

11 January 2019

**To: All Members of the Council**

You are summoned to attend a meeting of the North East Derbyshire District Council to be held **on Monday, 21 January 2019 at 2.00 pm in the Council Chamber**, District Council Offices, 2013 Mill Lane, Wingerworth, Chesterfield.

Sarah Steinberg

Joint Head of Corporate Governance and Monitoring Officer

**PLEASE NOTE:**

- 1 For Members' information the following room arrangements have been made for Group Meetings prior to this Council meeting:**

<b>Labour Group</b>	<b>-</b>	<b>Council Chamber</b>
<b>Conservative Group</b>	<b>-</b>	<b>Executive Meeting Room</b>
- 2 Members are requested to bring their laptops and iPads to the meeting where assistance will be provided to anyone who may require it in order to follow the meeting electronically.**

**MEMBERS PLEASE NOTE:**

Members in arrears of Council Tax by more than two months must not vote in decisions on, or which might affect, budget calculations, and must disclose at the meeting that this restriction applies to them. A failure to comply with these requirements is a criminal offence under section 106 of the Local Government Finance Act 1992.

# AGENDA

- 1      Apologies for Absence**
- 2      **Declarations of Interest****

Members are requested to declare the existence and nature of any disclosable pecuniary interest and/or other interests, not already on their register of interests, in any item on the agenda and withdraw from the meeting at the appropriate time.

**3     To approve as a correct record and the Chair to sign the attached Minutes of the Council meeting held on 5 November 2018**

**4     Chair's Announcements (if any)**

**5     Public Participation**

In accordance with Council Procedure Rule No 8 to allow members of the public to ask questions about the Council's activities for a period up to fifteen minutes. The replies to any such questions will be given by the appropriate Cabinet Member. Questions must be received in writing or by email to the Monitoring Officer by 12 noon seven clear working days before the meeting.

*Question submitted by Mr Ross Shipman to Councillor Michael Gordon, Portfolio Holder for Environment:-*

*Given that the Council plans to borrow and then lend over £8m to the Northwood Group, can the Member explain the Council's influence in terms of its influence on the company's decision making process?*

**6     To answer any questions from Members asked under Procedure Rule No 9.2**

In accordance with Council Procedure Rule No 9.2 to allow members to ask questions about Council activities. The replies to any such questions will be given by the Chair of the Council or relevant Committee or the appropriate Cabinet Member. Questions must be received in writing or by email to the Monitoring Officer by 12 noon seven clear working days before the meeting.

*(a)   Question submitted by Councillor David Hancock to Councillor Harold Laws, Chair of Planning Committee:-*

*Having witnessed first-hand the recent Planning decision over the Ankerbold Road development in Tupton, I was appalled that the Council's decision making process would seem to be based entirely on whether or not an applicant is likely to pursue an appeal.*

*Erroneous and misleading reports from agencies, which were clearly contradicted by first hand evidence from witnesses, Members of the Planning Committee, and even the photographs presented by officers at the Committee were ruled to be ignored rather than permit a decision to be made contrary to that desired by officers.*

*Can the Chair of Planning Committee tell me how any Member, resident or stakeholder in this District can have any faith at all in North East Derbyshire's Planning decisions?*

*(b)   Question submitted by Councillor Alex Dale to Councillor Michael Gordon, Portfolio Holder for Environment:-*

*Can the Cabinet Member please explain what prior consultation has taken place with those communities affected by the recently announced proposals for new Gypsy and Traveller sites as part of the Local Plan Examination?*

## **7 To consider any motions from Members under Procedure Rule No 10**

In accordance with Council Procedure Rule No 10 to consider motions on notice from members. Motions must be received in writing or by email to the Monitoring Officer by 12 noon seven clear working days before the meeting.

Motion submitted by Councillor C Cupit:

*“This Council notes with concern several recent appeal decisions and, in particular, the attention drawn by the Planning Inspectorate to this Council’s failure to determine planning applications in a fair and consistent manner.*

*To safeguard the character of this District, and restore the confidence of residents in this Council’s Planning Policies and decisions, this Council therefore resolves to:-*

- *Note the alarm of local residents and Members at the recent contradictory approvals of several major development applications across our District, and acknowledge the failure of this Council to fully and correctly assess a number of planning applications.*
- *Seek urgent feedback from affected members of the community and Parish Councils to properly listen to their concerns over this Council’s handling of recent applications.*
- *Respond to concerns over the processes and strategies currently being used to determine applications and defend appeals by launching an urgent investigation into the Council’s planning decision making process.*
- *Urgently review the weighting of our saved policies and development plan to strengthen the planning protection afforded to valuable local landscapes.”*

## **8 Reports of Councillor P R Kerry, Portfolio Holder for Finance**

- (a) Local Council Tax Support Scheme
- (b) Council Tax Discount for Care Leavers

**Members are asked to remain at the conclusion of the meeting of Council to receive an update on the National Planning Policy Framework (NPPF) from the Head of Planning**