



Meeting of West Berkshire District Council

**Thursday, 19th September,
2013**

Summons and Agenda



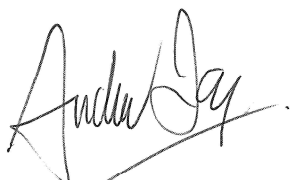
WestBerkshire
C O U N C I L

To: All Members of the Council

You are requested to attend a meeting of
WEST BERKSHIRE DISTRICT COUNCIL
to be held in the
**COUNCIL OFFICES, MARKET STREET,
NEWBURY**

on

**Thursday, 19th September, 2013
at 7.00 pm**



Andy Day
Head of Strategic Support
West Berkshire District Council

Date of despatch of Agenda: Wednesday, 11 September 2013

AGENDA

1. **APOLOGIES FOR ABSENCE**
To receive apologies for inability to attend the meeting (if any).
2. **TRIBUTE TO COUNCILLOR DAVID HOLTBY**
To pay tribute to Councillor David Holtby who sadly passed away on 10 June 2013.
3. **MINUTES**
The Chairman to sign as a correct record the Minutes of the Council meeting held on 14 May 2013 and the special meeting on the 06 June 2013. **(Pages 1 - 20)**
4. **DECLARATIONS OF INTEREST**
To receive notice of any Declarations of Interest from Members.



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5. APPOINTMENT OF VICE CHAIRMAN (SEPTEMBER 2013 TO MAY 2014)

To appoint the Vice-Chairman of Council.

6. CHAIRMAN'S REMARKS

The Chairman to report on functions attended since the last meeting and other matters of interest to Members.

7. PETITIONS

Councillors may present any petition which they have received. These will normally be referred to the appropriate body without discussion.

8. PUBLIC QUESTIONS

(Please note that there were no public questions submitted relating to items not included on this agenda.)

9. LICENSING COMMITTEE

The Council is asked to note that since the last meeting of the Council, the Licensing Committee has not met.

10. PERSONNEL COMMITTEE

The Council is asked to note that since the last meeting of the Council, the Personnel Committee has not met.

11. GOVERNANCE AND AUDIT COMMITTEE

The Council is asked to note that since the last meeting of Council, the Governance and Audit Committee met on 08 July 2013 and the 02 September 2013. Copies of the Minutes of these meetings can be obtained from Strategic Support or via the [Council's website](#).

12. DISTRICT PLANNING COMMITTEE

The Council is asked to note that since the last meeting of the Council, the District Planning Committee met on 18 September 2013. Copies of the Minutes of this meeting will be obtainable from Strategic Support or via the [Council's website](#).

13. OVERVIEW AND SCRUTINY MANAGEMENT COMMISSION

The Council is asked to note that since the last meeting of the Council, the Overview and Scrutiny Management Commission met on 21 May 2013, the 21 July 2013, the 02 September 2013 and 17 September 2013. Copies of the Minutes of these meetings can be obtained from Strategic Support or via the [Council's website](#).

14. STANDARDS COMMITTEE

The Council is asked to note that since the last meeting of the Council, the Standards

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Committee met on 01 July 2013. Copies of the Minutes of this meeting can be obtained from Strategic Support or via the [Council's website](#).

15. SANDLEFORD PARK SUPPLEMENTARY PLANNING DOCUMENT (C2675)

To consider the representations received in response to the consultation on the Draft Supplementary Planning Document (SPD) undertaken between 22 March and 3 May 2013, any changes required in light of the representations and the subsequent adoption of the SPD. **(Pages 21 - 44)**

16. PIRBRIGHT INSTITUTE SITE, COMPTON, SUPPLEMENTARY PLANNING DOCUMENT (SPD) (C2650)

To consider the representations received in response to the Draft Supplementary Planning Document (SPD) consultation undertaken between 15th February and 2nd April 2013, revisions required as a result of the representations and the subsequent adoption of the SPD. **(Pages 45 - 62)**

17. WEST BERKSHIRE LOCAL PLAN - LOCAL DEVELOPMENT SCHEME AND SUSTAINABILITY APPRAISAL SCOPING REPORTS FOR THE SITE ALLOCATIONS AND DELIVERY DPD AND WEST BERKSHIRE MINERALS AND WASTE DPD (C2720)

To consider the adoption of the revised Local Development Scheme (LDS) for the West Berkshire Local Plan, delegation of authority to approve subsequent variations to the LDS, approval to consult on the West Berkshire Minerals and Waste Development Plan Document (DPD) and the Site Allocations and Delivery DPD and to consider the process of Council approval of the Issues and Options stage in the preparation of the Minerals and Waste DPD and the Site Allocations DPD. **(Pages 63 - 72)**

18. AMENDMENTS TO THE CONSTITUTION - SCHEME OF DELEGATION (C2709)

To review and amend sections of the Scheme of Delegation in light of recent legislative changes. **(Pages 73 - 146)**

19. REFRESH OF THE COUNCIL'S PETITIONS PROTOCOL (C2653)

To refresh the Council's Petitions Protocol in accordance with the agreed timescales for doing so. **(Pages 147 - 162)**

20. NOTICES OF MOTION

a) The following Motion has been submitted in the name of Councillor David Goff:

“That this Council urges the Chairman of the Council to write to the Minister of State for Justice, the Justices Clerk, the appropriate Directors of the Court Service and the Judicial Issues Group urging them to ensure that Newbury Magistrates' Court remains fully operational for the day to day business of a magistrates court in order to preserve local justice and to increase its usage for the people of the West of Berkshire. The Council considers that the running

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down of business dealt with in this Court combined with the restrictions imposed on the type of work it can deal with is unacceptable. Especially as this comes only two years after a Ministerial decision to keep Newbury Magistrates Court open; which decision was supported by a wide range of local interests”.

b) **The following Motion has been submitted in the name of Councillor Royce Longton:**

“This Council believes that well-run public houses make a significant, positive contribution to the social and economic well being of communities. The decline in numbers of such pubs, especially in rural areas within West Berkshire, is therefore a matter of considerable regret.

This Council therefore resolves to use its powers and influence to support public houses in the following ways:

1. Encourage and support communities to apply to list pubs as Assets of Community Value;
2. Ensure that pubs of historic or architectural interest, that currently lack a statutory designation, are included in the Council’s Local Heritage Listing;
3. Promote and champion award winning local pubs;
4. Lobby the Government to close the loopholes that currently, for example, allow the demolition of pubs, or their change of use to other commercial activities, without planning permission;
5. Investigate the use of the CAMRA Public House Viability Test as a tool when considering planning applications involving pubs;
6. Lobby local MPs and other political representatives to support CAMRA's *Fair Deal For Your Local* campaign;
7. Lobby the Government to take measures to reduce the price differential for beer between pubs and supermarkets, for example by reducing the tax on beer, or introducing a minimum retail price.”

21. MEMBERS' QUESTIONS

Members of the Executive or any Chairman of a Committee of the Council to answer the following questions submitted by Councillors in accordance with the [Council's Constitution](#):

a) **Question to be answered by the Chairman of the Governance and Audit Committee submitted by Councillor Jeff Brooks:**

“Could the Chair of Governance and Audit Committee explain why his Committee decided not to reduce the number of signatures required on a



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petition to this Council to trigger a debate - from 5,000 (3% of the population of West Berkshire) to 1,500 (1% of the population of West Berkshire), in line with the other Berkshire Unitary authorities? The Government only require 100,000 signatures on a petition (0.15% of the UK population) to be considered for a debate in the House of Commons!”

b) **Question to be answered by the Executive Member for Finance, Economic Development, Health and Safety, HR Pensions and Property submitted by Councillor Jeff Brooks:**

“Will the portfolio holder provide assurances that it is not this Council's practice, nor will be during the life of this Administration, to pursue any claim or debt owed to the Council by an individual, by contacting them while they are in hospital?”

West Berkshire Council is committed to equality of opportunity. We will treat everyone with respect, regardless of race, disability, gender, age, religion or sexual orientation.

If you require this information in a different format or translation, please contact Moira Fraser on telephone (01635) 519045.

