

AGENDA ITEM No. 3

MINUTES

<u>Meeting:</u>	National Park Authority Meeting
<u>Date:</u>	27 th March 2009
<u>Venue:</u>	Aldern House Baslow Road Bakewell Derbyshire
<u>Chair:</u>	Mr N Bajaria
<u>Present:</u>	Mrs A Ashe, Miss P Beswick, Clr T Bagshaw Clr Mrs J Bevan, Mr C J Bowell, Clr Mrs T Critchlow, Clr A Favell, Clr Mrs H M Gaddum, Prof J Herbert, Clr A Marchington, Clr C McLaren, Mr G Nickolds, Mr C Pennell, Mrs K Potter, Mr R Priestley, Mrs S Prince, Clr Mrs I Ratcliffe, Mr L Rix, Mrs L C Roberts, Clr Mrs S Roberts, Clr Mrs J A Twigg, Clr Mrs D Ward, Clr R Wilkinson, Clr Mrs D Wilde, Clr Mrs B J Wilson.
<u>Apologies for absence:</u>	Ms P Coleman, Clr E Wain.

12/09 CHAIR'S ANNOUNCEMENTS

The Chair welcomed Dr Roger Clarke who had been appointed to the Authority by the Secretary of State.

A minute's silence was held in memory of Sir Martin Doughty former Chair of the Authority who had recently died after a long illness.

Thanks were expressed to Leigh Rix whose membership of the Authority expired at the end of the month. He also thanked Clr Sylvia Roberts of Cheshire County for her contribution. Her membership finishes on the introduction of unitary authorities in Cheshire. He congratulated Sylvia on being appointed as an Alderman of Macclesfield Borough. Clr Hilda Gaddum had been appointed by the new Cheshire East Council.

The "Live & Work Rural" scheme will be launched on the 22nd April. The Chair and Chief Executive of the East Midlands Development Agency will be attending the event.

He expressed appreciation for the work done by the officers for the A628 by-pass public inquiry. There was now a need to look at suitable alternative proposals.

13/09 MINUTES

The minutes of the meetings held on 30th January 2009 were approved as a correct record and signed by the Chair.

14/09 MINUTES

The minutes of the meetings held on 6th February 2009 as amended below were approved as a correct record and signed by the Chair.

2/09 CHAIR'S ANNOUNCEMENTS

In the first paragraph insert "former" before "member".

4/09 MATTERS ARISING

86/08 PEAK DISTRICT NATIONAL PARK CLIMATE CHANGE ACTION PLAN 2008-2011 (A.5792/PS/AG)

In the paragraph insert "draft" before "Climate".

6/09 8.1 THE FUTURE OF SPITS (A8536/TN)

In the third paragraph after "Forum" delete "as" and insert "and".

15/09 MATTERS ARISING

84/08 MATTERS ARISING

MINUTE 68/08 AUTHORITY MEMBERSHIP CHANGES – CHESHIRE COUNCILS (A.11/EWJ/JBD)

The Chief Executive reported that an Order changing the membership of the Authority had now been made and that High Peak Borough Council would be appointing another Member in April.

5/09 7.1 BUDGET 2009/10 (A137/PN)

Each National Park Authority had been allocated an additional £25,000 towards the 60th Anniversary celebrations.

7/09 8.2 UPDATE ON THE ECONOMIC DOWNTURN (A6604/JBD)

In response to a Defra initiative the Authority has submitted a bid for funding for a programme of capital works in the National Park. The Chief Executive thanked the officers and the constituent local authorities for their contribution to preparing the submission. If the bid is successful a report on proposals for capital spending will be brought to the next meeting of the Authority.

8/09 5.1 REPRESENTATION ON EAST MIDLANDS LEADER'S BOARD (A971/JBD)

The proposal for the Authority to be represented on the Joint Board had been opposed by EMDA. The matter was still subject to further negotiations. Positive responses had been received from the other regional agencies particularly on the Authority being accepted as a statutory consultee.

STRATEGY & DEVELOPMENT

16/09 7.1 BACKDALE LONGSTONE EDGE (MIN.2382/JJL)

This report advised on the judgement of the Court of Appeal and the issues that arose out of the judgement.

Jill Gorvett of the Save Longstone Edge Group made a representation to the meeting under the Public Participation Scheme.

The meeting expressed the appreciation of the Authority for the support given by the local communities, the national alliance and also from government ministers and Defra.

RESOLVED

1. That the judgement of the Court of Appeal be welcomed.
2. That the Legal and Minerals teams and all other officers and communities be thanked and congratulated for their sustained hard work.

17/09 8. EXCLUSION OF THE PUBLIC

RESOLVED

That the public be excluded from the meeting during consideration of Agenda Item No 9 to avoid the disclosure of Exempt Information under S100 (A) (4) Local Government Act 1972, Schedule 12A, Paragraph 3 “Information relating to the financial or business affairs of any particular person, (including the Authority holding that information)” and Paragraph 5 “Information in respect of which a claim to legal professional privilege could be maintained in legal proceedings”.

PART B EXEMPT INFORMATION

STRATEGY & DEVELOPMENT

Summary

18/09 9. BACKDALE LONGSTONE EDGE (MIN.2382/JJL)

The meeting considered a report explaining the financial issues arising from the judgement of the Court of Appeal.

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

PART A

CHIEF EXECUTIVE

19/09 10.1 RETENTION OF PEAK DISTRICT NATIONAL PARK STRUCTURE PLAN AS BEING MATERIAL TO PLANNING DECISION FOLLOWING THE MARCH 2009 ADOPTION OF THE EAST MIDLANDS REGIONAL PLAN (REGIONAL SPATIAL STRATEGY) (A61442/PTA)

This report explained the need to secure the retention of the Peak District National Park Structure Plan as being material to planning decisions following the March 2009 adoption of the East Midlands Regional Plan (Regional Spatial Strategy) until such time as it is replaced fully by the Core Strategy and Development Management Document(s) in the emerging Local Development Framework (LDF).

RESOLVED:

1. That the Authority endorses the content of the Structure Plan as representing its view (for use as described in recommendation 2) until it is replaced fully by the Core Strategy and Development Management Document(s) in the emerging Local Development Framework (LDF).

2. That for those elements of the Peak District National Park Structure Plan (adopted 1994) that were “saved” beyond 27 September 2007, the Authority continues its current practice (as explained in paragraph 3 of the report) of taking them into account as being material to planning decisions wherever this remains relevant in the light of the March 2009 issuing of the East Midlands Regional Plan (Regional Spatial Strategy) and in support of the Peak District National Park Local Plan (adopted March 2001).

20/09 10.2 SHEFFIELD CITY REGION PILOT STATUS (A93276/JBD)

This report advised members of a proposal for the Sheffield City Region to bid to the Government to be a City Region Forerunner. It explained the proposed benefits and sought support for the Authority to decline the opportunity to be a core member of the proposed Economic Prosperity Board. Support was requested for the position adopted by officers and the Chair of the Authority.

The following Members declared personal interests in this item:

Clr T Bagshaw as a member of Sheffield City Council
Clr Mrs T Critchlow, Clr Mrs I Ratcliffe and Clr Mrs J Twigg as members of Derbyshire County Council and Derbyshire Dales District Council.
Clr Mrs J Bevan as a member of Derbyshire Dales District Council
Clr A Favell as a member of High Peak Borough Council
Clr Mrs D Ward as a member of North East Derbyshire District Council
Clr R Wilkinson and Clr Mrs B J Wilson as members of Derbyshire County Council

RESOLVED:

That the Authority remains engaged with the Sheffield City Region as an associate member and not as a member of the proposed Economic Prosperity Board.

21/09 10.3 CELEBRATION OF THE 60TH ANNIVERSARY OF THE NATIONAL PARKS AND ACCESS TO THE COUNTRYSIDE ACT 1949 (A945261/JF)

The meeting considered a report on planned activities to celebrate the 60th anniversary of the legislation which founded National Parks in the UK at a local and national level. Additional staffing resources were proposed.

RESOLVED:

1. That the programme of 60th anniversary activities taking place in the Peak District National Park be noted and that the final decision on how to allocate the £25,000 DEFRA grant be delegated to the Chief Executive.
2. That the extension of the existing Communications Officer post from half-time (18.5 hours) to full-time (37 hours) for 12 months from 1 April 2009 be approved with the current post-holder offered these extra hours to deliver the authority’s planned activities using funding from the DEFRA grant for the 60th anniversary celebrations.

The meeting adjourned at 1.20 pm and reconvened at 2 pm.

Chair: Mr N Bajaría

Present: Mrs A Ashe, Miss P Beswick, Clr T Bagshaw, Clr Mrs J Bevan,
Mr C J Howell, Mr C Carr, Clr Mrs T Critchlow,
Clr Mrs H M Gaddum, Prof J Herbert, Clr A Marchington,
Mr G Nickolds, Mr C Pennell, Mr R Priestley, Clr Mrs I Ratcliffe,
Mrs L C Roberts, Clr Mrs D Ward.

STRATEGY & DEVELOPMENT

22/09 12.1 FULL APPLICATION – ERECTION OF A DWELLING HOUSE FOR LOCAL NEED OCCUPANCY WITH ATTACHED GARAGE, DOMESTIC CURTILAGE, DRIVEWAY, VEHICULAR ACCESS TO ROAD, SEPTIC TANK AND GROUND SOURCE HEAT PUMP, UNDERGROUND PIPEWORK ON LAND AT THE READING ROOM, POWN STREET, SHEEN (NP/SM/1108/1016, P3429, 19/11/2008 411101/361118/ALN)

The meeting considered a report on a planning application for the erection of a dwelling for local housing needs which the Planning Committee had recommended for approval as an exception to the Structure and Local Plan Policies.

The officer recommendation was to refuse the application as the proposal was considered contrary to policies in the Development Plan. The reasons for the officer recommendation were contained in the report to the Planning Committee which was attached as an annex to the report.

The planning officer gave a verbal update of representations received. Members reported the receipt of a package of representations from the Agent

The following made representations to the meeting under the Public Participation Scheme:

Clr J Hails Ward Councillor supporting approval of the application.

Mr A Gould – Applicant

RESOLVED:

That the application be REFUSED for the following reasons:

- 1. Inadequate demonstration of local need for the dwelling**
- 2. Highway Grounds**
- 3. Harm to the character of the Conservation Area as a result of the loss of open space**

23/09 11.1 PRUDENTIAL CODE FOR CAPITAL FINANCE AND TREASURY MANAGEMENT POLICY (A1327/PN)

The meeting was requested to approve the borrowing limits and prudential indicators set out in the report, together with the Treasury Management Policy Statement contained in the Annex to the report.

RESOLVED:

- 1. That the Prudential Indicators and borrowing limits as described in the report, together with the policy on Minimum Revenue Provision in paragraphs 5.26 and 5.27 of the report be adopted.**
- 2. That the Treasury Management Policy Statement in Annex 1 of the report be approved.**

24/09 11.2 STANDING ORDERS REVISION: FINANCIAL REGULATIONS PART 3 (A113/PN)

Members were asked to approve amendments to Standing Orders Part 3 Financial Regulations, to bring the section up to date in terms of committee names and also to make a number of amendments for clarity and consistency with the whole document.

The following amendments to the draft were made:

E4 re-number E3

F3 after "£10,000" insert "and up to £100,000"
after "Chief Finance Office" replace "and" with "having agreed it with"

F10 replace "approved" in line 3 with "agreed by"

I5 insert "and Monitoring Officer" after "Chief Finance Officer"

RESOLVED:

That the amendments to Standing Orders Part 3 Financial Regulations as set out in Annex 1 as amended above be approved.

25/09 11.3 POLICY FOR COVERT SURVEILLANCE (A1516/LT)

The meeting considered a report on the provisions of the Regulation of Investigatory Powers Act 2000 and proposals for a Policy for Covert Surveillance to be adopted by the Authority.

RESOLVED:

- 1. That the Policy for Covert Surveillance at Annex 1 to the report be adopted by the Authority, to come into force on 1 April 2009.**
- 2. That the Head of Planning (in respect of planning matters) and the Head of Field Services (in respect of Access matters) and, in their absence or in cases where they are personally involved in the investigation, the Director of Strategy & Development and the Director of Operations, be designated as Authorising Officers for the purposes of the Regulation of Investigatory Powers Act 2000 to authorise any covert surveillance in accordance with the Policy.**
- 3. That the Authorising Officers and all other officers who may potentially undertake covert surveillance be trained on the new Policy and relevant aspects of the Regulation of Investigatory Powers Act 2000.**
- 4. That a report be made to the Audit & Performance Committee on implementation of the policy when used.**

26/09 11.4 COMMITTEE MEMBERSHIP CHANGES (A.111/EWJ)

The meeting was requested to agree changes to the membership of the Authority's committees arising out Mrs Prince's request to change her membership from the Planning Committee to the Services Committee and the Audit and Performance Committee

RESOLVED:

1. That Mrs S Prince be appointed as a member of the Services Committee and the Audit and Performance Committee.
2. That from 1st April 2009 Dr R Clarke be appointed as a member of the Planning Committee.

27/09 13. MINUTES OF COMMITTEES

RESOLVED:

That the Minutes of the meetings of the following Committees be received:

Planning Committee 16th January 2009
Services Committee 23rd January 2009

The meeting closed at 4.05 pm.