



North East Derbyshire District Council

Contact: Alan Maher
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Date: Friday, 15 September 2023

To: **All Members of the Council**

You are summoned to attend a meeting of the Council to be held on **Monday, 25 September 2023 at 2.00 pm in the District Council Offices, Mill Lane, Wingerworth, Chesterfield S42 6NG**

Group meetings will be arranged, where necessary, by the Group Leaders.

The meeting will also be live streamed from the Council's website on its You Tube Channel. Click on the following link if you want to view the meeting:

[North East Derbyshire District Council - YouTube](#)

Yours sincerely

A handwritten signature in black ink that reads "Sarah Steuberg".

Assistant Director of Governance and Monitoring Officer

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 items on the agenda and withdraw from the meeting at the appropriate time.

3 Minutes of the Last Meeting (Pages 7 - 20)

To approve as a correct record and the Chair to sign the attached Minutes of the Council meeting held on 31 July 2023.

4 Chairman of the Council's Announcements

5 Leader of the Council's Announcements

6 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 twelve clear working days before the meeting.

No questions have been submitted under Procedure Rule No 8 for this meeting.

7 Appointments to Committees (Pages 21 - 23)

Report to the Assistant Director of Governance and Monitoring Officer

8 Establishment of a Local Plan Review Working Group - NOW PUBLISHED (Pages 24 - 31)

Report Councillor S Pickering, Portfolio Holder for Environment and Place

9 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 twelve clear working days before the meeting.

The following questions have been submitted:-

Question 'A' - Councillor W Jones to Councillor S Pickering, Portfolio Holder for Environment and Place

Will the Portfolio Holder confirm if the new administration will increase fines for fly tipping and littering to the new national maximum amount allowable as recently increased by Government and, if so, when?

Question 'B' – Councillor C Cupit to Councillor S Pickering, Portfolio Holder for Environment and Place

Can you confirm whether you will be pursuing a Local Plan review or a new Local Plan, what the timeframe for work on this is and, importantly, what the plans for public consultation with any affected communities will be?

Question 'C' – Councillor A Dale to Councillor P Kerry, Deputy Leader of the Council

Will the Portfolio Holder please confirm the financial cost (or provide an estimate if not yet established) of each of the new spending commitments announced by the Leader of the Council in his acceptance speech on 22 May 2023?

10 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 twelve clear working days before the meeting.

The following Motions have been submitted:-

Motion 'A' Moved by Councillor C Cupit and Seconded by Councillor A Dale

The Conservative Group notes with disappointment the statement by the relevant portfolio holder at the last Full Council meeting that the new administration would not be supporting the previous Council's unanimous commitment on the 28 November 2022 to extend the garden waste collection period throughout the winter period.

Council notes that the extension of green bin collections is something many residents across the District have requested to facilitate and encourage increased recycling rates and reducing waste.

Council therefore resolves to extend green bin collections throughout the winter period on an at least monthly collection basis from Winter 2023.

Motion 'B' Proposed by Councillor D Hancock

Council notes:

- Management fees are becoming a common method by developers to charge new home buyers to cover provision of services for things such as play areas, communal gardens and private roads.
- The use of these communal areas is not limited to the residents that have to

pay the management fees.

Council believes:

- Management fees are effectively an additional tax on new home buyers.
- These fees should be abolished and that developers should pay a fixed fee to via Section 106 agreements to fund these communal areas and have them adopted by the relevant local authority.

Council resolves:

- To relay the Councils position through the LGA and East Midlands Councils so that lobbying can be carried out to government to change the legislation.
- To write to Lee Rowley MP and Mark Fletcher MP to lobby the government to change the legislation.

Motion 'C' Proposed by Councillor R Shipman

Council notes:

- There has been a worrying increase in illegal encampments in North East Derbyshire over the last couple of years.
- Derbyshire Police have been given Section 61 and 62 powers to allow them to robustly tackle illegal encampments.

Council believes:

- Senior Derbyshire Police Representatives could and should do more when it comes to tackling illegal encampments, instead of leaving it to land owners to deal with the problem.
- The illegal encampments task force setup by the Police and Crime Commissioner has not been effective in preventing illegal encampments in North East Derbyshire.

Council resolves:

- To write to the Police and Crime Commissioner, Angelique Foster, and the Chief Constable, Rachel Swann to ask them to commit to use their existing powers and to explain why this hasn't been done thus far.
- To report the response to the letter back to Councillors.

Motion 'D' Proposed by Councillor P Windley

Council notes:

- The lengthy time it took to adopt the current local plan.
- The need for more social and affordable housing within North East Derbyshire.
- Existing settlements in North East Derbyshire are being overdeveloped, and lacking infrastructure.

Council resolves:

For the relevant scrutiny committee and cabinet to create a strategy with a view to;

1. Begin the process of developing a local plan and begin consultation with local residents as early as possible.
2. Only develop on Council owned land with Social and affordable housing projects.
3. Explore options to build a new settlement in North East Derbyshire with the necessary infrastructure to support such a development.

11 Chair's Urgent Business

To consider any other matter which the Chair is of the opinion should be considered as a matter of urgency.



**North East
Derbyshire**
District Council

Access for All statement

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- **Phone** - [01246 231111](tel:01246231111)
- **Email** - connectne@ne-derbyshire.gov.uk
- **Text** - [07800 00 24 25](tel:07800002425)
- **BSL Video Call** – a three way video call with us and a BSL interpreter. It is free to call North East Derbyshire District Council with [Sign Solutions](#) or call into the offices at Wingerworth.
- Call with [Relay UK](#) via textphone or app on [0800 500 888](tel:0800500888)– a free phone service
- **Visiting** our [offices](#) at Wingerworth – 2013 Mill lane, [S42 6NG](#)