

**AGENDA ITEM No. 5**

**MINUTES**

Meeting:

**National Park Authority Meeting**

Date:

23 May 2008

Venue:

Aldern House, Baslow, Road, Bakewell.

Chair:

Mr N Bajaria

Present:

Clr Mrs J Bevan, Clr Mrs T Critchlow, Clr Mrs H M Gaddum, Prof J Herbert, Clr A Marchington, Mr G Nickolds, Mr C Pennell, Mrs K M Potter, Clr R Priestley Clr Mrs S Prince, Clr Mrs I Ratcliffe, Mr L Rix, Clr R Wilkinson, Clr B J Wilson.

Apologies for absence:

Mrs A Ashe, Miss P Beswick, Mr C Carr, Ms P Coleman, Clr C McLaren, Clr J Muir, Clr Mrs S Roberts, Clr Mrs J Twigg,

**30/08 CHAIR'S ANNOUNCEMENTS**

**Mr Claude Fearn**

The Chair referred to the recent death of Claude Fearn a Parish Member of the Authority. Members and staff had attended the funeral. He had been passionate about the countryside and farming and had been committed to the National Park Authority during his time as a Member.

One minute's silence was observed as a mark of respect.

**Other announcements**

The Chair congratulated Clr Mrs Gaddum on being elected to the new Cheshire East Unitary shadow authority. Clr Bristowe had not been re-elected to Barnsley Borough Council and Clr Barker of Sheffield City Council was not continuing as a Member of the Authority.

He conveyed the thanks of the military services for the support of the Authority and to all the staff who had contributed to the staging of the Dambusters commemorative event at Ladybower.

The Chair had represented the Authority in Whitby at the final event of the Mosaic Project. A presentation of their work will be given to Members and staff at a lunchtime talk on the 29<sup>th</sup> May.

It had been announced that the government will be issuing a consultation paper in July on direct election of Members to National Park Authorities.

He reminded Members that the annual tour of the National Park will take place on the

20<sup>th</sup> June.

A meeting had been arranged in June with the Chairman and Chief Executive of the East Midlands Development Agency.

**31/08 MINUTES**

The minutes of the meeting held on 28<sup>th</sup> March 2008 as amended below and the minutes of the Special meeting held on 18<sup>th</sup> April 2008 were approved as a correct record and signed by the Chair.

**MINUTE 14/08 CHAIR'S ANNOUNCEMENTS**

Add to the minute "Mrs Potter left the meeting during this item".

Paragraph 6: Insert the word "Chair" after the word "The" at the start of the first sentence.

STRATEGY & DEVELOPMENT

**32/08 FULL APPLICATION – ERECTION OF 9.7M HIGH WIND TURBINE, WHITE EDGE LODGE, LONGSHAW ESTATE, LONGSHAW (NP/DDD/0108/0041, P.754, 18.02.08, 2643 7988/KW)**

Mr L Rix declared a prejudicial interest in this item as an employee of the applicant and withdrew from the meeting room.

The following Members declared personal interests in this item:

Mr N Bajaria as a member of the National Trust.

Clr Mrs J Bevan as a member of the National Trust.

Clr A Favell as he knew Mr Innerdale one of the speakers.

Prof J Herbert as he was on an outside body with Mr Innerdale.

Mr G Nickolds as a member of the National Trust East Midlands Regional Committee.

Mr C Pennell as a member of Friends of the Peak District, the National Trust and a Board member of Natural England.

Mrs K Potter as a member of the CPRE and as she knew Mr Robinson one of the objectors.

Mrs S Prince as a Member of the National Trust Land Use and Access Panel and had discussed the principles but not the details of the application.

Clr Mrs I Ratcliffe as a member of the National Trust.

Some Members also stated that they had received letters or e-mails of objections. The Chair reminded Members to send details of any letters received to officers.

The meeting considered a report on a planning application for the erection of a wind turbine which the Planning Committee has recommended for approval as an exception to the Structure and Local Plan Policies.

It was reported that additional objections to the development had been received from:

Grindleford Parish Council

F Galbraith dated 12<sup>th</sup> May

J N Robison dated 13<sup>th</sup> May

Ramblers Association Dales Group dated 21<sup>st</sup> May

The details of these objections were summarised for the meeting by officers.

Representations were made to the meeting under the Public Participation Scheme by:

Professor Per Bullough who objected to the application as he felt it was detrimental to the landscape and only made a minimal contribution to carbon savings.

Mr Bob Adams representing Grindleford Parish Council who opposed the approval of the application as there was no exceptional need to override the Authority's policies.

Mr John King representing Friends of the Peak District. He supported approval of the application, accepting that it was detrimental to the landscape in the immediate vicinity but its location would reduce that impact. Approval accorded with national guidelines.

Mr Mike Innerdale representing the applicants explained that the aim was to manage the Longshaw Estate to mitigate climate change and that wind power was seen as the most appropriate solution.

Officers amended the report at paragraph 7 to read “.. more acceptable location cannot be found elsewhere and it is essential ...”

Officers recommended refusal of the application on the basis that the proposal was considered contrary to the policies in the Structure and Local plans. The policy considerations were attached as an annex to the report.

Members gave detailed consideration to the application and the policy implications debating the issues at length.

A motion to defer a decision to allow consideration of alternative energy sources was withdrawn.

Following the debate a motion to refuse the application was proposed and duly seconded. On being put to the vote this motion was carried.

## **RESOLVED**

**1. That the application be REFUSED for the following reasons:**

- a) **Landscape grounds, contrary to policies GS1, C2, C17, LC4 and LU4, prominent structure, which would spoil the landscape character of the surrounding area**
- b) **Contrary to policies C1 and LC1 as proposal does not amount to exceptional circumstances required for the conservation or management of the Natural Zone.**

**2. That the issue of the decision be deferred until the expiry of the statutory publicity period. In the event that further representations are received within the statutory publicity period, delegated authority be given to the Chair and the Head of the Planning service to consider the need to refer the application back to the Authority for further consideration**

**33/08**     **7.2 FULL APPLICATION – CONVERSION OF REDUNDANT BUILDINGS TO ESTATE HOUSE, BROOMHEAD FARM, BOLSTERSTONE (NP/S/0807/0735, P.4563, 06.08.07, 2440 9623/RJB)**

Mrs K Potter declared a personal interest in this application as a member of the CPRE.

The meeting considered a report on a planning application for the conversion of redundant buildings which the Planning Committee has recommended for approval as

an exception to the Structure and Local Plan Policies.

Mr Rimington-Wilson the applicant addressed the meeting under the Public Participation Scheme. He emphasised the need to provide a high standard of accommodation for his clients.

Details of the proposal and the officer's policy advice was set out in an Appendix to the report.

Members gave detailed consideration to the application and the policy implications debating the issues at length.

A motion to approve the application as recommended by the Planning Committee was proposed and duly seconded. On being put to the vote this motion was carried.

**RESOLVED:**

1. That the application be **APPROVED** as an exception to policy, as it achieves conservation of the historic building and estate management, subject to the completion of a S106 agreement tying the new estate house, shooting guest accommodation/holiday accommodation and also Broomhead Cottage to the Broomhead Estate Holding and in respect of Broomhead Cottage restricting its occupation to overflow shooting guest/holiday or estate worker accommodation and the following conditions:

**Definition of approved plans**

**Design details**

**Detailed landscape scheme**

**Residential cartilage**

**Highway Authority requirements**

**Environmental management scheme**

**Holiday accommodation occupancy control**

**Bat mitigation measures**

2. That the officers consider as part of the Local Development Framework the policy implications of the decision.

**The meeting adjourned at 12.40pm and reconvened at 1.10pm**

Chair: Mr N Bajaria

Present: Clr Mrs T Critchlow, Clr Mrs H M Gaddum, Prof J Herbert, Clr A Marchington, Mr G Nickolds, Mr C Pennell, Clr R Priestley, Clr Mrs S Prince, Clr Mrs I Ratcliffe, Mr L Rix, Clr R Wilkinson, Clr B J Wilson.

CHIEF EXECUTIVE

**34/08 8.1 PERFORMANCE AND BUSINESS PLAN 2008- 09 (A197/WA)**

The meeting was asked to approve the contents of the draft Performance and Business

Plan 2008-09, as a reflection of the Authority's achievements over the past twelve months and the focus of activity for the year ahead, prior to publication of the Plan by the statutory deadline of 30 June 2008. Also, to give support to Department for Environment, Food and Rural Affairs (Defra) draft new 'Deal' agreement.

Annex 11 the 2008-09 Corporate Risk Register was tabled at the meeting.

**RESOLVED:**

1. That the draft Performance and Business Plan 2008 – 09 be approved with the completion of details delegated to the Chief Executive for publication by 30 June 2008.
2. That the proposed amendment to the Key Corporate Action B3 to 'Managing the reduction of quarrying in the National Park' be approved.
3. That support for the Deal be given by the Chair of the Authority at the forthcoming ENPAA Chairs meeting to agreeing the Deal.
4. That the officers be thanked for an excellent report.

**35/08 8.2 SUB-NATIONAL ECONOMIC DEVELOPMENT AND REGENERATION REVIEW (A.971/JBD)**

Prof J Herbert declared a personal interest in this item as Chair of the High Peak and Derbyshire Dales Local Strategic Partnership.

This report set out the issues for the National Park Authority arising from the Government's consultation on the sub-national economic development and regeneration review. It included a brief summary of the state of the Authority's engagement with Local Area Agreements and describes the new duty to cooperate with the production and implementation of LAA targets that applies to the Authority.

**RESOLVED:**

1. That the Authority's duty under Section 5 of the Local Government and Public Involvement in Health Act (2007) to cooperate in the production, implementation and monitoring of Local Area Agreements be noted.
2. That a report be made no later than December 2008 and annually thereafter to the Audit and Performance Committee on the Authority's performance in contributing to the 7 Local Area Agreements that directly apply to it.
3. That the priority of areas for engaging in the transitional and future arrangements for implementation of the sub-national review set out in paragraph 10 become the basis for work designed to maximise National Park Management Plan outcomes through these partnerships.
4. That strong representations are made to Government Office East Midlands, East Midlands Development Agency, constituent authorities and Defra to ensure that the Peak District National Park Authority retains its essential position on the new regional and any sub-regional arrangements for developing and scrutinising the Integrated Regional Strategy.
5. That a response to central Government is made by the English National Park Authorities Association in line with the answers to the consultation paper provided at annex B to the report no later than 20 June 2008.

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CORPORATE RESOURCES

**36/08 9.1 AUTHORITY MEMBERSHIP CHANGES – CHESHIRE COUNCILS (EWJ/A.11)**

Clr Mrs H M Gaddum declared a personal interest in this item as a member of Macclesfield Borough Council and the Cheshire East Shadow Authority.

The meeting considered the options for future membership of the Authority following the introduction of unitary councils in the County of Cheshire in 2009. This was in advance of a formal consultation by Defra.

**RESOLVED**

- 1. That the Authority does not support a reduction in the number of Council Members appointed to the Authority.**
- 2. That the Authority needs to consider in more detail how the vacant place can be allocated.**

**37/08 9.2 ANTI FRAUD AND CORRUPTION POLICY (EWJ/A.111)**

This report proposed the adoption of an Anti Fraud and Corruption Policy.

**RESOLVED**

- 1. That the Anti Fraud and Corruption Policy as set out in Annex 1 to the report be adopted.**
- 2. That the employment contracts of all staff be amended to include reference to the Policy in the Employees Code of Conduct replacing Appendix 1 of the Code.**

**38/08 9.3 CONFIDENTIAL REPORTING POLICY (EWJ/A.111)**

This report proposed the adoption of a Confidential Reporting Policy.

**RESOLVED:**

- 1. That the Confidential Reporting Policy as set out in Annex 1 to the report be adopted.**
- 2. That the employment contracts of all staff be amended to include reference to the Policy in the Employees Code of Conduct.**

**39/08 9.4 CALENDAR OF MEETINGS (A.11/EWJ)**

The meeting considered a Calendar of Meetings up to October 2009.

Officers were requested to ensure that next year the Planning Committee did not clash with the UK ANPA National Parks Conference.

**RESOLVED:**

**That the Calendar of Meetings as set out in Annex 1 to the report be approved.**

**40/08 9.5 NATIONAL PARKS CONFERENCE 2008: APPOINTMENT OF DELEGATES (EWJ/A.1118)**

The meeting considered the appointment of delegates to attend the UK Association of

National Park Authorities (UK ANPA) National Parks Conference to be held in Windermere in September 2008.

The criteria for attendance was agreed as priority would be given to newly appointed Members, Members who have not attended before and Members who have not been for many years.

**RESOLVED:**

1. That the Chair of the Authority and four other Members be appointed to attend the UK ANPA National Parks Conference on 17<sup>th</sup> -19<sup>th</sup> September 2008 with attendance as an approved duty.
2. That the Chair of the Authority be authorised to appoint delegates and substitute delegates if necessary in accordance with the criteria set out above.

**41/08 10. MINUTES OF THE MEETINGS OF COMMITTEES**

**RESOLVED:**

That the Minutes of the following Committees be received:

Planning Committee – 14<sup>th</sup> March & 18<sup>th</sup> April 2008

Services Committee – 7<sup>th</sup> March, 28<sup>th</sup> March & 25<sup>th</sup> April 2008

**42/08 11. EXCLUSION OF THE PUBLIC**

**RESOLVED:**

That the public be excluded from the meeting during consideration of Agenda Item Nos. 11 & 12 to avoid the disclosure of Exempt Information under S100 (A) (4) Local Government Act 1972, Schedule 12A, Paragraph 1 "Information relating an individual". 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".

**43/08 12. EXEMPT MINUTES**

The exempt minutes of the meeting held on 28<sup>th</sup> March 2008 were approved as a correct record and signed by the Chair.

**44/08 13. SERVICES COMMITTEE EXEMPT MINUTES**

**RESOLVED:**

That the Exempt Minutes of the Services Committees held on 7<sup>th</sup> March & 28<sup>th</sup> March 2008 be received.

The meeting finished at 3.05pm