

# Public Document Pack

## AGENDA

Committee Administrator: Democratic Services Officer (01609 767015)

Thursday, 26 March 2015

Dear Councillor

### NOTICE OF MEETING

Meeting	<b>COUNCIL</b>
Date	<b>Tuesday, 7 April 2015</b>
Time	<b>2.00 pm</b>
Venue	<b>Council Chamber, Civic Centre, Stone Cross, Northallerton</b>

Yours sincerely

*P. Morton.*

Phillip Morton  
Chief Executive

To: All Members of Hambleton District Council

## **AGENDA**

### **Page No**

1. MINUTES  
To confirm the minutes of the meeting held on 24 February 2015 (C.28 - C.34), attached.  
1 - 6
2. APOLOGIES FOR ABSENCE
3. ANNOUNCEMENTS BY THE CHAIRMAN OR CHIEF EXECUTIVE
4. VERBAL STATEMENT OF THE LEADER AND REFERRALS FROM CABINET  
7 - 12  

<u>Date of Meeting</u>	<u>Minute Nos</u>
17 March 2015	CA.74 to CA.83
5. REFERRAL FROM THE AUDIT, GOVERNANCE AND STANDARDS COMMITTEE  
13 - 14  

<u>Date of Meeting</u>	<u>Minute Nos</u>
25 March 2015	AGS.31
6. REFERRAL FROM THE LICENSING COMMITTEE  
15 - 16  

<u>Date of Meeting</u>	<u>Minute Nos</u>
23 March 2015	LC.15 to LC.16
7. QUESTION TIME  
None received.
8. NOTICES OF MOTION  
None received.

# Agenda Item 1

Minutes of the meeting of the COUNCIL held at 2.00 pm  
on Tuesday, 24th February, 2015 at Council Chamber,  
Civic Centre, Stone Cross, Northallerton

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## Present

Councillor M J Prest (in the Chair)

Councillor	D E Adamson	Councillor	R Kirk
	R A Baker		N A Knapton
	P Bardon		C A Les
	A W Barker		J Noone
	K Billings		Mrs C Patmore
	D M Blades		M Rigby
	Mrs C S Cookman		A Robinson
	J Coulson		M S Robson
	G W Dadd		C Rooke
	S P Dickins		Mrs I Sanderson
	G W Ellis		Mrs S A Shepherd
	Mrs B S Fortune		D H Smith
	Mrs F M Greenwell		J N Smith
	B Griffiths		P G Sowray
	Mrs J A Griffiths		T Swales
	A W Hall		A Wake
	K G Hardisty		Mrs J Watson
	R W Hudson		S Watson
	D Hugill		D A Webster
	G J F Key		P R Wilkinson

Apologies for absence were received from Councillors B Phillips, Mrs M Skilbeck and A W Wood

## C.28 MINUTES

### THE DECISION:

That the minutes of the meeting held on 16 December 2014 (C.20 - C.27), previously circulated, be signed as a correct record, subject to the deletion of Councillor A Robinson from the list of those Councillors shown as present.

## C.29 ANNOUNCEMENTS BY THE CHAIRMAN OR CHIEF EXECUTIVE

The Chairman announced that Steve Quartermain, the former Director of Planning and Environmental Services, had been awarded a CBE in the New Year's Honours List. The Chairman, on behalf of the Council, wished to congratulate Mr Quartermain on his achievements.

C.30 **STATEMENT OF THE LEADER AND REFERRALS FROM CABINET**

The Leader moved Cabinet minutes CA.60 – CA.62 and CA.64 – CA.68 and made a statement to the Council on the following matters:-

- Council Tax Freeze
- Purchase of Northallerton Prison
- Post of Funding and Investment Officer

A number of questions were asked based on the statement. The main issues which the Leader responded to were in relation to:-

- Purchase of Northallerton Prison

Concern was raised about the lighting in Bullamoor Park and the Leader undertook to look into this matter further.

**THE DECISION:**

That the reports, resolutions and recommendations of the following meetings of the Cabinet be received, approved and adopted:-

<b><u>Body</u></b>	<b><u>Date of Meeting</u></b>	<b><u>Minute Nos</u></b>
Cabinet	10 February 2015	CA.60 – CA.62 CA.64 – CA.68

C.31 **COUNCIL TAX 2015/16**

All Wards

It was moved by the Leader and seconded by the Deputy Leader that the Notice of Motion at Item 7 on the agenda be approved in pursuance of Minute CA.63.

**THE DECISION:**

Further to Minute CA.63:-

- (1) That it be noted that on 15 January Council calculated the Council Tax Base 2015/16:-
  - (a) for the whole Council area as £34,710.28 [Item T in the formula in Section 31B of the Local Government Finance Act 1992, as amended (the "Act")]; and
  - (b) for dwellings in those parts of its area to which a Parish precept relates as in the attached Annex 'A'(1) of the report.
- (2) That the Council has calculated the Council Tax requirement for the Council's own purposes for 2015/16 (excluding Parish precepts) as £3,105,875.85.
- (3) That the following amounts be calculated for the year 2015/16 in accordance with Sections 31 to 36 of the Local Government Finance Act 1992:-

- (a) **District/Parish Gross Expenditure**  
£45,687,808.80 being the aggregate of the amounts which the Council estimates for the items set out in Section 31A(2) of the Act taking into account all precepts issued to it by Parish Councils
  - (b) **District/Parish Gross Income (including Government Grants, use of Reserves and Collection Fund Surpluses etc)**  
£41,306,984.15 being the aggregate of the amounts which the Council estimates for the items set out in Section 31A(3) of the Act
  - (c) **District/Parish Net Expenditure**  
£4,380,824.65 being the amount by which the aggregate at 3(a) above exceeds the aggregate at 3(b) above, calculated by the Council in accordance with Section 31A(4) of the Act, as its Council Tax requirement for the year (Item R in the formula in Section 31B of the Act)
  - (d) **Basic Amount of Tax (including average Parish Precepts)**  
£126.2112 being the amount at 3(c) above (Item R) all divided by Item T (1(a) above), calculated by the Council in accordance with Section 31B of the Act, as the basic amount of its Council Tax for the year (including Parish precepts)
  - (e) **Parish Precepts**  
£1,274,948.80 being the aggregate of all special items (Parish Precepts) referred to in Section 34(1) of the Act (as per Annex 'A' of the report)
  - (f) **Basic Amount of Tax (Unparished Areas)**  
£89.4800 being the amount at 3(d) above less the result given by dividing the amount at 4(e) above by Item T (1(a) above), calculated by the Council in accordance with Section 34(2) of the Act, as the basic amount of its Council Tax for the year for dwellings in those parts of its area to which no Parish precept relates
- (4) **Major Precepting Authorities** That it be noted that the North Yorkshire County Council, the North Yorkshire Fire and Rescue Authority and the Police and Crime Commissioner North Yorkshire have issued precepts to the Council in accordance with Section 40 of the Local Government Finance Act 1992 for each category of dwellings in the Council's area as indicated in the table below and at Annex 'A'(1) of the report.
- (5) **Council Tax Bands for All Councils**  
*Figures for North Yorkshire County Council, North Yorkshire Fire and Rescue Authority and Police and Crime Commissioner North Yorkshire are detailed below.*

That the Council, in accordance with Sections 30 and 36 of the Local Government Finance Act 1992, hereby sets the aggregate amounts in the tables below as the amounts of Council Tax for 2015/16 for each part of its area and for each of the categories of the dwellings.

Hambleton District Council

Valuation Bands

A	B	C	D	E	F	G	H
£	£	£	£	£	£	£	£
59.65	69.60	79.54	89.48	109.36	129.25	149.13	178.96

North Yorkshire County Council

Valuation Bands

A	B	C	D	E	F	G	H
£	£	£	£	£	£	£	£
733.32	855.54	977.76	1,099.98	1,344.42	1,588.86	1,833.30	2,199.96

North Yorkshire Fire and Rescue Authority

Valuation Bands

A	B	C	D	E	F	G	H
£	£	£	£	£	£	£	£
43.06	50.24	57.41	64.59	78.94	93.30	107.65	129.18

Police and Crime Commissioner North Yorkshire

Valuation Bands

A	B	C	D	E	F	G	H
£	£	£	£	£	£	£	£
141.85	165.49	189.13	212.77	260.05	307.33	354.62	425.54

(6) **Excessive Council Tax**

That the Council determines that the Council's basic amount of Council Tax for 2015/16 (at 3(f) above) is not excessive in accordance with the principles approved under Section 52ZB of the Local Government Finance Act 1992.

(7) The appropriate amount is taken from the Council Taxpayers Reserve to support the decision at (3) above.

(8) The policy on Balances and Reserves at Annex 'C' of the report be approved.

The Local Authorities (Standing Orders) (England) (Amendment) Regulations 2014 required a recorded vote on the substantive Motion, Members present were recorded as voting as follows:

For the motion: D E Adamson, R A Baker, P Bardon, A W Barker, K Billings, D M Blades, Mrs C S Cookman, J Coulson, G W Dadd, S P Dickens, G W Ellis, Mrs B S Fortune, B Griffiths, Mrs J A Griffiths, A W Hall, K G Hardisty, R W Hudson, J D Hugill, G J Key, R Kirk, N A Knapton, J Noone, Mrs C Patmore, M J Prest, M Rigby, A Robinson, M S Robson, C R Rooke, Mrs I Sanderson, Mrs S A Shepherd, D H Smith, J N Smith, P G Sowray, T Swales, A P Wake, Mrs J Watson, S Watson, D A Webster and P R Wilkinson (39)

Against the motion: 0

Abstention: 0

The motion was declared carried.

Note: Councillor Mrs F M Greenwell left the room prior to the vote being taken and Councillor C A Les arrived at the meeting after the vote had been taken.

C.32 **STATEMENT OF PAY POLICY**

All Wards

The Chief Executive submitted a report seeking approval of the Statement of Pay Policy for the year commencing on 1 April 2015. The Council was required to adopt the Statement of Pay Policy each year.

**THE DECISION:**

That the Statement of Pay Policy be adopted with effect from 1 April 2015.

C.33 **ALLOCATION OF SEATS AND APPOINTMENTS TO COMMITTEES**

All Wards

The Chief Executive asked Council to consider necessary amendments to the allocation of seats on Committees due to changes in the Political Groups on the Council.

**THE DECISION:**

That:-

- (1) proportionality rules continue to be waived in respect of the Licensing Committee, Licensing and Appeals Hearings Panel and the Standards Hearings Panel;
- (2) the allocations for political groups for the remaining Committees be as set out in Annex 'B' of the report;
- (3) the changes of membership of Committees set out in paragraphs 2.7 of the report be approved.

Note: Councillor B Griffiths wished it to be recorded that he abstained from voting.

C.34 **NOTICE OF MOTION**

It was moved by Councillor G W Dadd and seconded by Councillor M S Robson:

"This Council finds the recent activities exposed on national TV concerning a local abattoir and animal cruelty abhorrent.

We totally condemn any improper practices and regard such as a slant on the usual professional and high standards employed within the food and meat Industry, especially locally.

The reported activities are not only in contradiction to the ethical and legal animal welfare standards expected, they could have an effect on the reputation of the usually excellent standards of our local food producers, the latter a large part of the success story of Hambleton.

In view of the above, and to minimise these disgraceful practices being repeated, and to protect the reputation of those within the District and nationally against such repeated incidents, this Council calls upon the Government to seriously consider making it a statutory requirement to have CCTV installed and suitably monitored in all abattoirs."

**THE DECISION:**

That the Motion as printed be forwarded to the Secretary of State for consideration.

The meeting closed at 2.30 pm

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Chairman of the Council



# Agenda Item 4

**Decisions to be considered by  
Full Council on 7 April 2015**

Decisions of the meeting of the CABINET held  
at 9.30 am on Tuesday, 17th March, 2015 at  
COUNCIL CHAMBER, CIVIC CENTRE,  
STONE CROSS, NORTHALLERTON

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## Present

Councillor M S Robson (in the Chair)

Councillor	P R Wilkinson	Councillor	N A Knapton
	Mrs B S Fortune		B Phillips

## Also in Attendance

Councillor	P Bardon	Councillor	Mrs C Patmore
	D M Blades		M Rigby
	Mrs C S Cookman		Mrs I Sanderson
	B Griffiths		Mrs M Skilbeck
	Mrs J A Griffiths		A Wake
	D Hugill		Mrs J Watson
	J Noone		D A Webster

CA.74 **EXTENSION TO THE 2015 COUNCIL PLAN**

All Wards

### **The subject of the decision:**

This report sought consideration of a recommendation from Scrutiny Committee regarding the current 2011-2015 Council Plan.

### **Alternative options considered:**

None.

### **The reason for the decision:**

To take account of the recommendations of Scrutiny Committee.

### **THE DECISION:**

That Cabinet approves and recommends to Council that the current 2011-2015 Council Plan remains as the Council's priorities until the 2015-19 Council Plan is approved by Cabinet in November 2015.

CA.75 **BUSINESS RATES RELIEF POLICY**

All Wards

**The subject of the decision:**

This report sought consideration of the continuation of the Transitional Business Rate Relief after 31 March 2015; the Government's proposal for business relief for childcare providers and the increase of the retail relief to business from £1,000 to £1,500 funded by Government.

**Alternative options considered:**

None.

**The reason for the decision:**

To take account of advice received from Government and the new discretionary powers which were introduced by the Localism Act 2011 under Section 47 of the Local Government Act 1988 as amended.

**THE DECISION:**

That Cabinet approves and recommends to Council that the Transitional Business Rate Relief Scheme to extend Transitional Relief to small and medium sized properties where the responsibility for the development of the policy be delegated to the Director of Support Services and Deputy Chief Executive.

CA.76 **LOCAL PLAN REVIEW - PROGRAMME AND RESOURCES**

All Wards outside the North York Moors National Park

**The subject of the decision:**

In September 2014 Cabinet (CA.25) and Council (C.16) approved the production of a new Local Plan to replace the Local Development Framework. An up-to-date plan was essential to meeting the development needs of the District and the Council remaining in control of development. This report presented the proposed programme for the preparation of the plan to be set out in a revised Local Development Scheme (LDS), the resources required to deliver the Local Plan and the estimated timescale to achieve it.

**Alternative options considered:**

None.

**The reason for the decision:**

To take account of Government advice regarding the preparation of a Local Plan.

**THE DECISION:**

That Cabinet approves and recommends to Council that:-

- (1) the new Local Plan be prepared to the programme set out in the revised Local Development Scheme (Annex 'A' of the report);

- (2) the revenue costs as set out in the report be agreed and supported by a fund created from the Council Tax Payers' Reserve; and
- (3) a Members' Local Plan Working Group be established to advise on plan preparation.

CA.77 **SETTLEMENT HIERARCHY AND HOUSING DEVELOPMENT IN THE RURAL AREAS - DRAFT INTERIM POLICY GUIDANCE NOTE**

All Wards outside the North York Moors National Park

**The subject of the decision:**

This report sought approval for an Interim Planning Policy Guidance Note aimed at providing more flexibility towards development, particularly housing development, within smaller settlements in the District.

**Alternative options considered:**

None.

**The reason for the decision:**

To take account of the responses received during the consultation period.

**THE DECISION:**

That Cabinet approves and recommends to Council that the Interim Policy Guidance Note be approved for use in the Development Management.

CA.78 **ADOPTION AND IMPLEMENTATION OF THE COMMUNITY INFRASTRUCTURE LEVY (CIL) CHARGING SCHEDULE**

All Wards outside the North York Moors National Park

**The subject of the decision:**

This report explained the outcome of the Examiner's report on the Hambleton CIL Draft Charging Schedule; proposed minor modifications to the final Charging Schedule, associated policies and proposed a formal adoption date of 7 April 2015.

**Alternative options considered:**

None.

**The reason for the decision:**

To take account of the outcome of the Examiner's report and the CIL Regulations 2010 (as amended).

**THE DECISION:**

That Cabinet approves and recommends to Council:-

- (1) the adoption and implementation of the CIL Charging Schedule and its associated policies, as attached at Annex 'A' of the Cabinet report;
- (2) the adoption and implementation of the CIL Instalment Policy, as attached at Annex 'C' of the Cabinet report;
- (3) the adoption and implementation of the CIL Exceptional Circumstances Policy attached as Annex 'D' of the Cabinet report;
- (4) the adoption and implementation of the CIL Discretionary Charitable Relief Statement attached as Annex 'E' of the Cabinet report; and
- (5) that a further report be brought back to Cabinet on the spending priorities for CIL in 2015/16.

CA.79 **10 YEAR WASTE STRATEGY**

All Wards

**The subject of the decision:**

This report sought approval of the 10 year Waste Strategy and how dry recycle materials should be collected from the kerbside.

**Alternative options considered:**

None.

**The reason for the decision:**

To take account of the EU's waste recycling targets and to implement a policy to help achieve a sustainable waste management service.

**THE DECISION:**

That Cabinet approves and recommends to Council that:-

- (1) the draft Waste Management Strategy as set out in Annex 'A' of the Cabinet report be adopted;
- (2) a two stream recycling collection as described in paragraph 2.4 of the Cabinet report be implemented;
- (3) the existing blue box be used for separate glass;
- (4) the procurements of containers, vehicles and dry recycle contracts for the two stream collection of dry recycling be approved; and
- (5) the costs be met from the existing revenue and internal borrowing against Council funds as set out in Section 7 of the Cabinet report.

CA.80 **AFFORDABLE HOUSING SUPPLEMENTARY PLANNING DOCUMENT**

All Wards outside the North York Moors National Park

**The subject of the decision:**

This report sought approval of the revised Draft Affordable Housing Supplementary Planning Document (SPD) attached at Annex 'A' of the report.

**Alternative options considered:**

None.

**The reason for the decision:**

To take account of responses received to the consultation exercise.

**THE DECISION:**

That Cabinet approves and recommends to Council that the revised Affordable Housing Supplementary Planning Document be adopted.

CA.81 **SUSTAINABLE DEVELOPMENT SUPPLEMENTARY PLANNING DOCUMENT**

All Wards outside the North York Moors National Park

**The subject of the decision:**

This report sought approval of the revised Sustainable Development Supplementary Planning Document and that the currently adopted Sustainable Development Supplementary Planning Document (22 September 2009) be revoked.

**Alternative options considered:**

None.

**The reason for the decision:**

To take account of responses received to the consultation exercise.

**THE DECISION:**

That Cabinet approves and recommends to Council that the revised Sustainable Development Supplementary Planning Document be adopted and that the current adopted Sustainable Development SPD be revoked.

CA.82 **EXCLUSION OF THE PUBLIC AND PRESS**

**THE DECISION:**

That under Section 100A(4) of the Local Government Act 1972, the press and public were excluded from the meeting during consideration of the items of business at minute nos CA.83 on the grounds that it involved the likely disclosure of exempt information as defined in paragraph 3 of Part 1 of Schedule 12A of the Act as the

Cabinet was satisfied that the public interest in maintaining the exemption outweighed the public interest in disclosing the information.

CA.83 **LOCAL ASSET BACKED VEHICLE**

All Wards

**The subject of the decision:**

This report provided an update on the current position regarding the establishment of a Local Asset Backed Vehicle to deliver the Council's Central Northallerton Masterplan.

**Alternative options considered:**

None.

**The reason for the decision:**

To take account of the Local Government Act 2003 which provided the power for Local Authorities to trade and generate profit through the establishment of Local Authority owned companies.

**THE DECISION:**

That Cabinet approves and recommends to Council the establishment of a Local Asset Backed Vehicle to deliver the Central Northallerton Master Plan and that a £50,000 budget be established from the One-Off Fund for this purpose.

The meeting closed at 10.35 am

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Leader of the Council

**Decisions to be considered by  
Full Council on 7 April 2015**

Minutes of the meeting of the AUDIT,  
GOVERNANCE AND STANDARDS COMMITTEE  
held at 9.30 am on Wednesday, 25th March, 2015  
at MAIN COMMITTEE ROOM, CIVIC CENTRE,  
STONE CROSS, NORTHALLERTON

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Present

Councillor R W Hudson (in the Chair)

Councillor	J N Smith	Councillor	Mrs C Patmore
	R A Baker		M Rigby
	G W Dadd		Mrs J Watson

Also in Attendance

Councillor M S Robson

AGS.31 **PROCUREMENT PROCEDURE RULES**

All Wards

**The subject of the decision:**

The Director of Support Services and Deputy Chief Executive presented a report which recommended a change to the Council's Procurement Rules contained within the Constitution.

**Alternative options considered:**

None.

**The reason for the decision:**

To take account of the Public Contracts Regulations 2015.

**THE DECISION:**

That Council be recommended to adopt the revised Procurement Procedure Rules as set out in the annex to the report.

The meeting closed at 10.00 am

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Chairman of the Committee

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**Decisions to be considered by  
Full Council on 7 April 2015**

Minutes of the meeting of the LICENSING  
COMMITTEE held at 10.00 am on Monday,  
23rd March, 2015 at Main Committee Room,  
Civic Centre, Stone Cross, Northallerton

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Present

Councillor Mrs I Sanderson (in the Chair)

Councillor      Mrs C Patmore  
                     P Bardon  
                     D M Blades

Councillor      Mrs F M Greenwell  
                     R Kirk

Also in Attendance

Councillor      M S Robson

Apologies for absence were received from Councillors R A Baker, Mrs J A Griffiths and K G Hardisty.

LC.15      **ANIMAL WELFARE ENFORCEMENT POLICY AND LICENCE CONDITIONS**

All Wards

**The subject of the decision:**

This report presented the results of consultation undertaken in respect on the Animal Welfare Enforcement Policy and revised licence conditions.

**Alternative options considered:**

None.

**The reason for the decision:**

To take account of the consultation exercise.

**THE DECISION:**

That Council be recommended to:-

- (a)    approve the Animal Welfare Enforcement Policy; and
- (b)    the revised Licence conditions for Dog Breeding Establishments, Cat Boarding Establishments, Dog Boarding Establishments, Home Boarding Establishments and Pet Shops be approved and good management practices should be given immediate effect. Compliance with structural standards should be completed by the end of 2015.

LC.16 **CCTV IN TAXIS**

All Wards

**The subject of the decision:**

This report sought approval for amendments to the current Vehicle and Driver Licensing Policy in order to make provision for the use of CCTV in licensed vehicles. On 10 December 2014, the policy amendments were approved subject to consideration of any responses received during a six week consultation period with the trade.

**Alternative options considered:**

None.

**The reason for the decision:**

To take account of responses received from the consultation exercise.

**THE DECISION:**

That the policy amendments be authorised and recommended to Council for approval.

The meeting closed at 10.45 am

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Chairman of the Committee

## **MINUTES FOR INFORMATION**

<u>Committee</u>	<u>Date</u>	<u>Page</u>
Cabinet	17 March 2015	19
Scrutiny Committee	26 February 2015	23
Planning Committee	5 March 2015 2 April 2015	25 To follow
Audit, Governance and Standards Committee	25 March 2015	29
Licensing Committee	23 March 2015	35

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**Decisions taken under Cabinet authority  
to take effect on 30 March 2015**

Decisions of the meeting of the CABINET held  
at 9.30 am on Tuesday, 17th March, 2015 at  
COUNCIL CHAMBER, CIVIC CENTRE,  
STONE CROSS, NORTHALLERTON

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Present

Councillor M S Robson (in the Chair)

Councillor	P R Wilkinson	Councillor	N A Knapton
	Mrs B S Fortune		B Phillips

Also in Attendance

Councillor	P Bardon	Councillor	Mrs C Patmore
	D M Blades		M Rigby
	Mrs C S Cookman		Mrs I Sanderson
	B Griffiths		Mrs M Skilbeck
	Mrs J A Griffiths		A Wake
	D Hugill		Mrs J Watson
	J Noone		D A Webster

CA.84 **MINUTES**

**THE DECISION:**

That the decisions of the meeting held on 10 February 2015 (CA.60 – CA.73), previously circulated, be signed as a correct record.

CA.85 **BUSINESS RATES RELIEF POLICY**

All Wards

**The subject of the decision:**

This report sought consideration of the continuation of the Transitional Business Rate Relief after 31 March 2015; the Government's proposal for business relief for childcare providers and the increase of the retail relief to business from £1,000 to £1,500 funded by Government.

**Alternative options considered:**

None.

**The reason for the decision:**

To take account of advice received from Government and the new discretionary powers which were introduced by the Localism Act 2011 under Section 47 of the Local Government Act 1988 as amended.

**THE DECISION:**

That Cabinet notes:-

- (1) the Government's proposal for business relief for childcare providers; and
- (2) the increase of the retail relief to business from £1,000 to £1,500 funded by Government.

CA.86 **SIZE, TYPE, TENURE AND QUALITY OF NEW HOMES SUPPLEMENTARY PLANNING DOCUMENT**

All Wards

**The subject of the decision:**

This report sought approval of the draft Size, Type and Tenure of New Homes Supplementary Planning Document (SPD) for public consultation purposes. Annex 'A' of the Report contained the draft version of this SPD.

**Alternative options considered:**

None.

**The reason for the decision:**

To ensure that new housing developments better meet the needs of residents in the light of changing demographics and lifestyles and to ensure that all new homes are delivered to a good standard.

**THE DECISION:**

That the draft Size, Type and Tenure of New Homes Supplementary Planning Document be approved for public consultation.

CA.87 **PUBLIC OPEN SPACE, SPORT AND RECREATION ACTION PLANS**

Easingwold; Romanby

**The subject of the decision:**

This report sought endorsement of the Public Open Space, Sport and Recreation Action Plans for Easingwold (refresh) and Romanby (refresh).

**Alternative options considered:**

None.

**The reason for the decision:**

To comply with the Council's legal responsibility to ensure funding is used in a way consistent with the individual S106 Agreements.

**THE DECISION:**

That the Public Open Space, Sport and Recreation Action Plans in Annex B of the report be endorsed.

CA.88 **EXCLUSION OF THE PUBLIC AND PRESS**

**THE DECISION:**

That under Section 100A(4) of the Local Government Act 1972, the press and public were excluded from the meeting during consideration of the items of business at minute nos CA.89 and CA.90 on the grounds that they involved the likely disclosure of exempt information as defined in paragraphs 3 and 5 of Part 1 of Schedule 12A of the Act as the Cabinet was satisfied that the public interest in maintaining the exemption outweighed the public interest in disclosing the information.

CA.89 **LAND CHARGES LITIGATION**

All Wards

**The subject of the decision:**

This report sought consideration of the current position regarding the Local Land Charges Group Legal Action.

**Alternative options considered:**

None.

**The reason for the decision:**

To take account of the current position regarding the Local Land Charges Group Legal Action.

**THE DECISION:**

That Cabinet agrees in principle to settle the action on the basis recommend by Bevan Brittan and that the Head of Legal and Information Services be authorised to agree the detailed settlement.

CA.90 **LAND AT THE REAR OF COUNTY HALL, NORTHALLERTON**

Northallerton Broomfield; Romanby

**The subject of the decision:**

This report sought consideration of the disposal of land at the rear of County Hall, Northallerton.

**Alternative options considered:**

None.

**The reason for the decision:**

Cabinet was satisfied that the proposed disposal of land at the rear of County Hall, Northallerton would benefit the residents of Romanby and Northallerton.

**THE DECISION:**

That the transfer of land at the rear of County Hall to North Yorkshire County Council at Nil cost be approved, subject to any legal issues being resolved.

The meeting closed at 10.35 am

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Leader of the Council



Minutes of the meeting of the SCRUTINY  
COMMITTEE held at 9.30 am on Thursday, 26th  
February, 2015 at Main Committee Room, Civic  
Centre, Stone Cross, Northallerton, DL6 2UU

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Present

Councillor A Wake (in the Chair)

Councillor	Mrs J Watson	Councillor	Mrs F M Greenwell
	Mrs C S Cookman		S Watson

Also in Attendance

Councillor M S Robson

Apologies for absence were received from Councillors K Billings, K G Hardisty, Mrs I Sanderson and A W Wood.

SC.17 **MINUTES**

**THE DECISION:**

That the minutes of the meeting of the Committee held on 20 November 2014 (SC.13 - SC.16), previously circulated, be signed as a correct record.

SC.18 **COUNCIL PERFORMANCE 2014/15 (QUARTER 3)**

The Director of Support Services and Deputy Chief Executive submitted a report setting out the Quarter 3 Performance for 2014/15 and on the review of the Council Plan for 2015-2019 which was scheduled to be approved by Cabinet in November 2015.

The Head of Service – Resources attended the meeting to present the report and answer questions arising. The Committee asked a number of questions which were responded to at the meeting and where further information was requested it was agreed that the Committee would be provided with this information separately.

**THE DECISION:**

That:-

- (1) it be recommended to Cabinet that the current Council Plan 2014-2015 remains as the Council's priorities until the 2015-2019 Plan is approved by Cabinet in November 2015; and
- (2) the progress made against the Council Plan for Quarter 2 of 2014/15 be noted.

The meeting closed at 10.00 am

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Chairman of the Committee

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Minutes of the meeting of the PLANNING  
COMMITTEE held at 1.30 pm on Thursday, 5th  
March, 2015 at Council Chamber, Civic Centre,  
Stone Cross, Northallerton

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Present

Councillor D A Webster (in the Chair)

Councillor	P Bardon	Councillor	Mrs J A Griffiths
	D E Adamson		K G Hardisty
	D M Blades		C Rooke
	J Coulson		Mrs M Skilbeck
	G W Ellis		P G Sowray

Also in Attendance

Councillor	Mrs C S Cookman	Councillor	B Phillips
	Mrs C Patmore		M J Prest

Apologies for absence were received from Councillor J Noone

P.28 **MINUTES**

**THE DECISION:**

That the minutes of the meeting of the Committee held on 5 February 2015 (P.26 - P.27), previously circulated, be signed as a correct record.

P.29 **PLANNING APPLICATIONS**

The Committee considered reports of the Director of Environmental and Planning Services relating to applications for planning permission. During the meeting, Officers referred to additional information and representations which had been received.

Except where an alternative condition was contained in the report or an amendment made by the Committee, the condition as set out in the report and the appropriate time limit conditions were to be attached in accordance with the relevant provisions of Section 91 and 92 of the Town and Country Planning Act 1990.

The abbreviated conditions and reasons shown in the report were to be set out in full on the notices of decision. It was noted that following consideration by the Committee, and without further reference to the Committee, the Director had delegated authority to add, delete or amend conditions and reasons for refusal.

In considering the report(s) of the Director of Environmental and Planning Services regard had been paid to the policies of the relevant development plan, the National Planning Policy Framework and all other material planning considerations. Where the Committee deferred consideration or refused planning permission the reasons for that decision are as shown in the report or as set out below.

Where the Committee granted planning permission in accordance with the recommendation in a report this was because the proposal is in accordance with the development plan the National Planning Policy Framework or other material considerations as set out in the report unless otherwise specified below. Where the Committee granted planning permission contrary to the recommendation in the report the reasons for doing so and the conditions to be attached are set out below.

**THE DECISION:**

That the applications be determined in accordance with the recommendation in the report of the Director of Environmental and Planning Services, unless shown otherwise:-

- (1) 13/02323/FUL - Demolition of existing agricultural building, alterations and extensions to 3 agricultural buildings to form 6 dwellings and formation of a new vehicular access and associated works at Land Off Catton Village Street, Catton for Robin Hall Associates

PERMISSION GRANTED

- (2) 14/02435/FUL - Construction of 16no. dwellings as amended by plans received by Hambleton District Council on 19th February 2015 at Land at Green Gate Lane, Little Crakehall for Mulgrave Properties LLP

PERMISSION GRANTED subject to the completion of a planning obligation to secure (i) six affordable dwellings within the development in accordance with the Council's Affordable Housing Supplementary Planning Document; (ii) a contribution of £39,000 towards local provision of affordable housing; (iii) a contribution of £47,077.50 towards local open space, sport and recreation provision and (iv) appropriate management of on-site open space.

(The applicant's agent, Mark Newby, spoke in support of the application).

(Councillor McIntosh-Powrie spoke on behalf of Crakehall Parish Council objecting to the application.)

- (3) 14/02612/FUL - Construction of 7 dwellings at Morton Auto Services, Morton on Swale for JR & S Pybus

PERMISSION GRANTED subject to an additional condition relating to existing and proposed ground levels and slab levels of buildings.

- (4) 14/00004/TPO2 - Objection to making of TPO (Hambleton District Council (Northallerton) Tree Preservation Order 2014 No 4) at Rear of Northallerton Tyre and Battery, High Street, Northallerton for Northallerton Tyre and Battery

THE TREE PRESERVATION ORDER 2014 NO 4 NOT BE CONFIRMED because the Committee did not consider that the visibility or the individual, collective or wider impact of the trees or any other factors warranted confirmation of the TPO.

The decision was contrary to the recommendation of the Director of Environmental and Planning Services.

(Joe Patterson, spoke in support of confirming the TPO)

- (5) 14/02375/FUL - Construction of a building for the housing of pigs at Sowerby Farm, Sowerby-under-Cotcliffe for Mr Tim Charlton

PERMISSION GRANTED

(The applicant, Mr Charlton, spoke in support of the application).

(Mr Grief spoke objecting to the application.)

- (6) 14/02389/FUL - Construction of 24 houses with associated garages and parking areas, formation of 4 new means of access to South Back Lane, provision of underground gas tank, landscaping and enclosures at Land east of Soutersfield and south of South Back Lane, Stillington for Daniel Gath Homes Limited in accordance with amended plans received by Hambleton District Council on 2 March 2015

PERMISSION GRANTED subject to satisfactory completion of a planning obligation to secure a contribution of £80,489.80 towards local provision of open spaces, sport and recreation and 10 affordable housing units in accordance with the Council's Supplementary Planning Document.

(The applicant, Daniel Gath, spoke in support of the application.)

(Councillor Mrs Cookman spoke on behalf of Stillington Parish Council objecting to the application.)

(Vivienne Race spoke objecting to the application.)

- (7) 14/02529/FUL - Proposed industrial park development to include access, hard & soft landscaping & means of enclosure at Land at Carr Lane, Sutton on the Forest for Sheriff Hutton Holdings

DEFER to seek the removal of 3 units to allow an increase in car parking and increased turning space for HGVs.

The decision was contrary to the recommendation of the Director of Environmental and Planning Services.

- (8) 15/00127/REM - Reserved Matters application for the construction of a 3 bedroom detached dwellinghouse with integral single garage at Rutland House, 4 The Gowans, Sutton on the Forest for Mr P Gripton

PERMISSION GRANTED

- (9) 14/02550/LBC - Listed Building Consent to replace a suspended timber floor with a solid floor at 25 College Square, Stokesley for Broadacres Housing Association

PERMISSION GRANTED

The meeting closed at 3.40 pm

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Chairman of the Committee

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Minutes of the meeting of the AUDIT,  
GOVERNANCE AND STANDARDS COMMITTEE  
held at 9.30 am on Wednesday, 25th March, 2015  
at MAIN COMMITTEE ROOM, CIVIC CENTRE,  
STONE CROSS, NORTHALLERTON

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Present

Councillor R W Hudson (in the Chair)

Councillor	J N Smith	Councillor	Mrs C Patmore
	R A Baker		M Rigby
	G W Dadd		Mrs J Watson

Also in Attendance

Councillor M S Robson

AGS.32 **MINUTES**

**THE DECISION:**

That the minutes of the meeting of the Committee held on 28 January 2015 (AGS.24 - AGS.30), previously circulated, be signed as a correct record.

AGS.33 **REGULATION OF INVESTIGATORY POWERS ACT - REVIEW OF ACTIVITY**

All Wards

**The subject of the decision:**

The Director of Support Services and Deputy Chief Executive presented a report advising the Committee that the Council, like many public authorities, was governed by the Regulation of Investigatory Powers Act 2000 (RIPA). This Act ensured that public authorities complied with their obligations under the Human Rights Act when undertaking investigations which might interfere with the rights of individuals. The Act introduced safeguards on activities such as surveillance undertaken by public bodies. The Committee had now been given responsibility for RIPA matters. This would involve the Committee reviewing the Council's Policy Statement from time to time and receiving quarterly reports on any activities which had been authorised under RIPA.

**Alternative options considered:**

None.

**The reason for the decision:**

To comply with the Regulation of Investigatory Powers Act 2000 (RIPA).

**THE DECISION:**

That it be noted that no RIPA authorisations were made by the Council during the period 1 January – 25 March 2015.

AGS.34 **INTERNAL AUDIT PROGRESS REPORT 2014/15**

All Wards

**The subject of the decision:**

The Director of Support Services and Deputy Chief Executive presented a report informing Members of progress made to date in delivering the Internal Audit Plan for 2014/15.

In the period between April 2014 and 4 March 2015, Veritau North Yorkshire (VNY) had completed 8 out of 20 internal audit reviews to final report stage, 2 draft reports and 3 other pieces of work close to draft report stage.

**Alternative options considered:**

None.

**The reason for the decision:**

To take account of the statutory requirement under the Accounts and Audit Regulations.

**THE DECISION:**

That the work undertaken by Internal Audit in the year to date be noted.

AGS.35 **STATUTORY AUDITOR - QUARTERLY UPDATE**

All Wards

**The subject of the decision:**

The Director of Support Services and Deputy Chief Executive presented a report which provided an update on the Council's statutory auditor, Deloitte's, activities to date.

A representative from Deloitte attended the meeting to provide the update and answer questions.

**Alternative options considered:**

None.

**The reason for the decision:**

To take account of the work undertaken to date by the Council's statutory auditor.

**THE DECISION:**

That the quarterly update from the auditor be noted.



AGS.36 **INTERNAL AUDIT PLAN 2015/16**

All Wards

**The subject of the decision:**

The Director of Support Services and Deputy Chief Executive submitted a report presenting the proposed Internal Audit Plan for the financial year 2015/16.

**Alternative options considered:**

None.

**The reason for the decision:**

To take account of the requirements of the Public Sector Internal Audit Standards and the Council's Audit Charter.

**THE DECISION:**

That the Internal Audit Plan for 2014/15 be approved.

AGS.37 **REVIEW OF ANNUAL TREASURY MANAGEMENT STRATEGY 2015/16**

All Wards

**The subject of the decision:**

The Director of Support Services and Deputy Chief Executive presented the Council's Treasury Management Strategy for the forthcoming year 2015/16 for review.

**Alternative options considered:**

None.

**The reason for the decision:**

To ensure the Committee fulfils its terms of reference and scrutiny role in relation to Treasury Management.

**THE DECISION:**

That the Council's Treasury Management Strategy for 2015/16 be accepted and recommended to Cabinet.

AGS.38 **STATUTORY AUDITOR - ANNUAL GRANT CLAIMS AND RETURNS 2013/14**

All Wards

**The subject of the decision:**

The Director of Support Services and Deputy Chief Executive presented the Statutory Auditor's Annual Grant Claims and Returns for 2013/15.

**Alternative options considered:**

None.

**The reason for the decision:**

To take account of the Statutory Auditor's Annual Grant Claims and Returns Report for 2013/14.

**THE DECISION:**

That the Statutory Auditor's Annual Grant Claims and Returns Report for 2013/14 be received.

AGS.39 **REVIEW OF RISK MANAGEMENT**

All Wards

**The subject of the decision:**

The Director of Support Services and Deputy Chief Executive submitted a report which set out the Council's risk management process which included a comprehensive risk register. The risk register was divided into operational and strategic risks; operational risks were those affecting individual services and tended to involve the day to day running of those services, whilst strategic risks affected the whole Council and were wide reaching, both in terms of timescales and impact. The Committee was asked to review these risks.

**Alternative options considered:**

None.

**The reason for the decision:**

A critical purpose of the Audit, Governance and Standards Committee was to monitor the Strategic Risks affecting the Council ensuring that these were appropriately measured and that suitable actions were undertaken to mitigate the effect of each risk.

**THE DECISION:**

That the strategic risks affecting the Council and the actions that are in place to mitigate the impact upon the Council of each risk be noted.

AGS.40 **AUDIT, GOVERNANCE AND STANDARDS COMMITTEE - REPORT PROGRAMME FOR 2015/16**

All Wards

**The subject of the decision:**

The Director of Support Services and Deputy Chief Executive presented a report which identified those reports which the Committee wished to receive on a structured basis.

**Alternative options considered:**

None.

**The reason for the decision:**

To identify which reports the Committee wished to receive on a structured basis.

**THE DECISION:**

That the report programme set out in Annex A of the report be approved subject to the addition of a report for the Broadacres Loan in June 2015.

AGS.41 **CHAIRMAN'S ANNOUNCEMENTS**

**THE DECISION:**

The Chairman announced that this would be the last meeting of the Committee that Councillor J N Smith and Councillor M Rigby would attend as Elected Members of Hambleton District Council and wished to thank them, on behalf of the Committee, for their service rendered to the Council. The Chairman also wished to record a vote of thanks to Councillor Smith for his past Chairmanship of the Committee and to Councillor Rigby for his time served on the Committee.

The meeting closed at 10.00 am

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Chairman of the Committee

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Minutes of the meeting of the LICENSING  
COMMITTEE held at 10.00 am on Monday,  
23rd March, 2015 at Main Committee Room,  
Civic Centre, Stone Cross, Northallerton

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Present

Councillor Mrs I Sanderson (in the Chair)

Councillor	Mrs C Patmore	Councillor	Mrs F M Greenwell
	P Bardon		R Kirk
	D M Blades		

Also in Attendance

Councillor M S Robson

Apologies for absence were received from Councillors R A Baker, Mrs J A Griffiths and K G Hardisty.

LC.17 **MINUTES**

**THE DECISION:**

That the minutes of the meeting of the Committee held on 10 December 2014 (LC.8 - LC.14) and the Licensing and Appeals Hearings Panel held on 9 February 2015 (LAHP.22), previously circulated, be signed as correct records.

LC.18 **TAXI FORUM**

All Wards

**The subject of the decision:**

This report sought consideration of the future of Hambleton District Council's Taxi Forum.

**Alternative options considered:**

None.

**The reason for the decision:**

The Committee was satisfied that the Taxi Forum was not necessary.

**THE DECISION:**

That:-

- (1) the cessation of Taxi Forum meetings be approved on the understanding that the Licensing Team continue to communicate with members of the trade by way of regular newsletters; and

- (2) the Licensing Team continue to ensure that drivers, vehicles and proprietors are given ample opportunity to express their views on a case-by-case basis.

The meeting closed at 10.45 am

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Chairman of the Committee