

Southend-on-Sea Borough Council

Department of the Chief Executive

John Williams - Director of Democratic & Legal Services

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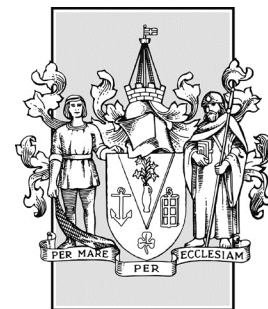
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THE COUNCIL - THURSDAY, 19TH JULY, 2018: SUPPLEMENTARY COUNCIL MINUTES AND REPORTS PACK

Please find enclosed, for consideration at the next meeting of the Council taking place on Thursday, 19th July, 2018, at 6.30pm the following minutes and report that were unavailable when the agenda was printed.

- | Agenda No | Item |
|-----------|---|
| 20. | <u>Minutes of the meeting of Development Control Committee held Wednesday, 4th July 2018</u> (Pages 1 – 28) – Minutes attached |
| 21. | <u>Minutes of the meeting of Cabinet Committee (PVX) held Thursday, 5th July 2018</u> (Pages 29 - 30) – Minutes attached |
| 22. | <u>Minutes of the meeting of Place Scrutiny Committee held Monday, 9th July 2018</u> (Pages 31 – 38) – Minutes attached |
| 23. | <u>Minutes of the meeting of Licensing Committee held Tuesday, 10th July 2018</u> (Pages 39 - 40) – Minutes attached |
| 24. | <u>Minutes of the meeting of People Scrutiny Committee held Tuesday, 10th July 2018</u> (Pages 41 – 46) – Minutes attached |
| 25. | <u>Minutes of the meeting of Policy & Resources Scrutiny Committee held Thursday, 12th July 2018</u> (Pages 47 - 52) – Minutes attached |
| 28. | <u>Changes to Calendar of Meetings 2018/19</u> (Pages 53 - 56) – Report of the Director of Legal & Democratic Services attached |

Robert Harris
Principal Democratic Services Officer
Legal & Democratic Services

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Public Document Pack
SOUTHEND-ON-SEA BOROUGH COUNCIL

Meeting of Development Control Committee

Date: Wednesday, 4th July, 2018
Place: Committee Room 1 - Civic Suite

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Present: Councillor D Garston (Chair)
Councillors B Arscott (Vice-Chair), M Borton, S Buckley, A Chalk,
A Dear, F Evans, D Garne, J Garston, S Habermel, R Hadley,
H McDonald, C Mulroney, D Norman MBE, P Van Looy, C Walker
and N Ward

In Attendance: Councillor N Folkard
J K Williams, K Waters, C Galforg, P Keyes, C White, M Warren and
T Row

Start/End Time: 2.00 pm - 4.55 pm

83 Apologies for Absence

There were no apologies for absence.

84 Declarations of Interest

The following interests were declared at the meeting:

(a) Councillor Evans – Agenda Item No. 5 (18/00688/BC4M - Belfairs Academy, Highlands Boulevard) – Disqualifying non-pecuniary interest: Friend of the Principal of the Academy (withdrew);

(b) Councillor Evans – Agenda Item No. 12 (18/00443/ADV & 18/00758/LBC - The Pier, Western Esplanade) – Disqualifying non-pecuniary interest: Acquainted with the Chairman of the Football Club who has made donations to her charity (withdrew);

(c) Councillor J Garston – Agenda Item Nos. 10 (18/01060/DOV5 - Marine Plaza Land Between Southchurch Avenue and Pleasant Road Fronting Marine Parade) and 11 (18/00874/AMDT - Marine Plaza Land Between Southchurch Avenue and Pleasant Road Fronting Marine Parade) – Non-pecuniary interest: Owns property in the vicinity;

(d) Councillor Habermel – Agenda Item No. 13 (18/00690/FUL - 38 Towerfield Road, Shoeburyness) – Non-pecuniary interest: Knows the applicant and has spoken on her behalf in respect of a previous application;

(e) Councillor McDonald – Agenda Item Nos. 5 (18/00688/BC4M - Belfairs Academy, Highlands Boulevard) and 7 (18/00629/AMDT - Shoeburyness High School, Caulfield Road) – Non-pecuniary interest: Works for a charity that provides support services to both Schools; and

(f) Councillor Van Looy – Agenda Item No. 6 (17/01180/FULM - 636 Southchurch Road, Southend on Sea) – Non-pecuniary interest: Owns a business in Southchurch Road.

85 Supplementary Report

The Committee received a supplementary report by the Deputy Chief Executive (Place) that provided additional information on items referred to elsewhere on the Agenda.

- 86 18/00372/OUTM - 27 Redstock Road, Southend on Sea (Victoria Ward)**
Proposal: Demolish existing buildings and erect a part 3, part 4 storey block, comprising 20 apartments with associated parking and amenity space, and form vehicular access onto Redstock Road
Applicant: Mr Chris Morris
Agent: Marcus Bennett Associates

Mr Clark, a local resident, spoke as an objector to the application. Mr Bennett, the applicant's agent, responded.

RESOLVED: That planning permission be REFUSED for the following reasons:

01 The proposed development, by reason of its size, scale, bulk, mass, siting, detailed design and lack of opportunities for soft landscaping, results in an overly dominant, contrived and incongruous scheme which would cause material harm to the character and appearance of the site and the surrounding area, contrary to National Planning Policy Framework (2012), Policies KP2 and CP4 of the Core Strategy (2007), Policies DM1 and DM3 of the Development Management Document (2015) and the advice contained within the Design and Townscape Guide (2009).

02 The design, size, siting, bulk and mass of the proposed development are such that it would be overbearing, dominant and result in an unacceptable sense of enclosure to the detriment of the amenities of the occupiers of the neighbouring dwelling to the west at No.26 Redstock Road. The development is therefore unacceptable and contrary to the National Planning Policy Framework (2012), Policies KP2 and CP4 of the Core Strategy (2007), Policies DM1 and DM3 of the Development Management Document (2015) and the advice contained within the Design and Townscape Guide (2009).

03 The development proposed fails to provide an appropriate dwelling mix that would reflect the Borough's identified housing need for larger family sized dwellings, resulting in the scheme failing to deliver a sufficiently wide choice of homes. This is unacceptable and contrary to the National Planning Policy Framework (2012), Policy KP2 and CP8 of the Core Strategy (2007) and Policy DM7 of the Development Management Document (2015)

04 The proposed communal amenity deck, by virtue of the design of the pedestrian access arrangements and their relationship with the main habitable rooms serving flat 7 would result in material overlooking, loss of privacy, noise and disturbance and substandard living conditions to the occupiers of this dwelling providing a poor quality residential environment. The proposal is therefore unacceptable and contrary to the National Planning Policy Framework

(2012), Policies KP2 and CP4 of the Core Strategy (2007), Policies DM1, DM3 and DM8 of the Development Management Document (2015) and the advice contained within the Design and Townscape Guide (2009).

05 The application fails to demonstrate that the proposal would provide a development that is appropriately accessible and adaptable for all members of the community, includes stepped access to the main entrance, cycle and refuse store and information has not been submitted to demonstrate that the new dwellings would meet the M4(2) and M4(3) accessibility standards. This is unacceptable and contrary to the National Planning Policy Framework (2012), Policies KP2 and CP4 of the Core Strategy (2007) and Policies DM1, DM3 and DM8 of the Development Management Document (2015).

06 The application does not include a formal undertaking to secure a contribution to affordable housing provision to meet the demand for such housing in the area and no evidence has been submitted to demonstrate that such a contribution would make the scheme economically unviable. In the absence of this undertaking the application is unacceptable and contrary to the National Planning Policy Framework (2012), Policies KP2, KP3, CP6 and CP8 of the Core Strategy (2007) and Policy DM7 of the Development Management Policies Document (2015).

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.

Informative:

01 Please note that this application would be liable for a payment under the Community Infrastructure Levy Regulations 2010 (as amended) if planning permission had been granted. Therefore if an appeal is lodged and subsequently allowed, the CIL liability will be applied. Any revised application would also be CIL liable.

87 18/00688/BC4M - Belfairs Academy, Highlands Boulevard (West Leigh Ward)

Proposal: Install plant equipment consisting of three external air handling units (AHU) to roof of main school building

Applicant: Legra Academy Trust

Agent: Barker Associates LLP

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

RESOLVED: That planning permission be GRANTED subject to the following conditions:

01 The development hereby permitted shall begin no 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 approved plans and details; BA/P18-099-101/A, BA/P18-099-120, BA/P18-099-220, BA/P18-099-141, BA/P18-099-401, BA/P18-099-142, BA/P18-099-402, BA/P18-099-144, BA/P18-099-404, BA/P18-099-143, BA/P18-099-403, AHU Technical Data and Noise Impact Assessment and Acoustic Design Report dated 3rd April 2018, project number A3630 by Encon Associates Limited.

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

03 The noise rating level arising from all plant, infrastructure and other installed equipment in association with this permission shall be at least 5dB(A) below the prevailing background noise level with no tonal elements. The LA90 to be determined according to the guidance in BS:4142 at 3.5m from ground floor facades and 1m from all facades above ground floor level to residential premises. The plant, infrastructure and other installed equipment must be maintained to ensure compliance with these levels.

Reason: To protect the amenity of people in neighbouring properties and general environmental quality in accordance with National Planning Policy Framework; Core Strategy (2007) policies KP2, CP4; Development Management Document (2015) Policy DM14 and the Design and Townscape Guide (2009).

04 Before the air handling units hereby approved are first used, acoustic screens designed also to visually shield the equipment from residential views shall be erected in accordance with details which shall previously have been submitted to and agreed in writing with the Local Planning Authority and the approved screens shall thereafter be permanently maintained unless and until such time as the air handling units are removed from the building

Reason: To protect the amenity of people in neighbouring properties and general environmental quality in accordance with National Planning Policy Framework; Core Strategy (2007) policies KP2, CP4; Development Management Document (2015) Policy DM14 and the Design and Townscape Guide (2009).

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 in this instance the chargeable amount has been calculated as a zero rate as applicable to an educational and/or community use, in accordance with 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 The applicant is reminded that this permission does not bestow compliance with other regulatory frameworks. In particular your attention is drawn to the statutory nuisance provisions within the Environmental Protection Act 1990 (as amended) and also to the relevant sections of the Control of Pollution Act 1974. The provisions apply to the construction phase and not solely to the operation of the completed development. Contact 01702 215005 for more information.

03 The developer should also consider control measures detailed in Best Practice Guidance "The control of dust and emissions from construction and demolition". <http://www.london.gov.uk/priorities/planning/supplementary-planning-guidance>.

04 You should be aware that in cases where damage occurs during construction works to the highway in implementing this permission that Council may seek to recover the cost of repairing public highways and footpaths from any party responsible for damaging them. This includes damage carried out when implementing a planning permission or other works to buildings or land. Please take care when carrying out works on or near the public highways and footpaths in the Borough.

88 17/01180/FULM - 636 Southchurch Road, Southend on Sea (Kursaal Ward)

Proposal: Demolish existing building, erect four storey building comprising part commercial unit to ground floor, 14 self-contained flats with balconies, roof terrace to front and side and layout parking

Applicant: Southchurch Holdings Ltd

Agent: DAP Architecture

RESOLVED: That consideration of the application be DEFERRED to the next meeting of Committee to enable further discussion with the applicants regarding the provision of affordable housing and parking

89 18/00629/AMDT - Shoeburyness High School, Caulfield Road (West Shoebury Ward)

Proposal: Application to vary condition 02 (approved plans) Various alterations to elevations (Minor Material Amendment of Planning Permission 16/02194/FULM dated 05.04.2017)

Applicant: Shoeburyness High School

Agent: The Draughtsman Architectural Ltd

RESOLVED: That planning permission be GRANTED subject to the following conditions:

01 The development hereby permitted shall be begun not later than 5th April 2020.

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, SHS/NAK/02 Revision N, SHS/NAK/04

Revision M; SHS/NAK/03 Revision N, SHS/NAK/05 Revision C, SHS/NAK/06 Revision C, SHS/NAK/07 Revision C

Reason: To ensure that the development is carried out in accordance with the policies contained within the Development Plan.

03 The development shall be carried out in accordance with the details set out in the materials and landscaping schedule received on the 22.02.2017 and as approved under application ref 16/ 02194/FULM including north elevation- main wall panels Trespa Meteon colour silver grey, windows Comar 5Pi window system colour white, face brickwork to lower wall Ibstock 65mm Bristol Buff, Face brickwork to lower wall 65mm Staffs Slate Blue engineering brick; east elevation-, brick fashion wall panels to be Trespa Meteon in silver grey, winter grey, pure white; face brickwork to lower wall Ibstock 65mm 0657 Bristol buff multi, face brickwork to lower wall Ibstock 65mm Staffs Slate Blue engineering brick, entrance portal white painted sand and cement render; south elevation-main wall panels to be Trespa Meteon colour silver grey; west elevation- windows to be Comar 5Pi window and door system, colour white, exposed steelwork carried out in accordance with BS 5493; brise soleil aluminium aerofoil profile powder coated white; curved roof Kingspan panels product KS1000CR colour grey, soffit and fascia to be white powder coated plastol sheet profile to suit curved roof radius, glass balustrading to be toughed clear glass and tubular stainless steel frame before the building is occupied unless otherwise agreed in writing by the local planning authority.

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 surrounding locality. This is as set out in the Core Strategy (2007) policy KP2 and CP4, Development Management Document (2015) policy DM1 and the Southend Design and Townscape Guide (2009).

04 The ventilation grilles and fire escape doors on the south and west elevations shall be powder coated to match the colour of the agreed wall materials (Trespa Meteon colour silver grey south elevation and white to the west elevation) before the building is occupied.

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 surrounding locality. This is as set out in the Core Strategy (2007) policy KP2 and CP4, Development Management Document (2015) policy DM1 and the Southend Design and Townscape Guide (2009).

05 All planting in the approved landscaping as shown on drawings 'SHS/NAK/006 Revision C and the materials and landscaping schedule received on the 22.02.2017, shall be carried out within the first planting season of first occupation of the development. Any trees or shrubs dying, removed, being severely damaged or becoming seriously diseased within five years of planting shall be replaced with trees or shrubs of such size and species as may be agreed with the local planning authority.

Reason: To ensure that the development is satisfactory in terms of its appearance and that it makes a positive contribution to the local environment and biodiversity in accordance with Core Strategy (2007) policy KP2 and CP4,

Development Management Document (2015) policy DM1 and the Southend Design and Townscape Guide (2009).

06 Prior to the occupation of the building, 26 car parking spaces shall be provided at the site in accordance with drawing SHS/NAK/06 Revision C, and shall thereafter be permanently retained only for the parking of staff and visitors. Permeable materials shall be used for the hardstanding area.

Reason: In the interests of highway management and safety, residential amenity and general environmental quality in accordance with the National Planning Policy Framework (2012), Core Strategy (2007) policy KP2, CP3 and CP4, DPD2 Development Management Document (2015) policy DM15, and the Southend Design and Townscape Guide (2009).

07 Parking facilities for 50 cycle and associated cycle enclosure shall be provided in accordance with details approved under the application with local planning authority reference 17/01243/AD and drawing references SHS/NAK/07 Revision C, SHS/NAK/12 Revision F and SHS/NAK/1 Revision F. The cycle parking shall be implemented prior to the first occupation of the building hereby approved and retained for cycle parking in perpetuity thereafter.

Reason: To ensure that satisfactory secure bicycle parking is provided in the interests of sustainability, amenity and highways efficiency and safety, in accordance with the National Planning Policy Framework (2012), Core Strategy (2007) policy KP2, Development Management Document (2015) policy DM15 and the Southend Design and Townscape Guide (2009).

08 External lighting at the site shall only be provided in accordance with details approved under the application with local planning authority reference 17/012431/AD and drawing reference 170086E700T1 and Electrical Services Specification carried out by Silcock Dawson and Partners dated June 2017.

Reason: To protect the amenities of neighbouring properties and the general environmental quality in accordance with, National Planning Policy Framework (2012), Core Strategy (2007) policy KP2 and CP4, and Development Management Document (2015) policy DM1.

09 99 square metres of solar panels shall be provided on the roof of the building in accordance with details approved under application local planning authority reference 17/01243/AD and drawing reference SHS/NAK/12 Revision E and energy report carried out by Silcock Dawson and Partners dated June 2017 and prior to the first occupation of the building and these shall be retained in perpetuity thereafter.

Reason: In the interests of providing sustainable development in accordance with Policy KP2 of the Core Strategy (2007).

10 Asbestos removal at the site shall be carried out in accordance with details approved under application reference 17/01243/AD and as detailed in the asbestos survey carried out by Microtect (Air) Limited) reference C1306/05. This must be implemented prior to the occupation of the building.

Reason: In order to protect the amenities of surrounding occupiers in accordance with policies KP2 and CP4 of the Core Strategy (2007) and policies DM1 and DM3 of the Development Management (2015).

11 Demolition and construction hours shall be restricted to 8am – 6pm Monday to Friday, 8am – 1pm Saturday. No demolition or construction shall be carried out on Sundays or Bank Holidays.

Reason: In order to protect the amenities of surrounding occupiers in accordance with policies KP2 and CP4 of the Core Strategy (2007) and policies DM1 and DM3 of the Development Management (2015).

12 Mitigation measures to minimise and/or control noise and potential fugitive dust emissions resulting from the works shall be carried out in accordance with details approved under application reference 17/01243/AD and as detailed in the construction method statement dated July 2017 and associated mitigation measures contained within the dust management plan carried out by ASHE.

Reason: In order to protect the amenities of surrounding occupiers in accordance with policies KP2 and CP4 of the Core Strategy (2007) and policies DM1 and DM3 of the Development Management (2015).

13 Sustainable drainage measures shall be carried out at the site in accordance with details approved under application with local planning authority reference 17/012431/AD and as detailed in the drainage strategy dated July 2017 carried out by Barter Hill and the associated maintenance schedule prior to the first occupation of the building and these shall be retained in perpetuity thereafter.

Reason: In order to ensure a satisfactory standard of sustainable drainage and to prevent environmental and amenity problems arising from flooding in accordance with Policies KP2 and CP4 of the Core Strategy (2007) and Development Management Document (2015) policy DM2.

14. The first floor fire escape door, roof void access door on the south elevation and the stairs accessing these doors as shown on drawing reference SHS/NAK/3N hereby approved, shall solely be used to exit the building in the event of an emergency and for maintenance purposes and for no other purpose. The doors shall remain closed at all other times.

Reason: In order to protect the amenities of surrounding occupiers in accordance with policies KP2 and CP4 of the Core Strategy (2007) and policies DM1 and DM3 of the Development Management (2015).

Informatives

01 You are advised that in this instance the chargeable amount for the Community Infrastructure Levy (CIL) has been calculated as zero due to the specific nature of the use.

02 You are advised that the development hereby approved is likely to require approval under Building Regulations. Our Building Control Service can be contacted on 01702 215004 or alternatively visit our website http://www.southend.gov.uk/info/200011/building_control for further information.

03 The applicant is reminded that this permission does not bestow compliance with other regulatory frameworks. In particular your attention is drawn to the statutory nuisance provisions within the Environmental Protection Act 1990 (as amended) and also to the relevant sections of the Control of Pollution Act 1974. The provisions apply to the construction phase and not solely to the operation of the completed development. Contact 01702 215005 for more information.

04 You should be aware that in cases where damage occurs during construction works to the highway in implementing this permission that Council may seek to recover the cost of repairing public highways and footpaths from any party responsible for damaging them. This includes damage carried out when implementing a planning permission or other works to buildings or land. Please take care when carrying out works on or near the public highways and footpaths in the Borough.

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.

90 15/00224/UNAU_B - Flats above 95 Broadway, Leigh on Sea (Leigh Ward)
Breach of Control: Without planning permission, the replacement of the existing wooden framed windows at first, second and third floor level in the front elevation with Upvc windows. (Conservation Area)

RESOLVED: That ENFORCEMENT ACTION be AUTHORISED to secure the removal of the unauthorised Upvc framed windows installed to the first second and third floor front elevation of this property on the grounds that they harm the character and appearance of the property and the streetscene by reason of their unsympathetic materials and discordant frame thickness to the extent that they are detrimental to the character and appearance of the Leigh Cliff Conservation area contrary to the National Planning Policy Framework, Policies CP4 and KP2 of the Southend-on-Sea Core Strategy, Policies DM1, DM3 and DM5 of the Southend-on-Sea Development Management Document and the advice contained within the Council's Design and Townscape Guide.

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. In this case, research and quotes are possibly still required to be obtained and any time delay in manufacture and installation is likely to be dictated by the suppliers lead time. It is considered that a compliance period of 3 months is deemed reasonable

- 91 15/00278/UNAU_B - Rear of 225 Leigh Road, Leigh on Sea (Leigh Ward)**
Breach of Control: Without planning permission, the formation of a flat to the rear of shop premises

RESOLVED: That ENFORCEMENT ACTION be AUTHORISED to secure the cessation of the unauthorised flat use on the grounds highlighted in paragraphs 5.3 & 5.4 of the report.

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. In this case it is considered that a compliance period of 3 months is deemed reasonable.

- 92 18/01060/DOV5 - Marine Plaza Land Between Southchurch Avenue And Pleasant Road Fronting Marine Parade (Kusaal Ward)**
Proposal: Modification of planning obligation (Section 106 agreement) dated 22nd July 2015 pursuant to application 14/01462/FULM to allow variations to Clauses 1.1, 6.1, 6.2, 7.1 & 7.2 of the Second Schedule so that the obligations set out in these clauses do not apply prior to commencement but are triggered at a later phase of the construction process.
Applicant: Mr Larry Fenttiman of Goldfield Developments Ltd
Agent: Christopher Wickham of Christopher Wickham Associates

RESOLVED: That the Deputy Chief Executive (Place), the Director of Planning and Transport or the Group Manager Development and Building Control be DELEGATED to AGREE A MODIFICATION OF THE PLANNING OBLIGATION dated 22nd July 2015 pursuant to planning application 14/01462/FULM to allow variations to Clauses 1.1, 6.1, 6.2, 7.1 & 7.2 of the Second Schedule so that the obligations set out in these clauses do not apply prior to commencement but are triggered at a later phase of the construction process (including education payment, relocation of CCTV, off-site planting payment and payments relating to traffic/highway works – see paragraph 5.1 for details).

- 93 18/00874/AMDT - Marine Plaza Land Between Southchurch Avenue And Pleasant Road Fronting Marine Parade (Kursaal Ward)**
Proposal: Application to vary condition Number(s): 02, 08, 14, 17, 21, 22, 23, 24, 40 and 41(revised wording to pre-commencement conditions in relation to timing of the submission of details) of planning permission 14/01462/FULM dated 22.07.2015
Applicant: Mr Larry Fenttiman of Goldfield Developments Limited
Agent: Christopher Wickham Associates

RESOLVED: (a) That the Deputy Chief Executive (Place), Director of Planning and Transport or the Group Manager Development and Building Control be DELEGATED to grant planning permission subject to completion of a planning agreement under section 106 of the Town and Country Planning Act 1990 (as amended) and all appropriate legislation to seek the following:

- Provision of affordable housing (84 flats including 58 rented and 26 shared ownership; 32x1 bed, 27x2 bed, 25x3 bed)
- Education Contribution: £160,334 payable prior to completion of Phase 3
- Relocation of CCTV to be completed prior to commencement of Phase 2
- Highway works to be carried out under a Section 38 / 278 agreement
- Public art to the value of £150,000
- Travel Packs/Travel Plan
- Other monetary contributions towards:

- i. £10,000 off site planting – payable prior to completion of Phase 2
- ii. £40,000 pedestrian signage – payable prior to commencement of Phase 2
- iii. £2,000 changes to signal timings - payable prior to commencement of Phase 2
- iv. £36,000 4 x AVL displays, real time information – payable prior to commencement of Phase 2
- v. £10,000 2 x bus shelters – payable prior to commencement of Phase 2
- vi. £1,000 taxi rank layout – payable prior to commencement of Phase 2
- vii. £10,000 traffic regulation orders - payable prior to commencement of Phase 2
- viii. £30,000 relocate traffic speed system – payable prior to commencement of Phase 2
- ix. £25,000 car parking signs – payable prior to commencement of Phase 2

(b) The Deputy Chief Executive (Place), Director of Planning and Transport or the Group Manager Development and Building Control be authorised to determine the application upon completion of the above obligation, so long as planning permission when granted and the obligation when executed, accords with the details set out in the report submitted and the conditions listed below:

01 The development shall be begun no later than 22nd July 2018.

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

02 Prior to the commencement of any and each phase other than phase 1, samples of the materials to be used on all the external elevations, including balconies, fenestration, and on any screen/boundary walls and fences, and on any external access way, driveway, forecourt or parking area, steps and podium to be constructed as part of that phase shall be 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, the adjacent listed and locally listed buildings and the Kursaal Conservation Area.

03 The development shall not be occupied until 328 parking spaces have been provided on hardstandings within the curtilage of the site, together with properly constructed vehicular access to the adjoining highway, all in accordance with the approved plans. The parking spaces shall be permanently retained thereafter for the parking of occupiers, staff and visitors to the development.

Reason: To ensure that adequate car parking is provided and retained to serve the development.

04 Prior to first occupation of the development a waste management plan and service plan for the development shall be submitted to and agreed by the Local Planning Authority, waste management and servicing of the development shall thereafter be carried out in accordance with the approved details.

Reason: To ensure that the development is satisfactorily serviced and that satisfactory waste management is undertaken in the interests of highway safety and visual amenity and to protect the character of the surrounding area.

05 Prior to first occupation of the development a car park management plan for the development shall be submitted to and agreed by the Local Planning Authority, waste management and servicing of the development shall thereafter be carried out in accordance with the approved details.

Reason: To ensure that the car parking is satisfactorily managed in the interests of traffic management and highway safety.

06 Prior to first occupation of the development 356 cycle parking spaces shall be provided within secure covered parking stores, the details of which shall have previously been submitted to and agreed by the Local Planning Authority. The agreed cycle parking spaces shall be permanently retained for the cycle parking of occupiers, staff and visitors to the property.

Reason: In order to ensure that sufficient and satisfactory cycle parking is available to meet the needs of occupiers and users of the development.

07 Construction Traffic Management of the development shall be carried out in accordance with details approved under application 18/00861/AD; Construction Programme received 15th May 2018; Construction Traffic Management Plan by Thompson Cole dated May 2018, Phasing Diagram dated 04.05.2018

Reason: to ensure that the construction is satisfactorily managed in the interests of traffic management and highway safety and to protect the amenities of surrounding occupiers.

08 Prior to the commencement of construction of the residential blocks above podium level (Phases 3, 4 & 5), details of acoustic insulation to the residential units against road traffic noise, including both building elements and ventilation arrangements including purge ventilation to comply with the building regulations, shall be submitted to and approved by the Local Planning Authority. The development shall be carried out in accordance with the approved details.

Reason: To ensure that the construction is satisfactorily managed in the interests of traffic management and highway safety and to protect the amenities of surrounding occupiers.

09 The residential development shall not be occupied until extract ventilation, filtration and deodorising equipment and laundry extract ducts have been installed in accordance with a scheme including details of the predicted acoustic performance of the system, ducting runs and of discharge points, which shall have previously been submitted to and approved by the local planning authority. The equipment as installed shall be retained in good working order at all times thereafter.

Reason: In order to protect the amenities of occupiers of the development surrounding occupiers and to protect the character and visual amenities of the area.

10 The commercial development shall not be occupied until extract ventilation, filtration and deodorising equipment and laundry extract ducts have been installed in accordance with a scheme including details of the predicted acoustic performance of the system, ducting runs and of discharge points, which shall have previously been submitted to and approved by the local planning authority. The equipment as installed shall be retained in good working order at all times thereafter.

Reason: In order to protect the amenities of occupiers of the development surrounding occupiers and to protect the character and visual amenities of the area.

11 With reference to BS4142, the noise rating level arising from all plant and extraction/ventilation equipment should be at least 5dB(A) below the prevailing background at 3.5 metres from the ground floor facades and 1m from all other facades of the nearest noise sensitive property with no tonal or impulsive character.

Reason: In order to protect the amenities of occupiers of the development surrounding occupiers and to protect the character and visual amenities of the area.

12 All deliveries and collections shall take place between: 07:00-19:00hrs Monday to Friday; and 08:00-13:00hrs Saturday; with no deliveries on Sundays or Bank Holidays.

Reason: In order to protect the amenities of occupiers of the development and surrounding occupiers.

13 Decontamination

1. Site Characterisation

No development shall take place until an assessment of the nature and extent of contamination has been submitted to and approved in writing by the Local Planning Authority. This assessment must be undertaken by a competent person, and shall assess any contamination on the site, whether or not it originates on the site. Moreover, it must include:

- (i) a survey of the extent, scale and nature of contamination;
- (ii) an assessment of the potential risks to: human health, property, existing or proposed, including buildings, crops, livestock, pets, woodland and service lines and pipes, adjoining land, ground waters and surface waters, ecological systems, archaeological sites and ancient monuments;

2. Submission of Remediation Scheme

No development shall take place until a detailed remediation scheme to bring the site to a condition suitable for the intended use by removing unacceptable risks to human health, buildings and other property and the natural and historical

environment has been submitted to and approved in writing by the Local Planning Authority. The scheme must include all works to be undertaken, proposed remediation objectives and remediation criteria, an appraisal of remedial options, and proposal of the preferred option(s), and a timetable of works and site management procedures. The scheme must ensure that the site will not qualify as contaminated land under Part 2A of the Environmental Protection Act 1990 in relation to the intended use of the land after remediation.

3. Implementation of Approved Remediation Scheme

The remediation scheme shall be implemented in accordance with the approved timetable of works. Within 3 months of the completion of measures identified in the approved remediation scheme, a validation report that demonstrates the effectiveness of the remediation carried out must be submitted to the Local Planning Authority.

4. Reporting of Unexpected Contamination

In the event that contamination is found at any time when carrying out the approved development that was not previously identified it must be reported in writing within 7 days to the Local Planning Authority and once the Local Planning Authority has identified the part of the site affected by the unexpected contamination development must be halted on that part of the site. An assessment must be undertaken in accordance with the requirements of condition 1, and where remediation is necessary a remediation scheme, together with a timetable for its implementation, must be submitted to and approved in writing by the Local Planning Authority in accordance with the requirements of condition 2. The measures in the approved remediation scheme must then be implemented in accordance with the approved timetable. Following completion of measures identified in the approved remediation scheme a validation report must be submitted to and approved in writing by the Local Planning Authority in accordance with condition 3.

5. Long Term Monitoring and Maintenance

No development shall take place until a monitoring and maintenance scheme to include monitoring the long-term effectiveness of the proposed remediation over a period of 5 years, and the provision of reports on the same must both be submitted to and approved in writing by the Local Planning Authority. Following completion of the measures identified in that scheme and when the remediation scheme is complete, reports that demonstrate the effectiveness of the monitoring and maintenance carried out must be submitted to the Local Planning Authority.

Reason: To ensure that any contamination on the site is identified and treated so that it does not harm anyone who uses the site in the future, and to ensure that the development does not cause pollution to Controlled Waters.

14 Prior to the commencement of any phase other than phase 1, full details of both hard and soft landscape works for that phase shall be submitted to and approved in writing by the local planning authority. The works shall be carried out as approved 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;
- iii. car parking layouts;
- iv. other vehicle and pedestrian access and circulation areas;

- v. hard surfacing materials;
- vi. minor artefacts and structures e.g. furniture, 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 and shrubs 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 and details of measures to enhance biodiversity within the site.

Reason: In the interests of visual amenity and the amenities of occupiers and to ensure a satisfactory standard of landscaping.

15 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 as approved.

Reason: In the interests of visual amenity and the amenities of occupiers and to ensure a satisfactory standard of landscaping.

16 Prior to first occupation of the development renewable energy measures set out in the Energy Statement by Xc02 energy dated February 2015 and plan ref 3202 PL117B shall be implemented and shall be permanently retained thereafter.

Reason: To ensure the development maximises the use of renewable and recycled energy, water and other resources.

17 Prior to the commencement of phase 2 of the development, a design code for the shopfronts of the commercial units shall be submitted to and approved by the LPA, the code shall include details of but shall not be limited to, glazing, doors, signage locations and form, shuttering, lighting and materials. The development shall be carried out in accordance with the approved details.

Reason: In order to protect the character and visual amenities of the area.

18 Prior to installation of any shopfront, details of the design and materials, glazing, doors, signage locations and form and lighting, shall be submitted to and approved by the Local Planning Authority. The development shall be carried out in accordance with the approved details.

Reason: In order to protect the character and visual amenities of the area.

19 Prior to installation of any shopfront, details of the design and materials, glazing, doors, signage locations and form and lighting, shall be submitted to and approved by the Local Planning Authority. The development shall be carried out in accordance with the approved details.

Reason: In order to protect the character and visual amenities of the area.

20 Prior to installation details of any shutters to the commercial units shall be submitted to and approved by the Local Planning Authority. The shutters shall be installed and retained in accordance with the approved details.

Reason: In order to protect the character and visual amenities of the area.

21 Prior to the commencement of any phase of the development involving the construction of residential units, details of the balconies to the internal elevations for that phase of the development shall be submitted to and approved by the Local Planning Authority. The development shall be carried out in accordance with the approved details.

Reason: In order to protect the character and visual amenities of the area.

22 Prior to the commencement of any phase of the development involving the construction of residential units, details of balcony privacy screens for that phase of the development shall be submitted to and approved by the Local Planning Authority. The development shall be carried out in accordance with the approved details.

Reason: In order to protect the character and visual amenities of the area.

23 Prior to the commencement of phase 3, details of the balustrade to the podium shall be submitted to and approved by the Local Planning Authority. The development shall be carried out in accordance with the approved details.

Reason: In order to protect the character and visual amenities of the area

24 Prior to the commencement of any phase of the development involving the construction of car park gates, details of the design and materials of the car park gates and screen shall be submitted to and approved by the Local Planning Authority. The development shall be carried out in accordance with the approved details.

Reason: In order to protect the character and visual amenities of the area

25 Prior to first occupation of the development details of the control mechanism for the podium vehicular access shall be submitted to and approved by the Local Planning Authority the development shall be carried out in accordance with the approved details.

Reason: In order to protect the character and visual amenities of the area.

26 Notwithstanding the provisions of the Town and Country Planning (Control of Advertisements) Regulations 2007, or any order revoking and re-enacting that Order with or without modification, no advertisement shall be displayed on the buildings without the prior written consents of the Local Planning Authority.

Reason: In the interest of the visual amenities of the area.

27 Notwithstanding the provisions of the Town and Country Planning (General Permitted Development) Order 2015 or any order revoking and re-enacting that Order with or without modification, no structures such as canopies, fences,

loggias, trellises or satellite or radio antennae are allowed to be installed within the development or on the buildings unless otherwise agreed in writing by the local planning authority.

Reason: In order to protect the character and visual amenities of the development and the adjacent listed and locally listed buildings and the Kursaal Conservation Area.

28 Prior to installation of any external lighting to the building, details of the external lighting of the building, including direction, siting, and hours of illumination and an assessment using the Institution of Lighting Engineers Guidance Note for the Reduction of Obtrusive Light, shall be submitted to and approved by the Local Planning Authority and the development shall be carried out in strict accordance with the approved lighting scheme. No additional external lighting shall be installed on the building without the prior approval of the Local Planning Authority.

Reason: In the interest of the visual amenities and character of the area, adjacent listed and locally listed buildings and the Kursaal Conservation Area and to protect the amenities of surrounding occupiers and to protect to adjacent SSSI.

29 The delivery and refuse collection hours to the premises shall be restricted to between 7am and 7pm and Monday to Friday; 8am - 1pm Saturday and not at all on Sundays or Bank Holidays.

Reason: In order to protect the amenities of surrounding residents.

30 The permitted hours for noise beyond the site boundary due to construction and demolition site works including loading and unloading are Monday to Friday 7.30 a.m. to 6.00 p.m. and Saturday 8.00 a.m. to 1.00 p.m. and not at all on Sundays or Bank Holidays. Noise from construction site activity shall not occur beyond the site boundary at any other time.

Reason: In order to protect the amenities of surrounding residents.

31 During any Construction and Demolition there shall be no burning of waste material on the site.

Reason: In order to protect the amenities of surrounding residents.

32 The mitigation measures with regard demolition, earthworks, construction and track-out of the Construction phase of the development, set out at section 8.6 of the Environmental Statement submitted September 2014 in support of application 14/01462/FULM shall be implemented during development.

Reason: To minimise the environmental impact of the development and that demolition, construction, earthworks and track-out is satisfactorily managed in the interests of traffic management and highway safety and to protect the amenities of surrounding occupiers.

33 The mitigation measures with regard to piling, lighting, storage and movement of materials, drainage, and tree and scrub clearance set out at section

6.1142 to 6.1220 of the Environmental Statement submitted September 2014 in support of application 14/01462/FULM shall be implemented during development.

Reason: To minimise the environmental impact of the development and to minimise the risk of harm to a protected species.

34 The mitigation measures in relation to Construction Noise and Construction Vibration set out at section 9.5 of the Environmental Statement submitted September 2014 in support of application 14/01462/FULM shall be implemented during development.

Reason: To minimise the environmental impact of the development and that construction is satisfactorily managed to protect the amenities of surrounding occupiers.

35 The Commercial floorspace hereby approved can only be used as A1 shops A3 Restaurants and cafes, or D2 Assembly and Leisure and for no other purpose including any within Classes A, B1, C3 or D1 of the Town and Country Planning (Use Classes) Order 1987 as amended April 2005 (or any statutory modification or re-enactment or replacement thereof (as the case may be) for the time being in force).

Reason: Planning permission for unrestricted use within Classes A, B1, C3 or D1 cannot be granted in this case because the development would fail to comply with Core Strategy 2007 policies KP1, CP1 and CP2.

36 A maximum of 687sqm of commercial floorspace hereby approved shall be used for A1 retail use unless otherwise agreed in writing with the Local Planning Authority.

Reason: Planning permission for unrestricted retail cannot be granted in this case because the development it would fail to comply with Core Strategy 2007 policies KP1, CP1 and CP2.

37 No development shall commence until a foul water strategy has been submitted to and approved in writing by the Local Planning Authority. No dwellings shall be occupied until the works have been carried out in accordance with the foul water strategy so approved unless otherwise approved in writing by the Local Planning Authority.

Reason: To prevent environmental and amenity problems arising from flooding.

38 Development shall not commence until a surface water drainage scheme in line with that detailed in the revised Flood Risk Assessment undertaken by SLR Consulting Limited, referenced 407.04361.00002 and dated January 2015, and Indicative Drainage Layout drawing no 003, dated January 2013, is submitted to and approved in writing by the local planning authority. The scheme shall be implemented before the development is completed in accordance with the approved details.

The scheme shall:

Fully investigate the feasibility of infiltration SuDS as a preference and provide evidence to establish if the principles of any infiltration based surface water

drainage strategy are achievable across the site, based on the ground conditions. Infiltration or soakaway tests should be provided which fully adhere to BRE365 guidance to demonstrate this. Infiltration features should be included where infiltration rates allow. Provide drainage plans and drawings showing the proposed locations and dimensions of all aspects of the proposed surface water management scheme. The submitted plans should demonstrate that the proposed drainage layout will perform as intended based on the topography of the site and the location of the proposed surface water management features. In addition, full design details, including cross sections of any proposed infiltration or attenuation features will be required. Provide attenuation storage to cater for the 1 in 100 year critical duration rainfall event including allowance for climate change over the lifetime of the development without causing nuisance or damage. Calculations should be provided to demonstrate the functionality of each drainage feature. Provide calculations of the piped network performance in the 1 in 30 year rainfall event to show no above ground flooding, and in the 1 in 100 year rainfall event including climate change to provide details of the volumes of flooding from each pipe, if any. Provide sufficient information to demonstrate that people and property will be kept safe from flooding, with consideration given to exceedance flows and overland flow routing from on and off site sources, in accordance with CIRIA C635. Provide details of the future adoption and maintenance of the proposed surface water scheme for the lifetime of the proposed development. Detail who will maintain each element of the surface water system for the lifetime of the development by submission of a maintenance schedule. Fully investigate the impacts of tide locking on the site and model a surcharge outfall scenario if required. Discharge to Anglian Water sewer shall be at the maximum agreed rate of 22l per second. Provide confirmation that Anglian Water accepts the surface water discharge proposed to both manhole 0251 and 9151 detailed in the Indicative Drainage Layout Drawing referenced 003, dated January 2015. The scheme shall be fully implemented and subsequently maintained, in accordance with the timing/phasing arrangements embodied within the scheme, or within any other period as may subsequently be agreed, in writing, by the local planning authority.

Reason: To prevent flooding by ensuring the satisfactory storage and disposal of surface water from the site for the lifetime of the development and to prevent environmental and amenity problems arising from flooding.

39 The development permitted by this planning permission shall be carried out in accordance with the Flood Risk Assessment (FRA) prepared by SLR Consulting Limited referenced 407.04361.00002, dated January 2015 and approved as part of application 14/01462/FULM and the following mitigation measures detailed within the FRA: Finished ground floor levels of the residential development are set no lower than 6.05 meters above Ordnance Datum (AOD). Finished first floor levels of the residential unit and Podium level are set no lower than 8.4 meters above Ordnance Datum (AOD). The mitigation measures shall be fully implemented prior to occupation and subsequently in accordance with the timing and phasing arrangements embodied within the scheme, or within any other period as may subsequently be agreed, in writing, by the local planning authority.

Reason: To prevent environmental and amenity problems arising from flooding.

40 Prior to the commencement of any phase of the development involving the construction of the car park flood gates, details of the structural design, appearance and method of operation to the car park flood gates shall be submitted to and approved by the Local Planning Authority. The development shall be implemented in accordance with the approved details and permanently maintained thereafter.

Reason: To prevent environmental and amenity problems arising from flooding.

41 Prior to first occupation of the development a Flood Response Plan should be submitted to and approved by the Local Planning Authority. The approved Plan shall be implemented in the event of flooding.

Reason: To prevent environmental and amenity problems arising from flooding.

42 (a) Archaeological investigation work and the development must be carried out in accordance with the details within the Archaeological watching brief by Pegasus Group dated April 2018 approved under application 18/00801/AD. 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, Essex County Council and Historic England.

(b) No part of the new development 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.

(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

43 Unless otherwise agreed in writing the development hereby permitted shall be carried out in accordance with the following approved plans submitted with application 14/01672/FULM: PL101C, PL102C, PL103A, PL104A, PL105A, PL106A, PL107A, PL108A, PL109A, PL110A, PL111A, PL112A, PL113A, PL114A, PL115A, PL116A, PL117B, PL201A, PL202A, PL203A, PL204A, PL205A, PL206A, PL207A, PL208A, PL209A, PL210A, PL25A, PL26A.

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

44 The Development shall be phased as follows and as shown on the plan submitted under the application with LPA ref 18/00861/AD:

Phase 1 Enabling Works

Phase 2 Car Park and Commercial Units

Phase 3 Residential Block A and B, and Commercial Units

Phase 4 Residential Block C, D and E

Phase 5 Residential Block F and Commercial Units

Each phase shall be completed in its entirety in accordance with the phasing plan approved under application with the application with LPA ref 18/00861/AD before the next subsequent phase commences unless otherwise agreed in writing with the local planning authority.

Reason: In the interests of visual and general amenity, highway safety and to ensure a coordinated development.

(c) In the event that the planning obligation referred to in part (a) above has not been completed by 13th August 2018 the Director of Planning and Transport or Group Manager (Planning & Building Control) be authorised to refuse planning permission for the application on the grounds that the development will not :

(i) provide for improvements to the public highway and the public realm within the vicinity of the site;

(ii) provide an effective means of enforcing/delivering a Travel Plan;

(iii) provide for a satisfactory provision of public art; and

(iv) provide for a satisfactory method of servicing the development

(v) provide for affordable housing or education accommodation to serve the needs of local residents. As such, the proposal would not make a satisfactory contribution towards the quality of the built environment within the vicinity of the site, would cause traffic congestion and fail to encourage sustainable modes of transport and be to the detriment of highway safety, would not contribute to affordable housing provision and is likely to place increased pressure on public services and infrastructure to the detriment of the general amenities of the area.

Informatives:

01 As this application has been made pursuant to Section 73 of the Town and Country Planning Act 1990 and the original permission was granted permission before a CIL Charging Schedule took effect, Community Infrastructure Levy (CIL) Regulation 128A applies. You are advised that in this instance there will be no CIL charge on this permission as there is no net increase in floorspace between the original permission and the S73 permission.

02 You should be aware that in cases where damage occurs during construction works to the highway in implementing this permission that Council may seek to recover the cost of repairing public highways and footpaths from any party responsible for damaging them. This includes damage carried out when implementing a planning permission or other works to buildings or land. Please take care when carrying out works on or near the public highways and footpaths in the Borough.

03 Compliance with this decision notice does not bestow compliance with other regulatory frameworks. In particular your attention is drawn to the statutory nuisance provisions within the Environmental Protection Act 1990 (as amended) and also to the relevant sections of the Control of Pollution Act 1974. Contact 01702 215005 for more information.

04 The applicant is reminded that this permission does not bestow compliance with the Food Safety and Hygiene (England) Regulations 2013 or any other provision so enacted, such as those located within the Food Safety Act 1990. Applicants should contact the Council's Environmental Health Officer for more

advice on 01702 215005 or at Regulatory Services Department, Southend-on-Sea Borough Council, Civic Centre, Victoria Avenue, Southend SS2 6ZG.

05 For further guidance on the control of odour and noise from ventilation systems you are advised to have regard to - Guidance on the Control of Odour and Noise from Commercial Kitchen Exhaust Systems published by DEFRA. This can be downloaded free from www.DEFRA.Gov.UK.

06 The developer should also consider control measures detailed in Best Practice Guidance "The control of dust and emissions from construction and demolition". http://www.london.gov.uk/thelondonplan/guides/bpg/bpg_04.jsp

07 The developer should ensure the enclosed car parking areas are adequately naturally or mechanically ventilated to disperse exhaust fumes.

08 Please note that if you require a crane or pilling rig to construct the proposed development, this will need to be safeguarded separately and dependent on the location may be reinstatement in height and may also require full co coordination with the Airport Authority

09 The applicant is reminded that this permission does not bestow compliance with the Licensing Act 2003. Applicants should contact the Council's Licensing Team for more advice on 01702 215005.

10 Water Supplies - the applicant or architect is reminded that additional water supplies for firefighting may be necessary for this development. The architect or applicant is urged to contact the Water Technical Officer at Service Headquarters tel 01376 576342.

11 Details of the shopfronts and advertisements to the commercial buildings should follow the approved Design Code for these elements.

12 Hard landscaping materials to the Marine Parade, Southchurch Avenue and Pleasant road frontages of the development shall match those of the existing City Beach scheme.

13 An application to discharge trade effluent must be made to Anglian Water and must have been obtained before any discharge of trade effluent can be made to the public sewer.

14 Anglian Water recommends that petrol / oil interceptors be fitted in all car parking/washing/repair facilities. Failure to enforce the effective use of such facilities could result in pollution of the local watercourse and may constitute an offence.

15 Anglian Water also recommends the installation of a properly maintained fat traps on all catering establishments. Failure to do so may result in this and other properties suffering blocked drains, sewage flooding and consequential environmental and amenity impact and may also constitute an offence under section 111 of the Water Industry Act 1991.

16 The Flood Response Plan (FRP) shall include details of what should be done in the event of surface water flooding.

17 This permission is governed by a legal agreement between the applicant and the Borough Council under Section 106 of the Town and Country Planning Act 1990. The agreement relates to highways works, affordable housing provision, contributions for education, public art, off site tree planting and additional highways works and submission of a Travel Plan

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.

94 18/00443/ADV & 18/00758/LBC - The Pier, Western Esplanade (Milton Ward)

Proposals : 1. Install two vinyl banners to East and West elevations of Pier and 2. Install two vinyl banners to East and West elevations of Pier (Listed Building Consent)

Applicant: Southend United Football Club

Agent: PowerHaus Consultancy

RESOLVED:

1. That ADVERTISEMENT CONSENT 18/00443/ADV be REFUSED for the following reason:

01 The proposed advertisements would, by reason of their impact on the public views and setting of the pier, have a detrimental impact on the visual amenity of the designated heritage assets and wider area which is not outweighed by any other public benefits. The advertisement consent application is therefore unacceptable and contrary to the National Planning Policy Framework (2012), policies KP2 and CP4 of the Core Strategy (2007), policies DM1 and DM5 of the Development Management Document (2015), policies DS3, DS4 and CS1 of the Southend Central Area Action Plan (2018) and the advice contained within the Southend Design and Townscape Guide (2009).

2. That REFUSE LISTED BUILDING CONSENT 18/00758/LBC be REFUSED for the following reason:

01 The proposed works would, by reason of their impact on the setting of the pier and likely harm to the historic ironwork on the pier, cause significant material harm to the character and significance of the listed building which is not outweighed by any other public benefits. The proposal is therefore unacceptable and contrary to the National Planning Policy Framework (2012), Policies KP2 and CP4 of the Core Strategy (2007), Policies DM1 and DM5 of the Development Management Document (2015), Policies DS3, DS4 and CS1 of the Southend Central Area Action Plan (2018) and the advice contained within the Southend Design and Townscape Guide (2009).

- 95 18/00690/FUL - 38 Towerfield Road, Shoeburyness (Shoeburyness Ward)**
Proposal: Change of use from Light Industrial (Class B1) to Dance and
Theatre School (Class D1 & D2) and layout 10 parking spaces
Applicant: Mrs Wendy Headford
Agent: The Draughtsman Ltd

RESOLVED: That personal planning permission be GRANTED to Mrs Wendy Headford and Mrs Headford's daughter subject to the following conditions:

1. 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.

2. The development hereby permitted shall be carried out in accordance with the following approved plans: TR/NAK/01, TR/NAK/02 & Location Plan.

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

3. The dance and theatre school (use class D1) use hereby permitted shall be carried on only by Mrs Wendy Headford and/or her daughter Michaela Headford. When the premises ceases to be occupied by at least one of Mrs Wendy Headford or Michaela Headford the dance and theatre school (use class D1) use hereby permitted shall cease and the site shall immediately revert back to its former Class B1 use.

Reason: Permission has been granted taking into consideration the special circumstances of this case. The local planning authority needs to control future use of the premises if Mrs Wendy Headford leaves to ensure compliance with the National Planning Policy Framework, Policies KP1, KP2 and CP1 of the Core Strategy (2007) and Policies DM3 and DM11 of the Development Management Document (2015).

4. The external materials to be used for the development shall only be as detailed on the approved plans and the submitted application form dated 12.04.2018.

Reason: To safeguard the visual amenities of the area, in accordance with policies as set out in Core Strategy (2007) policy KP2 and CP4, Development Management Document (2015) Policy DM1 and advice contained within the Southend Design and Townscape Guide (2009).

5. The development shall not be occupied until 10 car parking spaces have been provided at the site, together with properly constructed vehicular accesses to the adjoining highway, all in accordance with details which shall previously have been submitted to and agreed in writing by the local planning authority. The parking spaces shall be permanently retained thereafter only 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 Core Strategy (2007) policy CP3 and Development Management Document (2015) policy DM15.

6. The development shall not be occupied until details of secure and covered cycle parking have been submitted to and approved by the local planning authority. The approved cycle parking shall be installed in accordance with the approved details before the building is occupied and shall be permanently maintained thereafter.

Reason: To ensure that adequate cycle parking is provided and retained to serve the development in accordance with Core Strategy (2007) policy CP3 and Development Management Document (2015) policy DM15.

7. Prior to first use of the development hereby approved a Travel Plan which seeks to encourage travel to the site by more sustainable modes of transport shall be submitted to and agreed in writing by the local planning authority. The Travel Plan shall be implemented in full accordance with the approved details from the first occupation of the development. Before the end of the first and third years operation of the development hereby approved, reports monitoring the effectiveness of the Travel Plan and setting out any proposed changes to the Plan to overcome any identified problems must be submitted to and approved in writing by the local planning authority. The Travel Plan must thereafter be updated to address the problems identified and be immediately implemented in accordance with the approved details unless otherwise agreed in writing with the local planning authority.

Reason: In the interests of sustainability, accessibility, highways efficiency and safety, residential amenity and general environmental quality in accordance with Core Strategy (2007) Policies KP2, CP3 and CP4, Policy DM15 of Development Management Document (2015), and the Design and Townscape Guide (2009).

8. The development hereby approved, for purposes falling within Class D1, shall only be occupied as a dance and theatre school and shall not be used for any other purpose, including any other purpose within Use Class D1 of the Schedule to the Town and Country Planning (Use Classes) Order 1987 (as amended), nor any change of use permitted under the Town and Country Planning (General Permitted Development) Order 2015 (as amended) or in any provision equivalent to that Class in any statutory instrument revoking and re-enacting these Orders, with or without modification.

Reason: To ensure the development is implemented in accordance with the permission sought and to enable the Local Planning Authority to retain control of the use of the floorspace within the Use Class specified so that occupation of the premises does not prejudice amenity, in accordance with 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).

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.

Informatives

1. You are advised that as the proposed development equates to less than 100 sqm of additional floorspace so 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.

2. In relation to condition 7 the details of a travel plan shall include:

1. General provisions- A Travel Plan is a long-term management strategy for the Site that seeks to deliver sustainable transport objectives through action and is articulated in a document that is regularly reviewed.

2. The Travel Plan will set the general objective to:

a) reduce journeys to the site by single occupancy car and all car traffic and; b) not adversely affect parking in the local area

c) encourage travel by more sustainable modes of transport.

The Travel Plan must be consistent with the objectives of the National Planning Policy Framework, the Local Transport Plan and Development Plan Policies (departures from this will generally be unacceptable); clearly set out the benefits of a Travel Plan including carbon reduction and the health benefits from more active travel; and demonstrate how the travel needs for all users of the new development will be met.

3. You should be aware that in cases where damage occurs during construction works to the highway in implementing this permission that Council may seek to recover the cost of repairing public highways and footpaths from any party responsible for damaging them. This includes damage carried out when implementing a planning permission or other works to buildings or land. Please take care when carrying out works on or near the public highways and footpaths in the Borough.

96 18/00942/DOV - Part of Former Keddies Building And Maitland House, Chichester Road (Milton Ward)

Proposal: Modification of Section 106 agreement dated 30/06/2011 (as amended by Deed of Variation dated 22/06/2016) pursuant to planning permission 10/02012/EXTM, to extend the payment provisions in relation to the Education, Bus Infrastructure and Warrior Square Contributions.

Applicant: Mr D Samuels of Broadway Estates Ltd

Agent: Mr D Jarman of Hobbs Parker Property Consultants LLP

RESOLVED: That the Deputy Chief Executive (Place), Director of Planning and Transport or Group Manager for Planning and Building Control be DELEGATED to AGREE A MODIFICATION OF THE PLANNING OBLIGATION dated 30th June 2011 (as amended by Deed of Variation dated 22nd June 2016) pursuant to planning permission 10/02012/EXTM to secure the following provisions:

- Clause 3.1 of the Second Schedule of the S.106 – Education Contribution payable within 60 months of Commencement of Development
- Clause 6.1 of the Second Schedule of the S.106 – Bus Infrastructure Contribution payable within 60 months of Commencement of Development
- Clause 7.1 of the Second Schedule of the S.106 – Warrior Square Contribution payable within 14 days of completion of any Deed of Variation pursuant to this application
- Clause 5.2 of the Deed of Variation dated 22nd June 2016 – the construction of the structural frame of the 11 storey extension comprised within the Development shall not commence before 1st June 2019.

Chairman: _____

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SOUTHEND-ON-SEA BOROUGH COUNCIL

Meeting of Cabinet Committee

Date: Thursday, 5th July, 2018
Place: Committee Room 1 - Civic Suite

21

Present: Councillor A Moring (Chair)
Councillors T Cox (Vice-Chair) and M Flewitt

In Attendance: Councillors A Dear, D Garne, H McDonald, P Van Looy and C Willis
C Hindle-Terry, N Hunwicks, B Frost and T Row

Start/End Time: 6.30 pm - 7.15 pm

97 Apologies for Absence

There were no apologies for absence.

98 Declarations of Interest

The following interests were declared at the meeting:

- (a) Councillor Flewitt – Agenda Item No. 4 (Permanent Vehicular Crossing (PVX) - Exceptional Circumstances Application(s) – Application No. 17/00112) – Applicant's mother is known to him; and
- (b) Councillor McDonald - – Agenda Item No. 4 (Permanent Vehicular Crossing (PVX) - Exceptional Circumstances Application(s) – Application No. 17/00112) – Applicant's mother is known to her.

99 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.

100 Permanent Vehicular Crossing (PVX) Exceptional Circumstances Applications

The Cabinet Committee received a report of Deputy Chief Executive (Place) that appraised Members of the exceptional circumstance applications for permanent vehicle crossings (PVX) as set out in Appendix 1 to the report. Some of the applicants attended the meeting in respect of their own application.

With reference to Application Ref. No. 17/00112, it was noted that a new plan had been submitted which indicated that the frontage of the property now

complied with the required measurements set out in the policy. This however, included an area of land that was not currently in sole ownership of the applicant.

Having considered all the evidence and submissions made and the views of the Traffic & Parking Working Party, it was:

Resolved:

1. That, in view of the extenuating factors in relation to the individual cases, the following PVX exceptional circumstance applications be granted:

Application Ref. No. 18/00087

Application Ref No. 18/00133

2. That the following PVX exceptional circumstance applications be refused:

Application Ref. No. 18/00058

Application Ref. No. 18/00087

3. That consideration of Application Ref. No. 17/00112 be deferred to enable the applicant to resolve the issues regarding the ownership of the land adjacent to the applicant's hardstanding.

Reasons for Decision

To ensure compliance with the statutory duty under Section 184 of the Highways Act 1980 and the current Policy, to ensure safety, free flow of traffic and protection of the local environment.

Other Options

The local highway authority may approve a request with or without modification, or may propose alternative works or reject the request.

Note: This is an Executive function

Not eligible for call-in pursuant to Scrutiny Procedure Rule 15(e)(iv)

Cabinet Member: Cllr Moring

Chairman: _____

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SOUTHEND-ON-SEA BOROUGH COUNCIL

Meeting of Place Scrutiny Committee

Date: Monday, 9th July, 2018
Place: Committee Room 1 - Civic Suite

22

Present: Councillor K Robinson (Chair)
Councillors M Terry (Vice-Chair), A Bright, K Buck, D Burzotta,
T Byford, A Chalk, M Davidson, M Dent, N Folkard, J Garston,
A Jones, D McGlone, J McMahon*, N Ward, P Wexham and C Willis
*Substitute in accordance with Council Procedure Rule 31.

In Attendance: Councillors J Courtenay, M Flewitt, L Salter (Cabinet Members) and
C Mulroney
A Lewis, J K Williams, E Cooney, N Corrigan, S Dolling, P Geraghty,
C Robinson, B Pegram and T Row

Start/End Time: 6.30 pm - 8.55 pm

101 Apologies for Absence

Apologies for absence were received from Councillor Nelson (substitute: Councillor McMahon).

102 Declarations of Interest

The following interests were declared at the meeting:

(a) Councillors Courtenay, Flewitt and Salter (Cabinet Members) – Disqualifying non-pecuniary 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 Bright – Agenda Item No. 8 (Air Quality) – Non-pecuniary interest: Works for the Minister for the Environment;

(c) Councillor Burzotta – Agenda Item No. 12 (In-depth Scrutiny Projects and Summary of Work) – Non-pecuniary interest: Family business in the town centre;

(c) Councillor Jones – Agenda Item No. 6 (Southend Development Plan Review: Comprising South Essex Joint Strategic Plan and Southend New Local Plan) – Non-pecuniary interest: Son works in transport for C2C; and

(d) Councillor Jones – Agenda Item No. 8 (Air Quality) – Non-pecuniary interest: Husband works in motor industry in the import and export of petrol and diesel engines.

103 Questions from Members of the Public

The Cabinet Member for Healthy Communities and Wellbeing and the Cabinet Member for Public Protection responded to written questions from Mr Webb.

Written responses from the Cabinet Member for Growth to two written questions from Mr Grubb and two questions from Mrs Grubb were noted and will be sent to them as they were not present at the meeting.

104 Minutes of the Meeting held on Monday, 9th April, 2018

Resolved:-

That the Minutes of the Meeting held on Monday 9th April 2018 be received, confirmed as a correct record and signed.

105 Monthly Performance Report - May 2018

The Committee considered the Monthly Performance Report (MPR) covering the period to end May 2018, which had been circulated recently.

Resolved:-

That the report be noted.

Note:- This is an Executive Function.

Cabinet Member:- As appropriate to the item.

106 Southend Development Plan Review: Comprising South Essex Joint Strategic Plan and Southend New Local Plan

The Committee considered Minute 44 of Cabinet held on 19th June 2018, which had been called in for scrutiny together with the report of the Deputy Chief Executive (Place) outlining the proposed changes to national planning policy. The report set out a new approach to reviewing the Development Plan for Southend-on-Sea, including the preparation of a South Essex Joint Strategic Plan (JSP) in partnership with other South Essex local authorities and Essex County Council to provide a statutory framework to guide the preparation of South Essex local plans including a new local plan for Southend (the Southend New Local Plan (SNLP)).

The Committee discussed the matter in detail and asked a number of questions which the Cabinet Member for Growth and officers responded to. In response to a question regarding the delegation to the Deputy Chief Executive (Place) in consultation with the Cabinet Member for Growth (and any other relevant Cabinet Member) to agree and make amendments to the documents, the Deputy Chief Executive (Place) clarified that this was procedural and related to minor textual matters. The Cabinet Member also assured Members that a glossary explaining the terms used would be included.

In response to a question regarding the reference of London Southend Airport within the JSP Statement of Common Ground, the Deputy Chief Executive (Place) undertook to include more details around the development and expansion of London Southend Airport, including the additional routes and new operators where appropriate.

Resolved:-

That the following recommendations of Cabinet be noted:

“1. That the preparation of a South Essex Joint Strategic Plan and the Southend New Local Plan (SNLP) to provide a positive planning framework to manage and guide regeneration and development in the sub-region and Southend over a twenty year period, be approved.

2. That as part of the preparation of a South Essex Joint Strategic Plan the following documents be approved:

- A JSP Memorandum of Understanding (set out in Appendix 1 to the submitted report);
- The JSP Preparation timetable (set out in Appendix 3 to the report);
- A Statement of Common Ground (set out in Appendix 2 to the report);
- A Joint Statement of Community Involvement (set out in Appendix 4 to the report) for a six week consultation period, subject to agreement of the Association of South Essex Local Authorities.

3. That as part of the preparation of a Southend New Local Plan the following documents be approved:

- The Local Plan preparation timetable (set out in Appendix 3);
- The Southend Statement of Community Involvement for a six week consultation period, as appropriate (set out in Appendix 5); and
- The production of a number of key evidence base documents to support the preparation of the local plan.

4. That it be noted that the JSP and Southend New Local Plan will replace, once adopted, existing Southend Development Plan documents and other associated documents.

5. That authority be delegated to the Deputy Chief Executive (Place) in consultation with the Cabinet Member for Growth (and any other relevant Cabinet Member) to agree and make amendments to the items described in recommendations 2 and 3 above.

6. That authority be delegated to the Deputy Chief Executive (Place) in consultation with the Cabinet Member for Growth, in conjunction with the Local Development Framework Working Party, to agree and consult on preparatory drafts of the JSP and Southend New Local Plan and associated documentation under Regulation 18 of the Town and Country Planning (Local Planning) (England) 2012.

7. That authority be delegated to the Deputy Chief Executive (Place) in consultation with the Cabinet Member for Growth to amend the Local Development Scheme as set out in Appendix 3, to ensure the described key milestones of the JSP and Southend New Local Plan preparation remain up-to-date.

8. That authority be delegated to the Deputy Chief Executive (Place) in consultation with the Cabinet Member for Growth to agree updates to the South Essex Statement of Common Ground as set out in Appendix 2.

9. That it be noted that the total funding required for this project is £1.466 million, as set out in Appendix 7, and that the funding of £341,000 in 2018/19 be approved, such funding to be met from the Business Transformation Reserve.

10. That it be noted that the remaining funding required of £1.125 million will be considered as part of the 2019/20 budget setting process.”

Reasons for Decision:

To ensure the expeditious production of a Joint Strategic Plan for South Essex and a New Local Plan for Southend and associated evidence base to manage and guide future growth and development in the South Essex sub-region and Southend in a positive and timely manner, where the Council has control of decision making in the public interest as representatives of the local community.

Other Options: None

Note: This is a Council Function
Cabinet Member: Cllr Courtenay

107 Annual Report and 2017/18 Year End Performance Report

The Committee considered Minute 46 of Cabinet held on 19th June 2018, which had been called in for scrutiny together with the report of the Chief Executive setting out the approach to the Council’s Annual Report and the end of year position of the Council’s corporate performance for 2017/18 and 2018/19 targets.

Resolved:

That the following decisions of Cabinet be noted:

“1. That the suggested approach to the Council’s Annual Report, set out in Appendix 2 to the submitted report and draft design set out in Appendix 3 to the report, be approved.

2. That the 2017/18 end of year performance report and targets for 2018/19, be noted.”

Reasons for Decision:

To ensure the Annual Report reflects key achievements of the Council over the last year and signals the direction of travel for the forthcoming year.

Other Options:

There is no requirement to have an Annual Report but it enables the Council to set out its key achievements in one document.

Note: This is an Executive Function
Cabinet Member: as appropriate for the item.

108 Air Quality

The Committee considered Minute 49 of Cabinet held on 19th June 2018, which had been called in for scrutiny together with the report of the Deputy Chief Executive (Place) proposing the adoption of the Air Quality Action Plan (AQAP) which details the measures to try to improve air quality within Southend-on-Sea and meet the Council's statutory duty to develop an AQAP.

Resolved:-

That the following decision of Cabinet be noted:

"That the statutory duty of the Borough Council as described in the Environment Act 1995 be discharged by accepting and adopting the Air Quality Action Plan for the Air Quality Management Area (Southend-on-Sea Borough Council) (No 1) Order 2016."

Reasons for Decision:

To comply with the statutory duty to try and improve air quality in the Borough through the development of an AQAP.

Other Options:

None.

Note: This is an Executive Function
Cabinet Member: Cllr Flewitt

109 Ambition Southend: Skills and Labour Market Strategy

The Committee considered Minute 50 of Cabinet held on 19th June 2018, which had been called in for scrutiny together with the report of the Deputy Chief Executive (Place) providing an update on the development of a Skills and Labour Market Strategy for Southend-on-Sea 2018-2022.

Resolved:-

That the following decision of Cabinet be noted:

"That the Ambition Southend: Skills and Labour Market Strategy for Southend-on-Sea, be adopted."

Reasons for Decision:

To improve the Southend skills support landscape, raise ambition and skills levels, increase employment opportunities in local jobs and enable economic growth.

Other options:

Not to pursue the development of a Strategy and allow the market to continue as it is.

Note: This is an Executive Function
Cabinet Member: Cllr Courtenay

110 Wheeled Sports Facility

The Committee considered Minute 52 of Cabinet held on 19th June 2018, which had been called in for scrutiny together with the report of the Deputy Chief Executive (Place) setting out the results of the consultation on the sites for a wheeled sports facility in the central area of the town.

The report sought approval to allocate a minimum of 500m² of the former Warrior Square Swim Centre site for the installation of a wheeled sports facility and to progress the project.

Resolved:-

That the following decisions of Cabinet be noted:

“1. That the results of the consultation as set out in Appendix 1 to the submitted report be noted and the use of the most popular location, an area of the former Warrior Square Swim Centre site, for a wheeled sports facility, be approved.

2. That a minimum of 500m² of the former Warrior Square Swim Centre site be allocated for the installation of a wheeled sports facility.

3. That it be acknowledged that the creation of a wheeled sports facility in this location will reduce the amount of space available for future development.

4. That the project be progressed by way of the submission of a planning application, the works being put out to tender and the appointment of a contractor to construct a wheeled sports facility.

5. That it be noted that the full £250,000 capital budget may need to be re-profiled in 2018/19 if the delivery programme is ahead of schedule.”

Reasons for Decision:

To develop the wheeled sports facility on the former Warrior Square Swim Centre site.

Other Options:

Not to install a wheeled sports facility in a town centre location or install the facility at the second choice location or a location outside of the central area.

Note: This is an Executive Function
Cabinet Member: Cllr Courtenay

111 In-depth Scrutiny Project Draft Report - Maximising the Use of Technology through the Smart City and Digital Futures Agenda

The Committee considered a report by the Chief Executive which sought formal approval to the draft final report and recommendations from the in-depth scrutiny project for 2017/18 entitled 'Maximising the Use of Technology through the Smart City and Digital Futures Agenda'.

Resolved:-

1. That the report and conclusions from the in depth scrutiny project, detailed at Section 4 of the submitted report be agreed and the Chairman be authorised to agree any final amendments.
2. 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 report to a future meeting of Cabinet.
3. That the Cabinet be recommended to progress the SMART City agenda and its associated programme 2017/20 through the 'People Management, Accommodation and Digital Strategy Working Party'.
4. That the Council engages with an academic body (the Business and Local Government Data Research Centre for example) reference their interest in Southend data and its potential for social and economic study for the betterment of the Borough.
5. That the Members and Officers involved with the study be thanked for their work.

Note: This is a Scrutiny Function.

112 In depth Scrutiny Projects 2018/19 and Summary of Work

The Committee considered a report of the Chief Executive concerning the possible in depth scrutiny project to be undertaken by the Scrutiny Committee in 2018/19. The report also provided information about the work carried out by the Scrutiny Committee in the 2017/18 Municipal Year.

The Committee felt that there would be merit in a joint study with the Policy & Resources Scrutiny Committee focussing on various aspects of the Town Centre, in the context of the vision for Southend 2050. Such a joint study would enable cross cutting issues to be addressed effectively. This study could cover retail in a changing world, housing, community safety, acquisition of properties etc. (shaping here, living here).

Resolved:-

1. That the Committee's in depth scrutiny project for 2018/19 will be the Town Centre, in the context of the vision for Southend 2050.

2. That, subject to the concurrence of the Policy and Resources Scrutiny Committee, the in-depth project should be a joint project with both Scrutiny Committees

3. That, assuming a joint project is agreed:

(a) a joint Working Party be established consisting of 8 Members drawn from both Scrutiny Committees and chaired by the Chairman of the Place Scrutiny Committee; and

(b) the Council be recommended to appoint the 8 Members of the Working Party at its meeting on 19th July 2018 (by convention proportionality shall apply) and endorse Councillor Robinson as Chairman of the Working Party. ||

4. That the information attached at Appendix 3 to the Report, the summary of work of the 3 Scrutiny Committees during 2017 / 2018, be noted.

Note:- This is a Scrutiny Function save for Resolution 3 (b) above which is a Council function.

113 Minutes of the Meeting of the Chairmen's Scrutiny Forum held on Monday, 11th June 2018

Resolved:-

That the Minutes of the meeting of Chairmen's Scrutiny Forum held on Monday, 11th June 2018 be received and noted and the recommendations therein endorsed.

Note: This is a Scrutiny Function.

Chairman: _____

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SOUTHEND-ON-SEA BOROUGH COUNCIL

Meeting of Licensing Committee

Date: Tuesday, 10th July, 2018
Place: Committee Room 4 - Civic Suite

23

Present: Councillor R Hadley (Chair)
Councillors D McGlone (Vice-Chair), K Buck, S Buckley, T Byford,
N Folkard, S Habermel, T Harp, A Jones, H McDonald, C Mulroney
and G Phillips

In Attendance: A Penn, M Newton, T Byrne, E Anakwue and T Row

Start/End Time: 9.30 am - 11.00 am

114 Apologies for Absence

Apologies for absence were received from Councillors Ayling, Borton and Dear (no substitutes).

115 Declarations of Interest

No interests were declared at the meeting.

116 Minutes of the Meeting held on Monday, 4th September, 2017

Resolved:-

That the Minutes of the Meeting held on Monday, 4th September 2017 be received, confirmed as a correct record and signed.

117 Sex Establishment Licensing Policy Consultation

The Committee received a presentation by the Council's Regulatory Services Manager on the draft Sex Establishment (SEV) Licensing Policy. Copies of the slides used in the presentation were circulated at the meeting. The Committee also had before it a copy of the draft policy, the amended draft conditions for SEV licences and the questionnaire used in the consultation process.

The Committee was informed of the amendments and additions that had been made to the policy and received an overview of the responses that had been received to the consultation to date.

The Committee discussed the draft policy in some detail, and in particular, the addition of the new proposal set out at paragraph at 10.1.6 to limit the number of licences permitted within the Borough and to automatically drop the limit downwards to zero in the event that an existing licence is surrendered, revoked or not renewed.

The Committee noted however, that this new proposal was not unusual and that the responses received to date supported its inclusion. Furthermore, it would not

remove the right of an applicant to apply for a licence and, in such circumstances, the Council would still be required to process and deliberate on any applications received. Accordingly the new draft policy retained proposed conditions and provisions to properly control new premises to allow for the eventuality that an applicant successfully showed that the limit should not apply to their application. The Committee felt however, that a reference to paragraph 9.1 of the policy which clearly explained this principle should be included under this new proposal.

Resolved:-

That the draft Sex Establishment Licensing Policy be supported subject to the following amendments:

- The inclusion of a reference to paragraph 9.1 to be included under paragraph 10.1.6; and
- The correction of an error in paragraph 19.1 from the reference to 10.1.5 to 10.1.6.

Chairman: _____

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SOUTHEND-ON-SEA BOROUGH COUNCIL

Meeting of People Scrutiny Committee

Date: Tuesday, 10th July, 2018
Place: Committee Room 1 - Civic Suite

24

Present: Councillor C Nevin (Chair)
Councillors M Borton (Vice-Chair), B Arscott, S Buckley, L Burton,
A Chalk, A Dear, N Folkard*, D Garne, S Habermel, T Harp,
J McMahon, C Mulroney, G Phillips, M Stafford and J Ware-Lane
E Lusty and A Semmence – co-opted members
*Substitute in accordance with Council Procedure Rule 31.

In Attendance: Councillors H Boyd, T Cox and L Salter (Cabinet Members)
Councillors M Davidson and C Willis
F Abbott, S Leftley, K Ramkhalawon, D Simon, B Martin,
G Halksworth and R Baker

Start/End Time: 6.30 - 10.00 pm

118 Apologies for Absence

Apologies for absence were received from Councillor Holland (substitute Cllr Folkard), T Watts and J Broadbent (co-opted members).

119 Declarations of Interest

The following interests were declared at the meeting:

- (a) Councillors Salter, Boyd and Cox (Cabinet Members) - Disqualifying non-pecuniary 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 Boyd – agenda item relating to Primary Care Strategy – non-pecuniary – Dr Garcia is at GP local practice;
- (c) Councillor Salter - agenda items relating to – Primary Care Strategy; Scrutiny Committee - updates – non-pecuniary – husband is consultant Surgeon at Southend Hospital and holds senior post at Hospital; son-in-law is GP; daughter is a doctor at Broomfield Hospital;
- (d) Councillor Mulroney – agenda item relating to Primary Care Strategy – non-pecuniary – patient at Dr Garcia surgery;
- (e) Councillor Harp – agenda item relating to Primary Care Strategy – non-pecuniary – Chair of St Lukes PPG and member of PPG Forum;
- (f) Councillor Ware-Lane - agenda item relating to Primary Care Strategy – non-pecuniary – family member work for NHS;
- (g) Councillor Ware-Lane - agenda item relating to MPR – non-pecuniary – daughter is a social worker;
- (h) Councillor Ware-Lane - agenda item relating to Schools Progress report – non pecuniary – partner works in a School;
- (i) Councillor Arscott - agenda item relating to Schools Progress report – non pecuniary – Governor at Our Lady of Lourdes Catholic Primary School (Assisi Trust);

- (j) 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;
- (k) Councillor Folkard - agenda item relating to Scrutiny Committee – updates – non-pecuniary – relative works at Broomfield Hospital; Ambassador for the fund raising team at Southend Hospital;
- (l) Councillor Borton - agenda items relating to – Primary Care Strategy; Scrutiny Committee - updates – non-pecuniary – daughter is nurse at Basildon Hospital;
- (m) Councillor Borton – agenda item relating to Annual Public Health report – non-pecuniary - DWP mentioned & is her employer;
- (n) Councillor Borton - agenda item relating to School Progress report – non-pecuniary – Governor at Milton Hall School;
- (o) Councillor Nevin – agenda item relating to Annual Public Health report – non-pecuniary – niece works for Public Health England;
- (p) Councillor Nevin - agenda item relating to Scrutiny Committee – updates – non-pecuniary - Previous employee at Southend Hospital; NHS Employee at Barts; 2 children work at MEHT and sister works for the Department of Health;
- (q) Councillor Habermel - agenda items relating to – Primary Care Strategy; Scrutiny Committee - updates – non-pecuniary – sister is a nurse at Southend Hospital; nephew is a physiotherapist based at Southend; brother is a paramedic with London Ambulance Service;
- (r) E Lusty - agenda items relating to – Primary Care Strategy; Schools Progress Report – non-pecuniary - Husband is Consultant Orthopaedic Surgeon at Southend Hospital; Children attend West Leigh School & Southend High School for Boys.

120 Questions from Members of the Public

Councillor Salter, the Cabinet Member for Healthy Communities and Wellbeing responded to a written question from Mr Webb, to 2 questions from Mr Ali and to a question from Mr Smith. Councillor Boyd, the Cabinet Member for Children & Learning responded to a question from Mr Webb.

121 Minutes of the Meeting held on Tuesday, 10th April, 2018

Resolved:-

That the Minutes of the Meeting held on Tuesday, 10th April 2018 be confirmed as a correct record and signed.

122 Draft Primary Care Strategy for south east Essex

On behalf of the Committee, the Chairman welcomed the following to the meeting for this item:-

Dr Jose Garcia, Chair, Southend CCG

Margaret Hathaway, Interim Accountable Officer, CPR CCG & Southend CCG

Andy Vowles, STP Primary Care Strategic Lead

The representatives gave a detailed presentation about the Primary Care Strategy for Mid and South Essex which has been developed by the five

Clinical Commissioning Groups (CCG's) in the area, across the STP footprint. The main building blocks for the strategy are:-

- Move from a GP delivered service to one which is GP led
- Recruit a much wider workforce, that are controlled by practices
- Increasingly work together in practice-led localities
- Manage demand more effectively

Ms Hathaway outlined the Southend Implementation and Investment Plan and also outlined the developments which have already commenced in Southend, such as enhanced access across all practices at a locality level (operational).

Following the presentation the Committee asked a number of questions which were responded to by Dr Garcia, Mr Vowles and Ms Hathaway.

Resolved:-

1. To thank Dr Garcia, Mr Vowles and Ms Hathaway for attending the meeting and presenting the Primary Care Strategy.
2. To note that further updates will be provided on GP recruitment, Care Navigation Service, Digital and Estates solutions (enablers).

Note:- This is a Scrutiny Function.

123 Monthly Performance Report - May 2018

The Committee considered the Monthly Performance Report covering the period to end May 2018, which had been circulated recently.

In response to a question regarding CP 3.10 (percentage of initial child protection conferences undertaken with 15 working days of the initial strategy discussion), the Deputy Chief Executive (People) undertook to provide information on the actions taken to address issues affecting performance in relation to this target.

Resolved:-

That the report be noted.

Note:- This is an Executive Function.

Executive Councillor:- As appropriate to the item.

124 Annual Report and 2017/18 Year End Performance Report

The Committee considered Minute 46 of the meeting of Cabinet held on 19th June 2018, which had been called in to Scrutiny, together with a report of the Chief Executive setting out the approach to the Council's Annual Report and the end of year position of the Council's corporate performance for 2017/18 and 2018/19 targets.

Resolved:-

That the following decisions of Cabinet be noted:-

“1. That the suggested approach to the Council's Annual Report, set out in Appendix 2 to the submitted report and draft design set out in Appendix 3 to the report, be approved.

2. That the 2017/18 end of year performance report and targets for 2018/19, be noted.”

Note: This is an Executive Function
Cabinet Member: as appropriate for the item.

125 Corporate Risk Register 2018/19

The Committee considered Minute 47 of the meeting of Cabinet held on 19th June 2018, which had been called in to Scrutiny, together with a report of the Chief Executive presenting the revised 2018/19 Corporate Risk Register.

In response to a question regarding Risk 2 (recruiting and retaining staff), the Deputy Chief Executive (People) agreed to provide a written response on the numbers of agency workers for Childrens Services.

Resolved:-

That the following decision of Cabinet be noted:-

“That the risks identified by the Corporate Management Team (CMT) be included in the 2018/19 Corporate Risk Register (these will be presented to the Audit Committee on 25th July 2018).”

Note: This is an Executive Function
Cabinet Member: Cllr Lamb

126 Joint Targeted Area Inspection

The Committee considered Minute 53 of the meeting of Cabinet held on 19th June 2018, which had been called in to Scrutiny, together with a report of the Deputy Chief Executive (People) summarising the Joint Targeted Area Inspection findings and set out the action being taken in relation to the findings.

Resolved:-

That the following decisions of Cabinet be noted:-

“1. That the report be noted.

2. That the progress against the action plan be reported to Cabinet for assurance in the journey of the Child Annual Report.”

Note: This is an Executive Function
Cabinet Member: Cllr Boyd

127 Research, findings and recommendations on current and future provision of the Syrian Vulnerable Persons Resettlement Programme

The Committee considered Minute 54 of the meeting of Cabinet held on 19th June 2018, which had been called in to Scrutiny, together with a report of the Deputy Chief Executive (People) proposing the extension of the Syrian Vulnerable Person Resettlement (SVPR) Programme to enable more families to settle in Southend-on-Sea.

Resolved:-

That the following decisions of Cabinet be noted:-

“1. That the progress on the current SVPR Programme in Southend-on-Sea, as set out in Section 3 of the submitted report, be noted.

2. That the Programme be extended, in order that more families can settle in Southend-on-Sea, comprising an additional 30 individuals by 2020.

3. That the Director of Adult Services and Housing, be authorised to:

- Reach agreement with the EELGA, Home Office and other relevant bodies in order to bring 30 additional individuals to Southend, reporting on progress at the Corporate Management Team and Cabinet at regular intervals;
- Reach agreement with local partners in order to identify the local resource to welcome future families;
- Research and commission effective ways of delivering support services in order to achieve economies of scale.”

Note: This is an Executive Function
Cabinet Member: Cllr Salter

128 Annual Public Health Report

The Committee considered Minute 56 of the meeting of Cabinet held on 19th June 2018, which had been called in to Scrutiny, together with a report of the Deputy Chief Executive (People) presenting the 2017 Annual Report of the Director of Public Health.

Resolved:-

That the Annual Report be referred back to Cabinet for reconsideration, for the following reason – to look at the impact of unemployment on mental health.

Note: This is an Executive Function
Cabinet Member: Cllr Salter

129 Standing Order 44.2

In accordance with Standing Order 44.2 and the hour of 10 pm having been reached it was agreed that the remaining items of business on the agenda be dealt with at a further meeting (date to be notified as soon as possible).

130 Schools Progress Report

Deferred.

131 Scrutiny Committee - updates

Deferred.

132 In depth Scrutiny Projects 2018/19 and Summary of Work

Deferred.

133 Minutes of the Meeting of the Chairmen's Scrutiny Forum held on Monday, 11th June 2018

Deferred.

Chairman: _____

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SOUTHEND-ON-SEA BOROUGH COUNCIL

Meeting of Policy and Resources Scrutiny Committee

Date: Thursday, 12th July, 2018
Place: Committee Room 1 - Civic Suite

25

Present: Councillor C Mulroney (Vice-Chair)
Councillors B Arscott, D Burzotta, F Evans, N Folkard, D Garston,
I Gilbert, R Hadley, T Harp*, H McDonald, D McGlone,
D Norman MBE, J McMahon*, G Phillips, M Terry and C Walker
*Substitute in accordance with Council Procedure Rule 31.

In Attendance: Councillors J Lamb, T Cox, M Flewitt and L Salter (Cabinet Members)
Councillor D Garne
J K Williams, F Abbott, S Houlden, G Halksworth, C Fozzard,
M Gatrell and J Ruffle

Start/End Time: 6.30 - 8.40 pm

134 Apologies for Absence

Apologies for absence were received from Councillor Ayling (substitute Cllr Harp), Councillor Nelson (substitute Cllr McMahon) and Councillor Stafford (no substitute).

Councillor McDonald acted as Vice Chair at the meeting.

135 Declarations of Interest

The following interests were declared at the meeting:-

- (a) Councillors Lamb, Salter, Flewitt and Cox (Cabinet Members) - Disqualifying non-pecuniary 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 McMahon - interest in agenda item relating to Annual Report - non-pecuniary – been a night shelter worker; member of SCF provision of services for the homeless; co-founder HARP – homeless facilities in Southend;
- (c) Councillor Hadley – disclosable pecuniary interest in agenda item relating to Future Delivery of a regulated Private Rented Housing Sector - attended pursuant to dispensation agreed by the Standards Committee on 21st November 2017, under S.33 of the Localism Act 2011 to participate in the debate and vote. However, Councillor Hadley confirmed that he would not be exercising his dispensation in terms of voting and would limit his contribution to speaking only;
- (d) Councillor Evans - disclosable pecuniary interest in agenda item relating to Future Delivery of a regulated Private Rented Housing Sector – withdrew;
- (e) Councillor Folkard – agenda item relating to Future Delivery of a regulated Private Rented Housing Sector – non-pecuniary – SBC appointed representative on SEAL;

- (f) Councillor Flewitt – agenda item relating to MPR – non-pecuniary – Hate Crime Ambassador.

Councillor Salter advised that she has a disclosable pecuniary interest in agenda item relating to Future Delivery of a regulated Private Rented Housing Sector (as a Private Sector landlord) but would be leaving the meeting prior to the item being discussed.

136 Questions from Members of the Public

Councillor Lamb, the Leader responded to a question from Mr Webb and Councillor Cox, Cabinet Member for Adults & Housing responded to a question from Mr Webb.

The responses to the 2 questions from Mrs Grubb will be forwarded to her as she was not present at the meeting.

137 Minutes of the Meeting held on Thursday, 12th April, 2018

Resolved:-

That the Minutes of the meeting held on Thursday, 12th April, 2018 be confirmed and signed as a correct record.

138 Monthly Performance Report - May 2018

The Committee considered the Monthly Performance Report covering the period to end May 2018, which had been circulated recently.

In response to questions about the format of this Report, the Leader said that he would ascertain why information on Public Protection and Partnership Indicators (Section 4) was not included this time.

The Cabinet Member for Public Protection reported verbally on the latest crime statistics received from the District Commander and confirmed that he would circulate the information to Members shortly.

Resolved:-

That the report be noted.

Note:- This is an Executive Function.

Executive Councillor:- As appropriate to the item.

139 Social Value Policy

The Committee considered Minute 45 of the meeting of Cabinet held on 19th June 2018, which had been called in to Scrutiny, together with a report of the Chief Executive setting out the proposed Social Value Policy to be applied across all Council procurement activities from June 2018.

Resolved:-

That the following decisions of Cabinet be noted:-

“1. That the Council’s Social Value Policy from June 2018, as set out in Appendix 1 to the submitted report, be adopted.

2. That the aims, objectives and principles stated in the Policy, be approved.”

Note: This is an Executive Function

Cabinet Member: Cllr Lamb

140 Annual Report and 2017/18 Year End Performance Report

The Committee considered Minute 46 of the meeting of Cabinet held on 19th June 2018, which had been called in to Scrutiny, together with a report of the Chief Executive setting out the approach to the Council’s Annual Report and the end of year position of the Council’s corporate performance for 2017/18 and 2018/19 targets.

Resolved:-

That the following decisions of Cabinet be noted:-

“1. That the suggested approach to the Council’s Annual Report, set out in Appendix 2 to the submitted report and draft design set out in Appendix 3 to the report, be approved.

2. That the 2017/18 end of year performance report and targets for 2018/19, be noted.”

Note: This is an Executive Function

Cabinet Member: as appropriate for the item.

141 Corporate Risk Register 2018/19

The Committee considered Minute 47 of the meeting of Cabinet held on 19th June 2018, which had been called in to Scrutiny, together with a report of the Chief Executive presenting the revised 2018/19 Corporate Risk Register.

Resolved:-

That the following decision of Cabinet be noted:-

“That the risks identified by the Corporate Management Team (CMT) be included in the 2018/19 Corporate Risk Register (these will be presented to the Audit Committee on 25th July 2018).”

Note: This is an Executive Function

Cabinet Member: Cllr Lamb

142 Notice of Motion - Jewish Manifesto for Local Government

The Committee considered Minute 61 of the meeting of Cabinet held on 19th June 2018, which had been called in to Scrutiny.

At the meeting of Council held on 19th April 2018, Members received a Notice of Motion proposing that the Council supports the launch of the Jewish Manifesto for Local Government published by the Board of Deputies, the Security Council for British Jews.

Resolved:-

That the following decision of Cabinet be noted:-

“That the Notice of Motion proposing the launch of the Jewish Manifesto for Local Government, be adopted.”

Note: This is an Executive Function
Cabinet Member: Cllr Salter

143 Council Procedure Rule 46

The Committee considered Minute 62 of the meeting of Cabinet held on 19th June 2018, relating to item 3.1, acquisition of 6 flats at St Mary’s Court, Victoria Avenue, Southend-on-Sea.

In response to questions from the Committee, the Director of Adult Services and Housing said that she would ascertain the reasons for the properties becoming available at this time.

Resolved:

That the following decision of Cabinet be noted:-

“That the submitted report be noted.”

Note: This is an Executive Function
Cabinet Member: Cllr Flewitt

144 Compulsory Licensing Scheme

(This is a pre-Cabinet Scrutiny item).

The Committee considered a report by the Deputy Chief Executive (People) by way of pre-Cabinet scrutiny.

The Committee discussed the Report in detail and in particular the merits of the Options presented, in particular Option 1 (revise the present delivery to incorporate enhanced enforcement) and Option 3 (strict application of all powers available & consider discretionary licensing).

Resolved:-

The Committee recommended that the Cabinet should pursue the approach set out in Option 1 in the Report.

Note:- This is an Executive Function
Cabinet Member:- Cllr Cox

145 Policing in Southend

In accordance with Council Procedure Rule 35.1 (d), Councillor Terry requested that the following item be raised at the meeting – “To discuss the outcome of the unanimous decision by Full Council on 19th April 2018 to call for more policing in Southend (Minute 937 refers) and the content of the letter sent to the Home Secretary / Government.

The Cabinet Member responded to questions raised and confirmed that letters have been sent to Mr Hirst, the Police, Fire & Crime Commissioner and to the Home Office (although this would be confirmed to all Members). He also agreed to arrange for the circulation of the letter to Mr Hirst and his response.

The Committee expressed concern about the delay in the despatch of the letters, and some of the content which did not reflect the agreement made by the Council in April. The Leader undertook to brief the Group Leaders on the situation.

Resolved:-

That the situation be noted.

146 In depth Scrutiny Projects 2018/19 and Summary of Work

The Committee considered a report of the Chief Executive concerning the possible in depth scrutiny project to be undertaken by the Scrutiny Committee in 2018/19. The report also attached some information about the work carried out by the Scrutiny Committee in the 2017/18 Municipal Year.

The Committee noted that the Place Scrutiny Committee at its meeting on 9th July 2018 had considered the suggestion to undertake a joint study with the Policy & Resources Scrutiny Committee focussing on various aspects of the Town Centre, in the context of the vision for Southend 2050. Such a joint study would enable cross cutting issues to be addressed effectively. This study could cover retail in a changing world, housing, community safety, acquisition of properties etc. (shaping here, living here).

Resolved:-

1. That the in depth scrutiny project for 2018/19 will be looking at the Town Centre, in the context of the vision for Southend 2050 and that this be a joint project with the Place Scrutiny Committee, to ensure that all cross cutting issues can be properly considered.

2. That a joint Working Party be established consisting of 8 Members drawn from both Scrutiny Committees and chaired by the Chairman of the Place Scrutiny Committee.
3. That Council be recommended to appoint the 8 Members of the Working Party at its meeting on 19th July 2018 (by convention proportionality shall apply) and endorse Councillor Robinson as Chairman of the Working Party.
4. That the information attached at Appendix 3 to the Report, the summary of work of the 3 Scrutiny Committees during 2017 / 2018, be noted.

Note:- This is a Scrutiny Function save for Resolution 3 above which is a Council function.

147 Minutes of the Meeting of the Chairmen's Scrutiny Forum held on Monday, 11th June 2018

Resolved:

That the Minutes of the meeting of Chairmen's Scrutiny Forum held on Monday, 11th June 2018 be received and noted and the recommendations therein endorsed.

Note: This is a Scrutiny Function.

Chairman: _____

Southend-on-Sea Borough Council

Agenda
Item No.

28

Report of Director of Legal and Democratic Services

to
Council
on
19th July 2018

Report prepared by: John Williams
Director of Legal & Democratic Services

Changes to Calendar of Meetings 2018/19

Part 1 - Public Agenda Item

1. Purpose of Report

For the Council to consider the deletion of the March 2019 Cabinet cycle

2. Recommendation

That Council considers deleting the following meetings from the 2018/19 Calendar of Meetings, namely Cabinet on 12 March 2019, the three Scrutiny Committees on 8, 9 and 10 April 2019 and Council on 18 April 2019.

3. Background

3.1 On 17 May 2018 the Council agreed the Calendar of Meetings for 2018/19 - see **Appendix 1**.

3.2 I have been asked by the Leader of the Council to prepare a report for Council to consider the deletion of the March 2019 Cabinet cycle comprising the following meetings.

- Cabinet fixed for 12 March 2019,
- The three Scrutiny Committees fixed for 8, 9 and 10 April 2019; and
- Council fixed for 18 April 2019.

3.3 The basis for deleting such meetings would be as follows:

(a) The March 2019 Cabinet cycle falls largely within the pre-election purdah period for the 2019 local elections. This runs from 26 March 2019 until Election Day on 4 May 2019.

(b) Reports which might be politically controversial or could affect election results are generally avoided during the pre-election purdah period. Consequently the agenda for the Cabinet meeting held in March is generally very light.

(c) It is not feasible to re-programme the March 2019 Cabinet cycle earlier, as this will run into the first Cabinet cycle in 2019 which ends with Council on 21 February 2019.

(d) By careful planning, the deletion of the March 2019 Cabinet cycle should not cause difficulties for transacting Council business.

4. Background Papers

None

5. Appendices

Appendix 1 – Calendar of Meetings for 2018/19 agreed at Council on 17 May 2018

Calendar of Meetings 2018 - 19

Appendix 1

2018

MAY

ANNUAL COUNCIL

COUNCIL (Appointment of Committees etc.)

3.30pm

Thursday, 10th May

6.30pm

Thursday 17th May

JUNE

Development Control Committee

2.00 pm

Wednesday, 6th June

CABINET

2.00pm

Tuesday, 19th June

Southend Health and Wellbeing Board

5.00pm

Wednesday 20th June

Cabinet Committee

6.00pm

Thursday, 21st June

Cabinet Committee (PVX)

6.00 pm

Tuesday, 26th June

JULY

Development Control Committee

2.00 pm

Wednesday, 4th July

Place Scrutiny Committee

6.30pm

Monday, 9th July

People Scrutiny Committee (including Health)

6.30pm

Tuesday, 10th July

Policy and Resources Scrutiny Committee

6.30pm

Thursday, 12th July

COUNCIL

6.30pm

Thursday, 19th July

Audit Committee

6.30pm

Wednesday 25th July

AUGUST

Development Control Committee

2.00pm

Wednesday, 1st August

SEPTEMBER

Development Control Committee

2.00pm

Wednesday, 12th September

Cabinet Committee

6.00pm

Thursday, 13th September

CABINET

2.00pm

Tuesday, 18th September

Southend Health and Wellbeing Board

5.00pm

Wednesday, 19th September

Cabinet Committee (PVX)

6.00 pm

Tuesday, 25th September

Audit Committee

6.30pm

Wednesday 26th September

OCTOBER

Development Control Committee

2.00 p.m.

Wednesday, 3rd October

Place Scrutiny Committee

6.30pm

Monday, 8th October

People Scrutiny Committee

6.30pm

Tuesday, 9th October

Policy and Resources Scrutiny Committee

6.30pm

Thursday, 11th October

COUNCIL

6.30pm

Thursday, 18th October

NOVEMBER

Cabinet Committee

6.00pm

Thursday, 1st November

CABINET

2.00pm

Tuesday, 6th November

Development Control Committee

2.00pm

Wednesday, 7th November

Cabinet Committee (PVX)

6.00 pm

Tuesday, 13th November

Place Scrutiny Committee

6.30pm

Monday, 26th November

People Scrutiny Committee (including Health)

6.30pm

Tuesday, 27th November

Policy and Resources Scrutiny Committee

6.30pm

Thursday, 29th November

DECEMBER

Southend Health and Wellbeing Board

5.00pm

Wednesday, 5th December

Development Control Committee

2.00pm

Wednesday, 12th December

COUNCIL

6.30pm

Thursday, 13th December

2019

JANUARY

Cabinet Committee	6 00pm	Monday, 7 th January
Development Control Committee	2 00pm	Wednesday, 9 th January
Cabinet Committee (PVX)	6 00 pm	Tuesday, 15 th January
Audit Committee	6 30pm	Wednesday, 16 th January
CABINET (including initial Council Budget consideration)	2.00pm	Thursday, 17th January
Southend Health and Wellbeing Board	5 00pm	Wednesday, 23 rd January
Place Scrutiny Committee	6 30pm	Monday, 28 th January
People Scrutiny Committee (including Health)	6 30pm	Tuesday, 29 th January
Policy and Resources Scrutiny Committee	6 30pm	Wednesday, 30 th January

FEBRUARY

Development Control Committee	2 00pm	Wednesday, 6 th February
CABINET (Council Budget)	2.00pm	Tuesday, 12th February
COUNCIL	6.30pm	Thursday, 21st February

MARCH

Development Control Committee	2 00pm	Wednesday, 6 th March
Cabinet Committee	6 00pm	Thursday, 7 th March
CABINET	2.00pm	Tuesday, 12th March
Cabinet Committee (PVX)	6 00 pm	Thursday, 14 th March
Southend Health & Wellbeing Board	5 00pm	Wednesday, 20 th March
Audit Committee	6 30pm	Wednesday 27 th March

APRIL (NB: Maundy Thursday 18th April, Good Friday 19th April, Easter Monday 22nd April)

Development Control Committee	2 00pm	Wednesday, 3 rd April
Place Scrutiny Committee	6 30pm	Monday, 8 th April
People Scrutiny Committee (including Health)	6 30pm	Tuesday, 9 th April
Policy and Resources Scrutiny Committee	6 30pm	Wednesday, 10 th April
COUNCIL	6.30pm	Thursday, 18th April

MAY

ANNUAL COUNCIL	3.30pm	Thursday, 9th May
COUNCIL (Appointment of Committees etc.)	6.30pm	Thursday 16th May
Development Control Committee	2 00pm	Wednesday, 5 th June

NOTE: Cabinet Committee dates are provisional only, depending on there being business to transact

Holocaust Memorial Day Commemoration Service – 27 January 2019

School Term Dates

Summer Term starts Monday 16th April 2018 – Friday 20th July 2018
 Half Term 28th May – 1 June, and May Bank Holiday, 7th May

Autumn Term starts Wednesday 5th September 2018 – Thursday 21st December 2018
 Half Term 22 October – 26 October

Spring Term starts Thursday 3rd January 2019 – Friday 5th April 2019
 Half Term 18th February – 22nd February

2019 Summer Term starts Monday 22nd April 2019

Note:

Lib Dem Conference: - 15-19 September 2018

Labour Conference: - 23-26 September 2018

Conservative Conference: - 30 September – 3 October 2018