

AGENDA ITEM No. 2

MINUTES

Meeting: **Audit, Resources and Performance Committee**

Date: 3 May 2013 at 10 am

Venue: The Board Room, Aldern House, Baslow Road, Bakewell

Chair: Mr C Pennell

Present: Clr G Claff, Clr A Favell, Clr C Furness, Mr A Hamid, Mr R Helliwell, Clr A McCloy, Mr G D Nickolds, Clr G Purdy and Clr Mrs N Turner

Apologies for Absence: Clr Mrs B Beeley, Clr P Harrison, Clr Mrs G Heath and Clr Mrs L Roberts

14/13 CHAIR'S ANNOUNCEMENTS

The Chair welcomed Mr Zahid Hamid to his first meeting of the Committee as a member of the Authority, appointed by the Secretary of State to replace Mr Roger Clarke.

The Chair reported that the postponed meeting scheduled for 22 March 2013 would have been Mr Clarke's last meeting of the Committee, and on behalf of the Committee he had expressed his gratitude for his distinguished contribution to the work of the Authority and the Committee and asked that his thanks be recorded.

The Chair also reported that this would be the last meeting of the Committee to be attended by Councillor Garry Purdy and expressed gratitude for his contribution particularly as Vice-Chair of the Committee. In response Councillor Purdy expressed his regret in leaving the Authority and confirmed he had enjoyed his time as a Member.

Councillor Favell, as Chair of the Authority welcomed Mr Hamid and thanked Councillor Purdy for his contribution to the work of the Authority and commended his approach to the role of a local authority appointee.

The Chair paid tribute to Sean Prendergast, recently appointed as Assistant Director, Field Services and Enterprise who as a result of illness had died on 23 March 2013. Sean, who would be sadly missed, had been widely respected by Members and Officers and had made a significant contribution to the work of the Authority. Before commencing the formal business the Committee stood in silent tribute.

15/13 MINUTES OF THE MEETING HELD ON 25 JANUARY 2013

The part A minutes of the meeting held on 25 January 2013 were approved as a correct record.

16/13 PUBLIC PARTICIPATION

The Chair reported that 9 members of the public had given notice to speak under the Authority's Public Participation Scheme.

17/13 MEMBERS DECLARATIONS OF INTEREST

The following Members declared an interest in items on the agenda:

Item 7:

- Mr R Helliwell declared a personal prejudicial interest as he held an agricultural tenancy on land at Chapel Gate.
- Cllr Mrs N Turner declared a personal interest, member of the Local Access Forum appointed by the Authority but did participate in discussions relating to this item.
- It was noted that all members had received correspondence from the Land Access and Recreation Association, Peak Horse Power, Peak District Green Lanes Alliance and the Trail Riders Fellowship.

Item 8:

- Mr C Pennell declared a personal interest as he was acquainted with Kath Stoney who had registered to speak on this item.
- It was noted that all members had received correspondence from Anne Robinson of Friends of the Peak District.

Item 9:

- It was noted that all members had received correspondence from the Stanage Forum Steering Group.

Item 13

- It was noted that Cllr A Favell had received correspondence relating to this item.

Item 14

- It was noted that Cllr A Favell had received correspondence relating to this item.

18/13 6. EXTERNAL AUDIT: 2012/13 AUDIT PLAN (A.1362/RMM)

Vanessa Jackson, Assistant Manager at KPMG was in attendance to present this item and answer questions from Members.

It was noted that there was an error on page 8 of the Audit Plan where the page reference on the first column should relate to page 14 not page 17.

RESOLVED:

That the 2012/13 External Audit Plan be considered and noted.

19/13 7. PROPOSED TRAFFIC REGULATION ORDER AT CHAPEL GATE (A76221/SAS)

As Mr R Helliwell had declared a personal prejudicial interest in this matter he left the room during discussion and voting in this item.

It was noted that Members had visited Chapel Gate on 14 March 2013. A record of the visit was circulated. It was reported that Derbyshire County Council had temporarily closed the lane to facilitate surface works which were due to commence the following week.

Officers advised the Committee that paragraph 45 of the report had been amended to change the references in the final sentence to paragraphs 46 to 50.

It was noted that the following speakers were present to make representations under the Authority's Public Participation Scheme:

- Chris Woods, Peak District Green Lanes Alliance (Also speaking on behalf of the Ramblers Association, Peak Horsepower and Friends of the Peak District)
- Edwina Edwards, Peak District Local Access Forum
- Robin Hickin, Trail Riders Fellowship
- Nigel Bennet, Peak and Derbyshire Vehicle User Group

Before making a decision the Committee considered its duties under the road traffic regulations.

RESOLVED:

To publish a notice of the Authority's proposals for a Permanent Traffic Regulation Order under Section 22 BB(2)(a) Road Traffic Regulation Act 1984 that will have the effect of prohibiting use by mechanically propelled vehicles at any time on the Chapel Gate route.

20/13 8. ACTION PLANS FOR THE MANAGEMENT OF RECREATIONAL MOTORISED VEHICLES IN THEIR USE OF UNSEALED HIGHWAYS AND OFF-ROAD (A7622/SAS)

It was noted that appendix 2 had been amended to record that repairs at Brough Lane had been completed and it was confirmed that Derbyshire County Council had extended the temporary closure at Long Causeway until March 2015.

It was noted that the following speakers were present to make representations under the Authority's Public Participation Scheme:

- Kath Stoney, resident of Bamford Clough.
- Chris Woods, Peak District Green Lanes Alliance. (Also speaking on behalf of the Ramblers Association and Friends of the Peak District)
- Patricia Stubbs, on behalf of Sue Dunk, representing residents living near Gatehouse/Huntsclough Lane.
- Prof Paul Bellaby, Hollingsclough Rakes Action Group.

RESOLVED:

- 1. To approve the action plans for the management of recreational motorised vehicles in their use of unsealed highways and off-road as set out in appendices 1, 4 and 5 of the report.**

- 2. To note progress and agree that that follow up report be brought to the Audit, Resources and Performance Committee in 6 months time.**

The meeting was adjourned from 11.30am to 11.40am following consideration of this item. Mr R Helliwell returned to the meeting following the adjournment.

21/13 9. NORTH LEES ESTATE – FARM BUSINESS TENANCY OPTIONS (PM6193/RHP)

The Committee considered non-exempt background information relating to proposals to re-let the farm business tenancy of the North Lees Estate.

It was noted that Henry Folkard representing the Stanage Forum Steering Group was present to make representations under the Authority's public participation scheme.

RESOLVED:

To note the available options as background information relating to the decision to be made during Part B of the meeting, after exclusion of the press and public.

22/13 EXCLUSION OF PRESS AND PUBLIC

RESOLVED:

That the public be excluded from the meeting during consideration of Agenda Items No 14 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)".

PART B

SUMMARY

The Committee determined the following item, full details of which are contained in the exempt minutes:

23/13 14 NORTH LEES ESTATE FARM BUSINESS TENANCY OPTIONS (PM6193/RHP)

PART A

24/13 10. CORPORATE OBJECTIVES 2012-15 UPDATE TO SUCCESS FACTOR (A197/WA)

Members discussed objectives relating to the action plans for the management of recreational motorised vehicles. The Chief Executive agreed to discuss with the relevant officers how measurable objectives could be included in the action plans.

RESOLVED:

- 1. To approve the revisions to the success factors associated with the corporate objectives (2012-15), representing the Authority's continued contribution to the National Park Management Plan.**

2. To monitor progress against all corporate indicators on a quarterly basis, where possible, as an alternative to annually identifying 'indicators for closer monitoring'.

25/13 11. DEMOCRATIC SERVICES MANAGER – ADDITIONAL CONTRACTED HOURS (AJM)

This proposal had been the subject of a business case considered and agreed by Resources Management Team. A Committee decision was required as the proposal was to be funded from a non-staff budget.

RESOLVED:

To approve a permanent increase in the hours of the Democratic Services Manager from 18.5 hours to 22.5 hours a week with effect from 1 April 2013.

26/13 12. DISPOSAL OF LEASEHOLD INTEREST IN LAND WITHIN PARSLEY HAY CAR PARK TO WESTERN POWER DISTRIBUTION (PM651/ALB)

This proposal could not be agreed by officers under delegated authority due to the length of the proposed lease.

RESOLVED:

To approve the disposal of a 4m x 4m plot of land within Parsley Hay Car Park to Western Power Distribution on a 99 year lease for a commuted rent of £1 to allow for the siting of a pad-mounted electricity transformer.

27/13 EXCLUSION OF PRESS AND PUBLIC

RESOLVED:

That the public be excluded from the meeting during consideration of Agenda Items No 13, and 15 to avoid the disclosure of Exempt Information under S100 (A) (4) Local Government Act 1972, Schedule 12A, Paragraph 1 "Information relating to any individual", Paragraph 2 "Information which is likely to reveal the identity of an individual", 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

SUMMARY

The Committee determined the following items, full details of which are contained in the exempt minutes:

28/13 13 EXEMPT MINUTES OF THE MEETING HELD ON 25 JANUARY 2013

29/13 MOTION TO CONTINUE THE MEETING BEYOND 1PM

During consideration of the following item the duration of the meeting exceeded three hours. In accordance with the Authority's Standing Order Part A 1.10, Members voted to continue with the meeting beyond three hours.

30/13 15 BROSTERFIELD CARAVAN SITE, FOLOW – PLANNING APPLICATION (P4484/RHP)

The Committee adjourned for lunch at 1.00pm during consideration of this item and reconvened at 1.30pm to continue discussions. Time was set aside for Members to consider reports tabled at the meeting.

The meeting ended at 2.00pm.