

AGENDA ITEM No. 3

MINUTES

Meeting: National Park Authority Annual Meeting

Date: 6 July 2007

Venue: Aldern House Baslow Road Bakewell Derbyshire

Chair: Mr N Bajaria

Present: Mrs A Ashe, Miss P Beswick, Clr D Barker, Clr Mrs J Bevan, Clr T Bristowe, Mr C Carr, Ms P Coleman, Clr Mrs T Critchlow, Clr A Favell, Mr J C Fearns, Clr Mrs H M Gaddum, Mr A D Hams, Prof J Herbert, Clr A Marchington, Clr C McLaren, Clr J Muir, Mr G Nickolds, Mrs K M Potter, Mr R Priestley, Mrs S Prince, Clr Mrs I Ratcliffe, Mr L Rix, Clr Mrs S Roberts, Clr C Robinson, Clr Mrs J A Twigg, Clr E Wain, Clr Mrs B J Wilson.

Apologies for absence: Mr C Pennell

58/07 ELECTION OF CHAIR OF THE AUTHORITY (A.11)

The meeting considered the election of the Chair of the Authority.

RESOLVED:

That Mr N Bajaria be elected Chair of the Authority for a term expiring at the Annual Meeting in 2008.

Mr Bajaria took the Chair.

59/07 ELECTION OF DEPUTY CHAIR OF THE AUTHORITY (A.11)

The meeting considered the election of the Deputy Chair of the Authority.

RESOLVED:

That Clr Mrs H M Gaddum be elected Deputy Chair of the Authority for a term expiring at the Annual Meeting in 2008.

60/07 CHAIR'S ANNOUNCEMENTS

Clr Barker from Sheffield City Council and Clr Robinson from North East Derbyshire District Council who were attending their first Authority meeting were welcomed.

The retiring Chair Tony Hams was thanked for his exemplary leadership during the five years that he had been Chair of the Authority. The Authority had faced many difficult challenges during that time and he had made a major contribution to National Parks both regionally and nationally.

HRH the Prince of Wales had visited the new Moorland Centre at Edale. He presented the David Arnold-Forster Award to the Peak District Environmental Quality Mark Scheme.

An awards scheme has been launched to tie in with the publication of the new Design Guide for the Peak District National Park. The Chair thanked staff members John Sewell, Bryan Thompson, Bob Bryan, Di Tranter and Ray Manley for their contribution to the new guide.

The Chair expressed thanks to Steve Pugsley of Exmoor National Park Authority who had retired as the Chair of the Association of National Park Authorities.

MINUTES

The minutes of the meetings held on 25th May 2007 were approved as a correct record and signed by the Chair.

61/07 MATTERS ARISING

MINUTE 50/07 8.1 RESPONSE TO THE A628 MOTTRAM - TINTWISTLE BYPASS 2007. (A811/SAT)

It was reported that the public inquiry into the bypass had been started.

URGENT BUSINESS

The Chair reported that there was one item of urgent business relating to the appointment of the Plans Review Task Team. This item will be considered after Agenda Item No. 10.8.

HEAD OF PLANNING SERVICE

62/07 9.1 FULL APPLICATION - CONTINUED EXTRACTION OF STONE FROM EXISTING QUARRY, EXTRACTION OF STONE FROM LAND TO WEST OF EXISTING QUARRY, PROVISIONS OF SCREENING AND LANDSCAPING AND RESTORATION OF EXISTING QUARRY AND PROPOSED EXTENSION. DALE VIEW QUARRY, STANTON IN PEAK (NP/DDD/0606/0613/JEH)

Mrs K Potter declared a prejudicial interest in this item as a local resident living near the site and left the room. Mr A Hams declared a personal interest in this item as a former Board member of the Countryside Agency and a current Board member of Natural England.

The meeting considered a report on a major proposal for mineral working which the Planning Committee has recommended for approval. The proposal represented a departure from approved minerals policies and the application was therefore referred to the Authority for further consideration.

If the Authority meeting endorsed the view of the Planning Committee then the application will be referred to the Secretary of State for a judgement as to whether the application should be 'called in' for determination by the Secretary of State.

The key issues considered in relation to the proposal were as follows:

 Whether the proposed extension to Dale View Quarry was acceptable as an exception to policies in the Structure and Local Plans taking into account the proposed relinquishment, without compensation, of the existing permission at Lees Cross and Endcliffe; • Whether the proposal in that context was considered equitable.

A copy of the report considered by Planning Committee was attached as Appendix 1 to the report.

The proposed extension to Dale View Quarry was major development and would not generally be acceptable in policy terms. However, officers considered that the proposal would result in the net conservation and enhancement of the National Park.

In considering the application there was a need to take into account national, regional and local policies, consultation responses, representations, the application and environmental statement and all relevant material considerations.

Government guidance advised that in dealing with planning applications, local planning authorities should consider each on its merits and reach a decision based on whether the application accords with the relevant development plan, unless material considerations indicate otherwise. Where applications do not meet these requirements, they may be refused. However, in some instances, it may be possible to make acceptable development proposals which might otherwise be unacceptable, through the use of planning conditions, or where this is not possible, through planning obligations.

An exceptional circumstance has been demonstrated in that the proposal included the voluntary revocation without compensation of Lees Cross and Endcliffe, a site with greater environmental and amenity value. The effects of working the proposed extension will be less than the effects of working Lees Cross and Endcliffe. This was explained in detail in Appendix 1 attached to the report.

RESOLVED:

- 1. That the Secretary of State be informed that the Authority is minded to approve the application as a Departure from the Development Plan on the basis outlined in recommendation 2.
- 2. That subject to the above and to the prior completion of a Section 106 legal agreement whereby the applicant and all those with an interest in the application site or Lees Cross and Endcliffe Quarries formally agree to:
 - a) The revocation of the planning permission ref. 1898/9/20 for the winning and working of sandstone issued on 6 February 1952 relating to land at Lees Cross and Endcliffe without compensation;

The revocation of the planning permission ref. NP/DDD/0197/058 issued on 30 April 1997 for the determination of conditions under the Environment Act 1995 relating to land at Dale View Quarry without compensation; the revocation of the 1952 planning permission ref. 1898/9/20 for the winning and working of sandstone issued on 6 February 1952 relating to land at Palmers Pilhough Quarry (Dale View Quarry) without compensation and; the revocation of the 1990 planning permission ref NP/DDD/690/321 issued on 20 August 1990 for the stabilisation of tip, tipping and regrading relating to land at Dale View Quarry without compensation;

- c) The end-use of the stone restricted to a total of 62,000 tonnes per annum as block stone, with the exception of up to 500 tonnes per year from within the 62,000 tonnes total for rip-rap (for flood defence works);
- d) Pay for the annual inspection of the highway and the repair to highway margins necessary due to accelerated attrition caused by HGV's, up to a maximum annual expenditure of £2000 per annum (index linked);
- e) A bond to secure restoration;
- f) The aftercare of the proposed extension site as low intensity agriculture hay meadow for 20 years following completion of the development

the application ref: NP/DDD/0606/0613 be APPROVED subject to conditions covering the following broad issues:

Duration; Hours of operation; Haulage, including up to 36 vehicle movements (18 in, 18 out) Monday to Friday and 5 pre-notified days per annum of 50 movements, (25 in, 25 out); Phasing of works; Output (to include maximum of 1.04 million tonnes inclusive); Site Access; Planting; Ecology; Landscape; Archaeology; Noise; Blasting; Dust.

- 3. That authority be delegated to the Head of Planning Service and the Head of Law jointly to determine the details of the Section 106 agreement.
- 4. That authority be delegated to the Head of Planning Service to approve the final details of the conditions.
- 5. That formal revocation of permissions identified in recommendation 2. be pursued.
- 6. That officers be thanked for a well prepared report.

CORPORATE RESOURCES

63/07 <u>10.1 APPOINTMENT OF CHAIRS AND VICE-CHAIRS OF COMMITTEES</u> (A.111/EWJ)

The meeting considered the appointments of the Chairs and Vice Chairs of the three Standing Committees.

RESOLVED:

That the following Members be appointed to the offices of Chair and Vice Chair of the Standing Committees until the Annual Meeting in 2008:

Planning Committee	Chair: Vice Chair:	Clr Mrs B J Wilson Mrs A Ashe
Services Committee	Chair: Vice Chair:	CIr A Marchington Mr C Pennell
Audit and Performance Committee	Chair: Vice Chair:	Prof J Herbert Clr Tracy Critchlow

64/07 10.2 APPOINTMENT OF MEMBERS TO COMMITTEES (A.11/EWJ)

This report requested the Meeting to appoint Members to the Authority's Standing Committees.

RESOLVED:

That the Members as set out below be appointed to the Planning Committee, Services Committee, Audit and Performance Committee until the Annual Meeting in 2008:

<u>Planning</u>	<u>Services</u>	Audit & Performance
Chair: Clr Mrs B J Wilson	Chair: Clr A Marchington	Chair: Prof J Herbert
Vice Chair: Mrs A Ashe	Vice Chair: Mr C Pennell	Vice Chair: CIr Mrs T Critchlow
Mr N Bajaria	Clr D Barker	Clr D Barker
Miss P Beswick	Mr N Bajaria	Mr N Bajaria
Clr Mrs J Bevan	Mr C Carr	Mr C Carr
CIr T Bristowe	Ms P Coleman	Ms P Coleman
Clr A Favell	Clr Mrs T Critchlow	Clr Mrs H M Gaddum
Mr C Fearns	Clr Mrs H M Gaddum	CIr A Marchington
Clr Mrs H M Gaddum	Prof J Herbert	Clr C McLaren
Mr A D Hams	Clr C McLaren	Clr J Muir
Prof J Herbert	Clr J Muir	Mr G D Nickolds
CIr A Marchington	Mr G D Nickolds	Mr C Pennell
Mrs K Potter	Clr Mrs I Ratcliffe	CIr Mrs I Ratcliffe
Mr R Priestley	Mr S L Rix	Mr S L Rix
Mrs S Prince	Clr R Wilkinson	Clr R Wilkinson

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CIr Mrs S Roberts

Clr Mrs B J Wilson

Clr Mrs B J Wilson

Clr C Robinson

Clr Mrs J A Twigg

Clr E Wain

65/07 <u>10.3 APPOINTMENT OF STANDARDS COMMITTEE AND APPOINTMENT OF</u> INDEPENDENT MEMBER (A.1148/EWJ)

This report requested the meeting to appoint 4 Authority Members to the Standards Committee and to re-appoint Mr Robert Ashworth as an Independent Member of the Standards Committee for a further term.

RESOLVED:

- 1. That CIr Mrs J Bevan, Mr C Fearns, Mrs S Prince and CIr Mrs I Ratcliffe be appointed to the Standards Committee until the Annual Meeting in 2008.
- 2. That, in pursuance of S53 Local Government Act 2000 and The Relevant Authorities (Standards Committee) Regulations 2001, Robert Ashworth be re-appointed as an Independent Member of the Authority's Standards Committee for a period of four years expiring on 28 August 2011.
- 3. That attendances at all meetings be an approved duty under the Members' Allowances Scheme.

66/07 <u>10.4 LOCAL JOINT COMMITTEE: APPOINTMENT OF MEMBERS (A.111/EWJ)</u>

The Meeting considered the appointment of Members to the Local Joint Committee.

Due to the reduction in the number of staff on the Staff Committee it may be difficult to achieve a staff side quorum of 4 staff members. It was proposed that for an interim period that the quorum for the committee be reduced to 3 members from each side. The staff side quorum to include the Unison representative

RECOMMENDATION:

1. That the following members be appointed to the Local Joint Committee until the Annual Meeting in 2008:

CIr Mrs T Critchlow	Mrs A Ashe
CIr Mrs H M Gaddum	Mr C Carr
CIr Mrs J A Twigg	Prof J Herbert
CIr Mrs I Ratcliffe	Mrs S Prince
CIr R Wilkinson	

2. That the quorum of the Committee be reduced to three members from each side with the quorum for the staff side to include the Unison representative.

67/07 <u>10.5 APPEALS SUB-COMMITTEE APPPOINTMENT OF MEMBERS</u>

This report requested the meeting to appoint 8 Members to the Appeals Sub-Committee.

RESOLVED:

That the following members be appointed to the Appeals Sub Committee until the Annual Meeting in 2008:

CIr Mrs J Bevan	Ms P Beswick
CIr Mrs T Critchlow	Mr C Fearns
CIr Mrs J A Twigg	Prof J Herbert
CIr Mrs I Ratcliffe	Mrs S Prince

68/07 <u>10.6 MEMBERSHIP OF THE STRATEGIC ADVISORY GROUP (A.11192/EWJ)</u>

This report requested the meeting to consider the appointment of the 3 additional Members to the Strategic Advisory Group

The membership of the Group is: Chair and Deputy Chair of the Authority Chairs and Vice Chairs of Planning, Services and Audit and Performance Committees 3 other Members – 1 Council Member, 1 Secretary of State Member, 1 Parish Council Member.

RESOLVED:

That CIr Mrs I Ratcliffe, Mr A Hams and Ms P Coleman be appointed to the Strategic Advisory Group until the Annual Meeting in 2008:

69/07 10.7 CALENDAR OF MEETINGS (A.11/EWJ)

A draft calendar of meetings for 2007/2008 was considered. The special meeting of the Services Committee already agreed to be held on 25th January 2008 was added to the Calendar.

RESOLVED:

That the Calendar of Meetings as set out in Annex 1 to the report, with the addition of a special meeting of the Services Committee on 25 January 2008, be approved.

70/07 <u>10.8 APPOINTMENT TO MEMBER REPRESENTATIVE ROLES (A111/RMM)</u>

This report asked Members to make appointments to the current Member Representative roles which were vacant due to recent membership changes.

RESOLVED:

- 1. That the following be appointed as the Member Representatives until October 2007:
 - a) Implementing Electronic Government Ms P Coleman
 - b) Asset Management Mr L Rix

- c) Sport & Recreation Mr G Nickolds
- d) Affordable Housing Mrs K Potter
- 2. That Chris Furness be thanked for the outstanding contribution that he made as the Member Representative for Affordable Housing.

URGENT BUSINESS

The Chair had agreed to the meeting considering the following item of urgent business.

71/07 7.1 PLANS REVIEW TASK TEAM: APPOINTMENT OF MEMBERS (A.111/EWJ)

Following recent changes in membership vacancies had arisen on the Task Team. A vacancy had also arisen through Mrs Ashe being appointed as Vice Chair of the Planning Committee.

It was agreed that the vacancy allocated to a Parish member be allocated to a Council appointed member to achieve a more balanced representation of the three categories of Members.

RESOLVED:

That CIr Mrs I Ratcliffe, Mr A Hams and Mrs S Prince be appointed to fill the vacancies on the Plans Review Task Team until the Annual Meeting in 2008.

72/07 <u>10.9 MEMBER REPRESENTATION ON OUTSIDE BODIES (A.1155/RC)</u>

This report requested the appointment of Members to represent the Authority at meetings of various other organisations (Outside Bodies) and the agreement of proposals for streamlining the process for making future appointments.

The meeting did not agree to the proposal in the report that in the future the Annual Meeting will only re-appoint to known vacancies.

RESOLVED:

- 1. That the Members and Deputy Members be appointed to the Outside Bodies as set out in Annex 1 attached to the Minutes. The appointments to expire at the Annual meeting in June 2008.
- 2. That attendance at meetings be an approved duty for the purpose of the payment of travelling and subsistence allowances.
- 3. That the current arrangement for all appointments to Outside Bodies being made at the Annual meeting be retained.
- 4. That vacancies or new requests for Member appointments that occur during the year be reported to the Authority meeting as and when necessary.

73/07 <u>10.10 MEMBER DEVELOPMENT 2007/08 (A.111/CH)</u>

The meeting considered proposals for the programme of Member Development Events.

RESOLVED:

That the Member Development Programme 2007/08 as set out in Annexes 1 and 2 to the report be approved.

74/07 10.11 SCRUTINY IN 2007/08 (A.11412/RMM)

The meeting considered the recommendations from the Audit and Performance Committee on two topics for scrutiny in 2007/08 and the appointment of the scrutiny team members.

As part of introducing the item the Director of Corporate Resources said that the work of the two teams needed to be planned and timed so that staff are available to support the teams.

RESOLVED:

- 1. That the proposed scrutiny topics for 2007/08 of 'Recreation Management' and 'Strategic Review of Recreation Policy' as recommended by the Audit and Performance Committee be agreed
- 2. That the following be appointed as Chairs of the scrutiny teams:

Recreation Management	Mr G D Nickolds
Recreation Policy	Ms P Coleman

3. That the following be appointed to the scrutiny teams:

Recreation Management

Recreation Policy

Cir Mrs J Bevan Mr J C Fearns Cir C McLaren Ms P Beswick Clr Mrs T Critchlow Clr Mrs I Ratcliffe

75/07 <u>10.12 NATIONAL PARKS CONFERENCE: APPOINTMENT OF DELEGATES</u> (EWJ/A1118)

The Authority is hosting the 2008 ANPA conference at Buxton. The meeting considered the appointment of the Authority's delegates.

RESOLVED

1. That the following Members be appointed to attend the ANPA National Parks Conference on 19th-21st September 2007 with attendance as an approved duty:

CIr D Barker	CIr A Marchington
Ms P Beswick	Mr R Priestley
CIr Mrs T Critchlow	Clr Mrs B Wilson

2. That the Chair of the Authority be authorised to appoint substitute delegates if necessary.

76/07 <u>10.13 EUROPARC CONFERENCE 2007: APPOINTMENT OF DELEGATES</u> (A.924/EWJ)

The meeting was requested to authorise the attendance of the Chair of the Authority and one Member to attend the Europarc Conference 2007

RESOLVED

That the Chair of the Authority and Prof J Herbert be appointed as the Authority's delegates to the Europarc Conference on 25th-30th September 2007.

77/07 <u>10.14 2007/08 BUDGET- USE OF CONTINGENCY AND ACHIEVING PRIORITIES</u> (A137/RMM)

This report updated Members on the Resource Management Team discussions on use of the 2007/08 budget contingency and funding of priority planning and legal work.

In introducing the report the Director of Corporate Resources explained:

- A commitment had been made to the SAG (Strategic Advisory Group) to bring a report.
- A balance needed to be made between being responsive to addressing the needs identified in the report (which had been supported by Resource Management Team) and making cuts in advance of the budget planning round which involves Members and is done in the context of the bigger financial picture.
- The £12,000 would be used to support consultancy costs in the Planning Service and to increase the hours of a temporary post in the Legal Service (in this respect a third recommendation was added to make the amendment to the establishment).
- DCLG (Department of Communities and Local Government) had been contacted about the Planning Delivery Grant funding and the Authority had been advised that it would be a further one or two weeks before receiving notification.
- There was still no agreement yet on the pay award for 2007/08.

RESOLVED

- 1. That funding the priority needs identified in paragraph 7 of the report be part of the 2008/09 budget planning process involving Members, with a subsequent report to the Autumn Services and Authority meetings as appropriate.
- 2. That up to £12,000 of the 2007/08 unallocated contingency be used to support solving one off, short term staffing issues in the legal, minerals and planning teams
- 3. That the hours of the temporary 6 month post of Senior Legal Officer, already approved by Services Committee, be extended from 18.5 hours to 30 hours using £5,000 of the £12,000 as above.
- 4. That working with ENPAA the Authority presses for urgent discussions with Defra officials and Ministers on the serious impact of a 0% settlement.

The meeting adjourned at 12.40pm and reconvened at 1.40pm.

- Chair: Mr N Bajaria
- Present: Mrs A Ashe, Miss P Beswick, Clr D Barker, Clr T Bristowe, Mr C Carr, Ms P Coleman, Clr A Favell, Mr J C Fearns, Clr Mrs H M Gaddum, Mr A D Hams, Prof J Herbert, Clr A Marchington, Clr C McLaren, Mr G Nickolds, Mrs K M Potter, Mr R Priestley, Clr Mrs I Ratcliffe, Clr Mrs S Roberts, Clr Mrs J A Twigg, Clr Mrs B J Wilson.

78/07 <u>11. MINUTES OF THE MEETINGS OF COMMITTEES</u>

RESOLVED:

That the Minutes of the following Committees be received:

Planning Committee – 18 May 2007

Services Committee – 8 June 2007

Local Joint Committee – 8 June 2007

79/07 EXCLUSION OF THE PUBLIC

RESOLVED:

That the public be excluded from the meeting during consideration of Agenda Item No 13 to avoid the disclosure of Exempt Information under S100 (A) (4) Local Government Act 1972, Schedule 12A, Paragraph 3 "Information relating to the financial affairs of the Authority" and Paragraph 5 "Information in respect of which a claim to legal professional privilege could be maintained in legal proceedings".

STRATEGY & DEVELOPMENT EXEMPT REPORT

<u>Summary</u>

80/07 <u>13.1 QUARRYING AT LONGSTONE EDGE (MIN.2382/JJL)</u>

The meeting considered a report on the Authority's measures against the extraction of limestone at Longstone Edge and a review of the financial plan to support those measures.

The decision of the Meeting is recorded in the PART B Exempt Minutes relating to this item.

Minute No 72/07 APPENDIX

Outside Bodies Appointments

Annual Recreation Forum	Three Members: Ms P Coleman, Mr G D Nickolds, Clr Mrs J A Twigg One Deputy: Mr J C Fearns
Council for National Parks	One Member: Mrs A Ashe Deputy: Prof J Herbert
Derbyshire Aggregates Levy Grant Scheme Panel	One Member: Miss P Beswick One Deputy: Clr Mrs I Ratcliffe
Derbyshire and Peak Park Sport Partnership	One Member: Mr G D Nickolds One Deputy: None Appointed.
Derbyshire Archaeological Advisory Committee	One Member: Prof J Herbert
Derbyshire Dales and High Peak Local Strategic Partnership	One Member: Clr Mrs J Bevan One Deputy: Clr Mrs I Ratcliffe
Derbyshire Environment Trust	One Member: Miss P Beswick
Derbyshire Partnership Forum	One Member: Mr G D Nickolds One Deputy Clr Mrs B J Wilson
Derbyshire Rural Community Council	One Member: Prof J Herbert
Derbyshire T-Government Partnership Board	One Member: Ms P Coleman
Derwent Valley Community Rail Partnership	One Member: Mrs A Ashe One Deputy: Prof J Herbert (Partnership Currently Under Review).
East Midlands Regional Assembly	One Member: Clr Mrs B J Wilson One Deputy: Clr Mrs I Ratcliffe
Europarc	Authority Chair or Deputy Chair One other Member: Clr Mrs J A Twigg
Groundwork Trust, Derby and Derbyshire Board	One Member: Prof J Herbert One Deputy: Mrs A Ashe
Hope Valley and High Peak Transport Partnership	One Member: Mrs A Ashe One Deputy: Clr A R Favell. (Partnership Currently Under Review)
Land Managers Forum	Authority Chair or Deputy Chair Two Members: Mr L Rix, Mrs S Prince One Deputy: None Appointed.

Local Government East Midlands	One Member: CIr Mrs B J Wilson One Deputy CIr Mrs I Ratcliffe
Moors for the Future Partnership Group	Two Members as Chair and Deputy Chair of Group Chair Mr G D Nickolds, Deputy Chair Clr A Marchington Deputy: Mrs A Ashe
National Parks Electronic Government Group	One Member: Ms P Coleman
Peak District and Derbyshire Destination Management Partnership Board	One Member: Mr S L Rix
Peak District Biodiversity Action Plan Partnership	One Member: Mr G D Nickolds One Deputy: None Appointed.
Peak District Interpretation Partnership	One Member: Prof J Herbert
Peak District Local Access Forum	One Member: Clr Mrs J Bevan
Peak Park Parishes' Forum	Two Members: Mr N Bajaria, Mrs S Prince One Deputy: Clr Mrs J A Twigg
Peak Park Transport Forum	Four Members: Mrs A Ashe, Clr Mrs T Critchlow, Clr Mrs B J Wilson, Clr Mrs J Bevan Deputy: None Appointed (Forum Currently Under Review)
Sheffield City Region Forum	One Member: Chair of Authority One Deputy: As nominated by Chair according to the agenda items
Staffordshire Destination Management Partnership	One Member: Mrs S Prince
Staffordshire Rural Partnership Executive Board	One Member: CIr E Wain
Sustainable Development Fund Panel	Two Members as Chair and Deputy Chair: Chair Mrs A Ashe, Deputy Chair Prof J Herbert
The Rural Action Zone (Part of the Derby and Derbyshire Economic Partnership)	One Member: Mrs S Prince One Deputy: Clr Mrs J Bevan
UK Association of National Park Authorities/English National Park Authorities Association	One Member: Authority Chair One Deputy: Deputy Chair
United Utilities Conservation, Access and Recreation Advisory Committee (CARAC)	One Member: CIr C McLaren One Deputy: Mr S L Rix