane and Holland;
- (b) Southend University Hospital – Report from Councillor Davidson;
- (c) Essex Police and Crime Panel – Report from Councillor Flewitt; and
- (d) Kent & Essex Inshore Fisheries & Conservation Authority – Councillor Lamb advised that unfortunately he was not at the last quarterly meeting of the IFCA due to illness and is unable to update the Committee at the current time, but will do so in his next report.

Resolved:-

That the Summary Reports be noted.

371 In depth scrutiny report - 'Control of personal debt and the advantages of employment'

The Committee considered a report of the Corporate Director for Corporate Services to seek approval to the draft report of the scrutiny project – 'Control of personal debt and the advantages of employment'.

Members felt that the study had been a worthwhile one and that the public need to be made aware about the issues of illegal loan sharks and suggested that the media department, South Essex Homes etc should use every opportunity to publicise the issue and for people to be very wary of them.

The Chief Executive said that officers would investigate whether the Essential Living Fund can be adjusted in some way to assist people with funeral costs and also to encourage the use of Credit Unions.

Resolved:-

1. That the report from the in depth scrutiny project, attached at Appendix 1 be agreed.
2. That the Chairman of the Scrutiny Committee be authorised to agree and final amendments to the report and in accordance with Scrutiny Procedure Rule 10 (Part 4 (e) of the Constitution), the report be submitted to the next Cabinet meeting.

Note:- This is a Scrutiny Function.

372 In depth scrutiny project - 'To investigate the case for additional enforcement resources for Southend'

Referring to Minute 110 of Place Scrutiny Cttee held 11th July 2016 and to Minute 153 of Policy & Resources Scrutiny Committee held on 14th July 2016, the Committee considered the proposed project plan for the joint scrutiny project – 'To

investigate the case for additional enforcement resources for Southend'. The project plan had been agreed at the Place Scrutiny Cttee meeting held on 10th July 2016.

With regard to sources of evidence for the review, it was felt that it would be beneficial for the project team to also speak to chairs of Resident Associations.

Resolved:-

That the project plan for the joint in-depth scrutiny project – 'To investigate the case for additional enforcement resources for Southend', be agreed.

Note:- This is a Scrutiny Function

Chairman: _____

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