

Supplemental Items for Executive

Thursday 21st September 2023 at 5.00 pm
in Council Chamber Council Offices
Market Street Newbury

Part I

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| 4. | Public Questions
Members of the Executive to answer questions submitted by members of the public in accordance with the Executive Procedure Rules contained in the Council's Constitution. | 3 - 8 |
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Sarah Clarke

Sarah Clarke

Service Director (Strategy & Governance)

For further information about this/these item(s), or to inspect any background documents referred to in Part I reports, please contact Sadie Owen (Principal Democratic Services Officer) on 01635 519052 e-mail: sadie.owen1@westberks.gov.uk

Further information and Minutes are also available on the Council's website at

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Item 4:

Public Questions to be answered at the Executive meeting on 21 September 2023.

Members of the Executive to answer questions submitted by members of the public in accordance with the Executive Procedure Rules contained in the Council's Constitution.

A. Question submitted by Ian Hall to the Portfolio Holder for Governance and Transformation:

"When the petition on charging was presented a number of signatures were moved as being non-local. Why was a complaint allowed against councillors when it too came from outside the area?"

B. Question submitted by John Gotelee to the Portfolio Holder for Regeneration Growth and Strategy Development:

"7.24. Avison Young Environmental study for the LRIE states:Pre-application consultation undertaken with WBDC as part of this study confirms that a surface water drainage strategy for the Site should be designed to accommodate the 1% annual probability storm event plus a 40% allowance for climate change. Where can one see this Surface water Drainage Strategy? Has one even been completed?"

C. Question submitted by Anna Karim to the Portfolio Holder for Planning and Community Engagement:

"I would like to ask if the Council will consider the impact of refusing renewable energy projects or refusing planning on improved buildings with better insulation on Global temperatures.

Background: West Berkshire Council declared a Climate Emergency on the 2nd July 2019.The planning department has recently refused renewable energy applications and applications that upgrade old uninsulated buildings (with fossil fuel heating systems) that would have significantly reduced residents' carbon emissions.I am petitioning the council to add a climate consultation step to the planning process. I would ask that the Council's Environmental Specialist or a member of the Planning department review all applications which are going to be refused to see if the application can be made acceptable to be passed on the grounds that the application has significant climate change mitigation impact.

Why now? We have seen significant flooding in the Pang Valley and forest fires in Sulham and Tidmarsh woods. Our farmers are having to deal with alternating periods of heavy rain and extreme drought and this is in the UK which is less affected than Southern and Central Europe."

D. Question submitted by Graham Storey to the Portfolio Holder for Highways, Housing and Sustainable Travel:

"Will the council change current policy, and invest directly in newsocial housing for West Berkshire rather than relying on contributions from private developers?"

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E. Question submitted by Anthony Pick to the Portfolio Holder for Planning and Community Engagement:

"Why have no decisions yet been made by the Council's Head of Planning on the recommendations to locally list eight heritage assets made by the West Berkshire Heritage Forum at its Selection Panel meeting on 27th October 2022, in accordance with the local listing process approved by Full Council on 27th September 2012 and jointly signed by the Council and the West Berkshire Heritage Forum on 26th October 2012; when will those decisions be made and when will entries for those listings which are approved be made on the Council's web site?"

F. Question submitted by Paula Saunderson to the Portfolio Holder for Planning and Community Engagement:

"For completeness of records please may I ask this Question which appeared as a Supplementary Question from me to question H in the Public Questions answered in the Executive Minutes of the Meeting held on the 9th February 2023, and to which I have not had a reply. "I'm glad to hear that the London Road Industrial Estate is in the Local Plan review despite page 84, paragraph 7.10 indicating that it isn't. In that respect it will need to comply with the NPPF, Chapter 14, paragraph 160. Your strategic flood risk assessment level one, addendum one, and your strategic flood risk assessment level two, site specific analysis for new one (NEW 1) which indicates that you must prepare a holistic flood risk assessment for the whole of the area within the red line and a drainage and waste water management plan. That's also indicated in the other policies. How are you going to do that please?" The Portfolio Holder for Planning, Transport and Countryside answered: I'll refer to Officers and come back to you in writing."

G. Question submitted by Paul Morgan to the Portfolio Holder for Public Health, Culture, Leisure, Sport and Countryside:

"At the Executive Meeting on 6 July 2023 the leader of the Opposition claimed in his question that "The Council has announced that it will not commercially develop the former pitch at Faraday Road and instead use it for football matches, despite a superb alternative facility being shortly available at the Sports Hub. Can the council please confirm (or refute) Councillor MacKinnon's statement that an "alternative facility will shortly be available at Newbury Rugby Club"?"

H. Question submitted by Alan Pearce to the Portfolio Holder for Planning and Community Engagement:

"A new car park at the back of the Cinch storage unit on the London Road Industrial Estate (LRIE) has been completed on the 25th of July 2023. Please would the Executive Portfolio Holder for Planning and Community Engagement confirm if any of the additional Urban runoff is leaving the site underground via

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a Sewer that is connected to the main Thames Water Surface Water Sewer that services the LRIE?"

I. Question submitted by Tom Marino to the Leader of the Council:

"Is it acceptable for Councillors to publicly mock people who do not speak or pronounce English words correctly, particularly when English is not their first language?"

J. Question submitted by Ian Hall to the Portfolio Holder for Governance and Transformation:

"Is it right that complaints from people outside the area (and with no connection to our area) are allowed, and should the system be amended to prevent this type of incident?"

K. Question submitted by John Gotelee to the Portfolio Holder for Regeneration, Growth and Strategy Development:

"Avison Young Environmental study section 7.24 also states: WBDC has also commented that "infiltration Sustainable Drainage Systems and below ground attenuation storage will not be acceptable" and that "significant space will be needed for at-ground level Sustainable Drainage Systems. Could the Executive please explain the apparent incongruence of small SUDs under the road that we are told are planned by Ardent."

L. Question submitted by Anthony Pick to the Portfolio Holder for Planning and Community Engagement:

"Why has no response yet been given by the Planning Service to the update to the Historic Environment Action Plan prepared by the West Berkshire Heritage Forum and submitted with a request for advice on the planning section in April 2022; when will that response be forthcoming, so that the revised document can be issued for consultation to Heritage Forum members?"

M. Question submitted by Paula Saunderson to the Portfolio Holder for Public Health, Culture, Leisure, Sport and Countryside:

"Re Agenda Item 9: After the decision on the future of Manor Park FIELD has been taken please can you confirm that you will allow this piece of Public Open Space to be included in the scope of the WBC/EA Funding Application titled "Clay Hill, Newbury, Flood Risk Study" submitted by Ardent in April 2022 – doc no. 2201740-01 in recognition of its role as an integral part of the Surface Water Drainage systems for this hillside?"

N. Question submitted by Paul Morgan to the Portfolio Holder for Regeneration, Growth and Strategy Development:

"In late July 2023, the Newbury Weekly news reported that "West Berkshire Council wants to spend £5.3m to remodel Newbury Wharf". Can the Council please confirm if there is any substance in this report and if yes, who is behind

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this idea (i.e., is it an old Conservative administration proposal; is it a new Liberal Democrats administration proposal, is it being driven by officers or members etc.) Thank you”

O. Question submitted by Alan Pearce to the Leader of the Council:

“In an email from the Leader of the Council to me on the 9th of August 2023 on the overall long-term approach of the London Road Industrial Estate it was stated "Officers and members will meet but not with legal representatives" was this decision made by the Leader or by which officer and what was the reason for the decision?”

P. Question submitted by John Gotelee to the Portfolio Holder for Planning and Community Engagement/Public Health, Culture, Leisure, Sport and Countyside:

“Having opposed the Conservatives plans for a sports hub at Monks Lane isn't the refusal to quash the planning application a case of political hypocrisy?”

Q. Question submitted by Anthony Pick to the Portfolio Holder for Planning and Community Engagement:

“In view of the recent applications to redevelop the Kennet Centre, and the new applications from the developers, what actions are the council taking to make sure that the Newbury Town Centre Conservation Area Appraisal (draft dated December 2021) is in place before a decision is taken on these plans?”

R. Question submitted by Paula Saunderson to the Portfolio Holder for Public Health, Culture, Leisure, Sport and Countryside:

“Re Agenda Item 9: If the decision is made not to go ahead with the Football Pitch proposals please can you confirm you will look to Categorise this Public Open Space under a new WBC Green/Blue Infrastructure Plan and possibly give it the Typologies of ‘Accessible NATURAL Green Space’ & ‘ Small Childrens Play Area’ - with no Buildings?”

S. Question submitted by Paul Morgan to the Portfolio Holder for Finance and Corporate Services:

“My question relates to Agenda Item 6: Capital Financing Report Financial Year 2023/24 Quarter One (EX4361). Appendix D shows that:a) The Newbury Sports Hub (PPS) has a total Capital Budget / Forecast of £4.961 Million £1,800,000 Outturn at Q1 (2023/24) and a further £3,161,575 Capital in the 2024/25 Budget (including reprofiling)b) The Playing Pitch Action Plan has a total Capital / Budget Forecast of £1.571 Million£426,000 Outturn at Q1 (2023/24) and a further £1,145,240 Capital in the 2024/25 Budget (including reprofiling)Please can you provide a full and detailed breakdown of what these costs cover / provide.”

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T. Question submitted by Alan Pearce to the Portfolio Holder for Regeneration, Growth and Strategy Development:

"Please will the portfolio holder for Regeneration, Growth and Strategy Development answer my supplementary question from the 6th July 2023 Executive meeting, Public Question (G) "going from your previous answer it looks to me as if you think you can develop the London Road Industrial Estate (LRIE) purely on the free hold land that the Council owns, and meet drainage law, have you done any risk assessment of the risk of legal challenges on any planning permission on the LRIE that could hold it up because you can't meet drainage law without third-party land downstream?""

U. Question submitted by Anthony Pick to the Portfolio Holder for Planning and Community Engagement:

"Given that west Berkshire has 53 Conservation Areas, of which only two have approved Conservation Area Appraisals; given the central role of such Appraisals in defining the heritage character of each Conservation Area; given that over half the 53 Conservation Areas were approved in 1970-73; and given the promises made in successive approved Local Plans that such Appraisals would be produced, so far with minimal result, when will the Council at last take this task seriously, as required by the National Planning Policy Framework, and put actions in place to develop those Appraisals, a task in which the West Berkshire Heritage Forum would be glad to assist where possible?"

V. Question submitted by Paul Morgan to the Portfolio Holder for Finance and Corporate Services:

"My question relates to Agenda Item 6: Capital Financing Report Financial Year 2023/24 Quarter One (EX4361) In the EX4361 report there is no reference or mention regarding the capital requirement for the recently completed Lido at Northcroft – what is the final capital requirement for the Lido, and will this be financed by borrowing from the PWLB (Public Works and Loans Board)?"

W. Question submitted by Alan Pearce to the Portfolio Holder for Public Health, Culture, Leisure, Sport and Countryside:

"Question in relation to agenda item 9. at the Executive meeting 21st September 2023. Please will the leader of the Council confirm my understanding is correct that the sole reason for the new Sports Pitch at Manor Park is for the loss of a pitch at Monks Lane because the new Sports Hub is a replacement for the Faraday Road Football Stadium. Bearing in mind the Nolan principles of transparency"

X. Question submitted by Paul Morgan to the Portfolio Holder for Public Health, Culture, Leisure, Sport and Countryside:

"My question relates to Agenda Item 9: Results of Public Consultation – Potential Sports Pitch at Manor Park (EX4434) The Stage E review of the

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Playing Pitch Strategy (PPS), referenced in the EX4434 report (and published in June 2022) definitively and specifically links the potential sports pitch at Manor Park with the No 1 Priority of the PPS and the need to mitigate for the likely loss of the Faraday Road (Ground) "as the new 3G at the Newbury Sports Hub is only considered partial mitigation with additional grass pitch being the other part". Can the Council please confirm that the need for an additional grass pitch at Manor Park / Linear Park / or any other location will no longer be required as the Faraday Football Ground, in its current established location and footprint, will no longer be "lost" and will now be retained and protected?

Thank-you"

Y. Question submitted by Paul Morgan to the Portfolio Holder for Finance and Corporate Services:

"My question relates to Agenda Item 7: 2023/24 Revenue Financial Performance Quarter One (EX4360) In Appendix A "Transformation" has listed an Expenditure of £102,620 and an income of £0. Why was there no Budget allocated for 2023/24 Expenditure? and why is there no reference to or explanation of what this Expenditure is required for in EX4448?"