

**AGENDA ITEM No. 3**

**MINUTES**

**Meeting:** National Park Authority Annual Meeting

**Date:** 6 July 2012

**Venue:** Aldern House Baslow Road Bakewell Derbyshire

**Chair:** Clr A Favell

**Present:** Mr P Ancell, Mrs F Beatty, Clr Mrs B Beeley, Miss P Beswick, Clr D Birkinshaw, Clr C Carr, Clr D Chapman, Clr G Claff, Mr R Clarke, Clr C Furness, Clr Mrs H Gaddam, Clr P Harrison, Clr Mrs N Hawkins, Clr Mrs C G Heath, Mr R Helliwell, Prof J Herbert, Clr H Laws, Clr A McCloy, Mr G D Nickolds, Mr C Pennell, Clr Mrs K M Potter, Clr G Purdy, Clr Mrs L C Roberts, Clr Mrs M Stockdale, Clr B Taylor, Clr N Turner, Clr Mrs J A Twigg, Clr P Wood

Apologies for absence: Ms S Leckie

**47/12 ELECTION OF CHAIR OF THE AUTHORITY (A.11)**

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

**RESOLVED:**

**That Clr A Favell be elected Chair of the Authority for a term expiring at the Annual Meeting in 2013.**

Clr Favell took the Chair and thanked members for re-electing him for a further term.

**48/12 ELECTION OF DEPUTY CHAIR OF THE AUTHORITY (A.11)**

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

**RESOLVED:**

**That Mr G D Nickolds be elected Deputy Chair of the Authority for a term expiring at the Annual Meeting in 2013.**

**49/12 CHAIR'S ANNOUNCEMENTS**

The Chair welcomed the following newly appointed Members:

Clr D Birkinshaw, appointed by Barnsley Metropolitan Borough Council  
Clr Mrs H Gaddam, appointed by Cheshire East Council  
Clr Mrs N Turner, appointed by Kirklees Metropolitan Borough Council  
Clr P Wood, appointed by Sheffield City Council

He confirmed he had contacted the following retiring Members acknowledging their

contributions to the work of the Authority:

Clr Mrs D Wilde  
Clr P Raynes  
Clr K Burke  
Clr Mrs J Bragg

The Chair thanked Andy Farmer and his team for their contribution to the successful arrangements for the Olympic Torch passing through Derbyshire and the Peak District.

## **50/12 MINUTES**

The minutes of the meeting held on 25 May 2012 were approved as a correct record and signed by the Chair.

## **51/12 MATTERS ARISING**

### **30/12 MINUTE 19/12 – ROCKMILL, BUSINESS PARK, STONEY MIDDLETON**

The Chair reported on the outcome of a successful grant application which would be used to fund the proposed development.

### **37/12 8.2 DEVELOPMENT MANAGEMENT POLICIES – ISSUES AND PREFERRED OPTIONS (IF/BJT/A.6101)**

The Head of Development Planning provided an update on progress made implementing the decisions made at the last meeting of the Authority.

### **46/12 10.3 PEAK DISTRICT NATIONAL PARK AUTHORITY RESPONSE TO THE CONSULTATION ON CHANGES TO NATIONAL PARK GOVERNANCE (A1114/RMM)**

The Director of Corporate Resources provided an update on a recent meeting with representatives of Defra which had discussed issues raised in the consultation. It was confirmed that 191 responses had been received, and that as primary legislation was required to implement the proposals a May 2013 implementation date would be unlikely. It was noted that there were some concerns about the resources needed to progress the legislation and implement the proposals and that a response to the consultation would be published before the summer recess following consultation with the relevant minister.

HEAD OF LAW AND MONITORING OFFICER

## **52/12 9.1 THE LOCALISM ACT 2011 – THE AMENDED STANDARDS REGIME UPDATE (A.11/AGM)**

Following publication of the regulations relating to Disclosable Pecuniary Interests, the Authority received an update on progress made on actions agreed by the Authority arising from fundamental changes to the system of regulation of standards of conduct for elected, appointed and co-opted Members introduced by the Localism Act 2011.

In presenting the report the Monitoring Officer identified the following changes:

- Annex 3 page, paragraph 9 to refer to “Audit Resources and Performance Committee”
- Last page of the draft code amended to Chair/Deputy Chair
- Delete paragraph 24 in the draft code
- Amend paragraph 2 on page 2 of the code to include outside bodies, task teams, scrutiny and working groups.

Members were also advised on the outcome of the process to appoint two Independent Persons. It was agreed that in the event of either of the persons appointed resigning their positions within the next 6 months the Monitoring Officer could approach the next suitable candidate to fill the vacancy.

Following Member’s concerns about the circumstances in which details of a complaint would be withheld it was agreed that this would be removed from the arrangements for dealing with any standards allegations and the relevant forms amended accordingly. Members also sought and received further clarification on declaring gifts and hospitality.

**RESOLVED:**

- 1. To approve the arrangements for dealing with any standards allegations under the Localism Act 2011 as set out in Appendix 1.**
- 2. To approve and publicise the revised Code of Conduct as set out in Appendix 2.**
- 3. To approve the amendments to Standing Orders as set out in Appendix 3.**
- 4. To appoint Robert Ashworth and Joan Carr as Independent Persons for a term of office of 4 years ending at the AGM in 2016.**
- 5. On election or appointment to the Authority, Members and Co-opted Members, to undertake to observe the Members’ Code of Conduct.**

**53/12 DECLARATION OF INTERESTS**

It was noted that all Members had received representations on item 11.1 - Consideration of full planning application for development of two earth sheltered dwellings at The Chase/The Croft, Coldwell End, Youlgreave in the form of an email from the applicant.

It was noted that Mr G D Nickolds had an interest in item 11.1 - Consideration of full planning application for development of two earth sheltered dwellings at The Chase/The Croft, Coldwell End, Youlgreave as he had used the applicant as a consultant.

It was noted that Cllr A McCloy had a prejudicial interest in item 11.1 - Consideration of full planning application for development of two earth sheltered dwellings at The Chase/The Croft, Coldwell End, Youlgreave as he knew the applicant very well.

## CORPORATE RESOURCES

### **54/12 10.1 APPOINTMENT OF CHAIRS AND VICE-CHAIRS OF COMMITTEES (A.111/JS)**

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

Mr P Ancell and Cllr Mrs J Twigg were both proposed and seconded for the appointment to the position of Planning Committee Vice Chair. On being put to the vote Cllr Mrs J Twigg was appointed.

Prof J Herbert was proposed and seconded for the appointment to the position of Planning Committee Chair on being put to the vote he was appointed unanimously. On reflection Prof Herbert decided that he did not wish to continue in the role and asked the Authority to accept his request to resign his position as Chair of the Planning Committee.

During consideration of this matter the meeting was adjourned from 11.30am to 11.40am. As members of the public were present for item 11.1 Consideration of Full Planning Application for Development of Two Earth Sheltered Dwellings at The Chase/The Croft, Coldwell End, Youlgreave (NP/DDD/0212/0165/ALN) the Chair agreed that this matter would be discussed and determined before concluding discussions on item 10.1.

## DEVELOPMENT PLANNING

### **55/12 11.1 CONSIDERATION OF FULL PLANNING APPLICATION FOR DEVELOPMENT OF TWO EARTH SHELTERED DWELLINGS AT THE CHASE/THE CROFT, COLDWELL END, YOULGREAVE (NP/DDD/0212/0165/ALN)**

Cllr A McCloy had declared a prejudicial interest in this item as he knew the applicant very well he therefore left the room during consideration of this item.

As the following members had not completed planning training in accordance with the requirements of the Authority's Planning Training Protocol they withdrew to the public gallery and refrained from discussion and voting on this item:

Mrs F Beatty Cllr Mrs B Beeley, Cllr D Birkinshaw, Cllr C Carr, Cllr G Claff, Mr R Helliwell, Cllr Mrs M Stockdale, Cllr B Taylor, Cllr N Turner, Cllr P Wood.

This planning application had been considered by the Planning Committee on the 11 May 2012 and referred to the Authority for determination.

The report and recommendation to Planning Committee was attached as Appendix 1. It was noted that although the officer recommendation was for refusal the Committee was minded to approve the application subject to a section 106 agreement and conditions. However, since this development proposal was contrary to policies in the Core Strategy and in the Local Plan, Standing Orders required that a meeting of the Authority had to determine whether it agreed that there are grounds to relax the policies in this case. The reasons given by the Planning Committee to go against policy included the minimal landscape impact of the development and the community benefit to the sustainability of the village by the creation of further affordable housing.

The following spoke under the public participation at meetings scheme:

- Malcolm Ramsay, Supporter
- Mr A Baker, Applicant
- Michael Russell of Nathaniel Lichfield Partners, Applicant's planning consultant

A motion to approve the application was moved and seconded and on being put to the vote the motion was lost.

**RESOLVED:**

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

- 1 There is no established local need for the dwellings and they are of a size and type that would not remain affordable or meet the needs of the local community contrary to EMRP policies 1, 8 and 15, Core Strategy policies DS1 and HC1 and Local Plan policies LH1 and LH2. The offer of additional local needs housing does not justify an exception to policy.**
- 2 The proposals do not represent a significant enhancement of the site or achieve overall landscape benefits that would outweigh policy objections.**
- 3 The first occupants of the proposed units have not demonstrated that they have a housing need in accordance with the criteria set out in Local Plan policy LH1.**

Following consideration of this item the meeting adjourned for lunch from 1pm until 1.30pm

Chair: Clr A Favell,

Present: Mr P Ancell, Mrs F Beatty, Miss P Beswick, Clr D Birkinshaw, Clr C Carr, Mr R Clarke, Clr Mrs H Gaddam, Clr P Harrison, Clr Mrs N Hawkins, Clr Mrs C G Heath, Mr R Helliwell, Prof J Herbert, Clr H Laws, Clr A McCloy, Mr G D Nickolds, Mr C Pennell, Clr Mrs K M Potter, Clr G Purdy, Clr Mrs M Stockdale, Clr B Taylor, Clr N Turner, Clr P Wood

**56/12 10.1 APPOINTMENT OF CHAIRS AND VICE-CHAIRS OF COMMITTEES (A.111/JS)**

Following the resignation of Prof J Herbert, Clr Mrs L Roberts was proposed and seconded for the appointment to the position of Planning Committee Chair on being put to the vote she was appointed unanimously.

The Authority then went on to consider nominations for the positions of Chair and Vice Chair of Audit, Resources and Performance Committee.

**RESOLVED:**

**That the following Members be appointed to the offices of Chair and Vice Chair of the Standing Committees until the Annual Meeting in 2013:**

**Planning Committee**

**Chair: Clr Mrs L Roberts  
Vice Chair: Clr Mrs J Twigg**

**Audit Resources & Performance  
Committee**

**Chair: Mr C Pennell  
Vice Chair: Clr G Purdy**

**57/12 10.2 APPOINTMENT OF MEMBERS TO COMMITTEES (A.111/JS)**

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

It was agreed that the seat allocated to High Peak Borough Council on the Planning Committee should be allocated to Derbyshire County Council for the following year as High Peak Borough Council was represented on the Committee by the Chair of the Authority. The other High Peak Borough Councillor did not wish to be a member of this committee.

**RESOLVED:**

**That the Members as set out below be appointed to the Planning Committee, and the Audit Resources & Performance Committee until the Annual Meeting in 2013.**

**Planning**

Chair: Clr Mrs L Roberts

Vice Chair: Clr Mrs J Twigg

Mr P Ancell

Miss P Beswick

Clr D Birkinshaw

Clr C Carr

Clr D Chapman

Clr A Favell

Clr Mrs H M Gaddum

Clr Mrs N Hawkins

Prof J Herbert

Clr H Laws

Ms S Leckie

Mr G D Nickolds

Mr C Pennell

Clr Mrs K Potter

Clr Mrs M Stockdale

Clr D B Taylor

Clr P Wood

**Audit Resources & Performance**

Chair: Mr C Pennell

Vice Chair: Clr G Purdy

Mrs F Beatty

Clr Mrs B Beeley

Clr G Claff

Mr R Clarke

Clr A Favell

Clr C Furness

Clr P Harrison

Clr Mrs C G Heath

Mr R Helliwell

Clr A McCloy

Mr G D Nickolds

Clr Mrs L Roberts

Clr Mrs N Turner

**58/12 10.3 LOCAL JOINT COMMITTEE: APPOINTMENT OF MEMBERS (A.111/JS)**

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

**RESOLVED:**

**That the following Members be appointed to the Local Joint Committee until the Annual Meeting in 2013:**

|                          |                         |
|--------------------------|-------------------------|
| <b>Clr G Claff</b>       | <b>Clr P Harrison</b>   |
| <b>Clr C Furness</b>     | <b>Clr A McCloy</b>     |
| <b>Clr G Purdy</b>       | <b>Clr Mrs K Potter</b> |
| <b>Clr B Taylor</b>      | <b>Clr C Carr</b>       |
| <b>Clr Mrs J A Twigg</b> |                         |

**59/12 10.4 APPEALS PANEL APPOINTMENT OF MEMBERS (A.111/JS)**

This report requested the meeting to appoint Members to the Appeals Panel.

**RESOLVED:**

**That the following members be appointed to the Appeals Sub Committee until the Annual Meeting in 2013:**

|                         |                       |
|-------------------------|-----------------------|
| <b>Clr A Favell</b>     | <b>Mr P Ancell</b>    |
| <b>Clr G Purdy</b>      | <b>Miss P Beswick</b> |
| <b>Clr Mrs N Turner</b> | <b>Ms S Leckie</b>    |
| <b>Clr Mrs J Twigg</b>  | <b>Prof J Herbert</b> |

**60/12 10.5 MEMBERSHIP OF THE STRATEGIC ADVISORY GROUP (A.11192/JS)**

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 and the Audit Resources & Performance Committees

3 other Members – 1 Council Member, 1 Secretary of State Member, 1 Parish Council Member.

**RESOLVED:**

**That Clr G Claff, Mr R Clarke and Clr A McCloy be appointed to the Strategic Advisory Group until the Annual Meeting in 2013.**

**61/12 10.6 MEMBER REPRESENTATIVE ROLES AND TASK TEAMS (A.111/RC)**

This report asks members to agree and make appointments to Member Representative roles and to the Budget Monitoring Group.

**RESOLVED:**

- 1. That the Members as set out below be appointed to those roles until the Annual Meeting in 2013.**
- 2. That the Chair of the Authority be appointed to the Budget Monitoring Group, in addition to the Chair and Vice Chair of the Audit Resources & Performance Committee.**

3. **That Clr F Beatty be appointed to the Budget Monitoring Group until the Annual Meeting in 2013.**
4. **That all Member Representative roles (including Budget Monitoring) be approved duties for the payment of travel and subsistence allowances.**

**Member Representative roles**

|                         |                   |
|-------------------------|-------------------|
| Landscape               | Mr C Pennell      |
| Cultural Heritage       | Miss P Beswick    |
| Biodiversity            | Mr G D Nickolds   |
| Climate Change          | Clr A McCloy      |
| People and Communities  | Clr Mrs L Roberts |
| Recreation              | Clr Mrs N Turner  |
| Promoting Understanding | Ms S Leckie       |
| Tourism                 | Mr R Clarke       |
| Economy                 | Mrs F Beatty      |
| Asset Management        | Mr P Ancell       |

**62/12 10.7 MEMBER REPRESENTATION ON OUTSIDE BODIES (A.1155/RC)**

This report requested the appointment of Members to represent the Authority at meetings of various other organisations (Outside Bodies).

**RESOLVED:**

1. **That the Members and Deputy Members be appointed to the Outside Bodies as set out in Appendix 1 attached to the Minutes. The appointments to expire at the Annual Meeting in July 2013.**
2. **That attendance at meetings be an approved duty for the purpose of the payment of travelling and subsistence allowances.**
3. **That Members appointed to outside bodies are requested to produce a short annual report on activities, as appropriate, for the Member e-zine.**

**63/12 10.8 MEMBERS' ATTENDANCE ANNUAL RETURN (A.111/JS)**

The meeting considered the annual return of Member's attendance at Authority and Committee meetings and Training and Development events for 2011/12.

It was noted that the record of attendance for Clr C Furness would be amended to record attendance at 3 out of 3 Learning and Development events and attendance at Local Joint Committee as 1 out of 1.

**RESOLVED:**

**That the annual return of members' attendance for 2011/12 be noted.**



**64/12 10.9 RECORDING OF MEETINGS – PROPOSED AMENDMENT TO STANDING ORDERS (A.111/JS)**

The meeting considered an update on progress made in looking at ways to improve the accessibility of authority meetings following the receipt of representations from Members of the Authority and Members of the public about difficulties in hearing discussions in the Boardroom at Aldern House.

**RESOLVED:**

1. To note progress made to obtain a permanent solution to improving the acoustics at meetings of the Authority and its Committees.
2. To endorse the approach to recording meetings as set out in paragraph 14.
3. To amend Standing Order 1.5 to add the following paragraph:

**“(6) While the Local Government Act 1972 does not require an authority to record its meetings, subject to the availability of suitable recording equipment, the Authority will make a digital audio recording of all Part A discussions and decisions at meetings of the Authority and its Committees. The recordings will be held by the Monitoring Officer until the minutes of the meeting have been agreed by Authority or the relevant committee and then deleted. All requests from members of the public for copies of recordings will be dealt with in accordance with the provisions of the Freedom of Information/Environmental Information legislation.”**

**65/12 EXCLUSION OF 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 or business affairs of any particular person, (including the Authority holding that information)", Paragraph 5 "Information in respect of which a claim to legal professional privilege could be maintained in legal proceedings" and and Paragraph 1 "Information relating to any individual".**

**66/12 EXEMPT MINUTES**

The exempt minutes of the meetings held on 25 May 2012 were approved as a correct record and signed by the Chair.

Meeting ended 2.30pm

**Minute No 62/12 APPENDIX**

**Appointment to Outside Bodies – July 2012**

|   |   |
|---|---|
| Campaign for National Parks   | One Member: Mr R Clarke<br>Deputy: Clr Mrs J A Twigg  |
| Derby and Derbyshire Economic Partnership Rural Forum                 | One Member: Clr Mrs J A Twigg<br>One Deputy: Clr C Carr   |
| Derbyshire Health and Wellbeing Stakeholder Engagement Forum          | One Member: Mr G D Nickolds   |
| Derbyshire Sport  | One Member: Mr G D Nickolds<br>One Deputy: None Appointed   |
| Derbyshire Archaeological Advisory Committee                          | One Member: Clr C Furness   |
| Derbyshire Dales and High Peak Local Strategic Partnership            | One Member: Clr P Harrison<br>One Deputy: None Appointed  |
| Derbyshire Environment Trust  | One Member: Miss P Beswick  |
| Culture Derbyshire  | One Member: Miss P Beswick  |
| Derbyshire Partnership Forum  | One Member: Clr J Chapman<br>One Deputy: None appointed   |
| Derwent Valley Community Rail Partnership                             | One Member: Clr C Furness   |
| East Midlands Councils  | One Member: Clr G Purdy<br>One Deputy: None appointed   |
| Europarc  | Authority Chair   |
| Groundwork Trust  | Mr G Nickolds   |
| Hope Valley and High Peak Community Rail Partnership                  | One Member: Clr A Favell  |
| Land Managers Forum   | Authority Chair and Deputy Chair<br>Two Members: Clr D Chapman,<br>Mrs F Beatty<br>One Deputy: None appointed |
| Moors for the Future Partnership Group                                | Authority Chair and Deputy Chair<br>Two Members:, Mr G Nickolds<br>Mr C Pennell<br>One Deputy: Clr D Chapman  |
| Oldham & National Park Partnership                                    | One Member: Clr N Turner  |
| Peak District and Derbyshire Destination Management Partnership Board | One Member: Mr R Clarke   |

|  |   |
|--|---|
| Peak District Biodiversity Action Plan Partnership   | One Member: Mr G Nickolds<br>One Deputy: Cllr B Taylor  |
| Peak District Interpretation Partnership   | One Member: Ms S Leckie   |
| Peak District Local Access Forum   | One Member: Cllr N Turner   |
| Peak Park Parishes' Forum Annual Liaison Meeting   | One Member: Authority Chair<br>One Deputy: Deputy Chair   |
| Rural Action Derbyshire (Formerly Derbyshire Rural Community Council and currently under review) | One Member: Prof J Herbert  |
| Sheffield City Region Forum  | One Member: Chair of Authority<br>One Deputy: As nominated by Chair according to the agenda items |
| Staffordshire Destination Management Partnership – Strategic Committee                           | One Member: Cllr Mrs L Roberts  |
| Sustainable Development Fund Panel   | Two Members as Chair and Deputy<br>Chair:<br>Chair Miss P Beswick.<br>Deputy Chair None Appointed |
| UK Association of National Park Authorities/English National Park Authorities Association        | One Member: Authority Chair<br>One Deputy: Deputy Chair   |