

MINUTES of a meeting of the **CABINET MEMBER FOR HIGHWAYS, TRANSPORT AND INFRASTRUCTURE** held at County Hall, Matlock on 28 February 2019

PRESENT

Cabinet Member - Councillor S A Spencer

Also in attendance - Councillor T Ainsworth.

10/19 MINUTES RESOLVED that the Minutes of the meeting of the Cabinet Member for Highways, Transport and Infrastructure held on 31 January 2019 be confirmed as a correct record and signed by the Cabinet Member.

11/19 PETITION REQUESTING A BRIDGE CROSSING FACILITY A515 FENNY BENTLEY Following the receipt of a petition from Fenny Bentley Parish Council, requesting the consideration of a bridge crossing facility on the A515 Fenny Bentley between Ashes Lane and the B5056 junction, investigations have been undertaken.

It was concluded that the concept design for an adjacent footbridge offered a feasible solution. The estimated cost was around £100,000. A scheme has therefore been put forward to the draft 2019-20 capital works programme for consideration of funding for the implementation of a footbridge. If funding was successful this would provide a safer and fairer balance between the interests of different modes of transport on the network and negate the threat that motorised vehicles posed currently when pedestrians were navigating Bentley Brook Bridge.

RESOLVED that (1) a bid for funds to construct a footbridge on the A515, Fenny Bentley be included on the list of schemes for funding consideration for the 2019-20 Capital Programme; and

(2) the lead petitioner be informed accordingly.

12/19 CIVIL PARKING ENFORCEMENT PARTNERSHIP AGREEMENT 2019 – REPORT ON RE-DRAFTED AGREEMENT The Civil Parking Enforcement (CPE) Partnership Agreement, with the eight Derbyshire district and borough councils, included an arrangement that five of the Derbyshire district and borough councils (excluding Bolsover, North East Derbyshire and South Derbyshire) would manage on-street enforcement activities on behalf of the County Council, for which a management fee would be applied annually. The County Council directly manages off-street enforcement for the three remaining councils and a management fee was charged for this Service.

A key objective of on-street CPE was that it becomes cost-neutral to the Authority. In order to achieve this objective, it was important that staffing costs were kept to a minimum and the Authority was effective in its deployment of enforcement capability. Whilst the assistance of the borough and district councils in managing on-street enforcement has been valuable, officers consider that the arrangement creates confusion for the general public and no longer provided value for money.

The existing Partnership Agreement has been redrafted and would allow both the County Council (and their partners, should they choose to do so), the opportunity to bring enforcement back 'in-house'. This process has been subject to close consultation with all of the member authorities. The County Council would remain in partnership with all eight of the district and borough councils through the Parking Board. All authorities would share in an enforcement contract, with the same uniformed Civil Enforcement officers enforcing both on-street and off-street restrictions; and would continue to utilise the resources at Nottinghamshire County Council for the purpose of notice processing. Under the new agreement, each authority would be responsible for its own functions as an authority; either off-street for the district and borough councils, or on-street and Countryside Car Parks for the County Council.

RESOLVED that (1) the draft 2019 Civil Parking Enforcement Partnership Agreement be endorsed as it appears in Appendix B;

(2) the existing member authorities be invited to commit to the new Agreement; and

(3) all management of on-street enforcement activities be brought back in-house with effect from 1 April 2019.

13/19 PROPOSED DEDICATION OF A LOCAL NATURE RESERVE AT ASTON BRICKYARD PLANTATION, ASTON ON TRENT Aston Brickyard Plantation was owned by Derbyshire County Council as part of the Countryside Service portfolio. Since early 2013, the site has been managed for wildlife and quiet public enjoyment by the Friends of Aston Brickyard (FAB), with support from a Countryside Service Officer, and was now regularly used by local people, the local school and scouts.

There was an opportunity with support from Natural to declare Aston Brickyards as a Local Nature Reserve (LNR). A formal letter has been received from Natural England welcoming the proposal and on declaration of the County council's intent to create a LNR, there was a further process to inform and seek comment from the community and stakeholders. Subject to approval there would be a period of formal consultation with parish and borough/district councils, other stakeholders and the public. Natural England would then be informed of the change and the new LNR included in mapping. The District would also be advised to ensure inclusion in the determination of planning applications when appropriate.

RESOLVED to approve the dedication of Aston Brickyard Plantation as a Local Nature Reserve.

14/19 GOVERNMENT RESPONSE TO CONSULTATION ON SUPPORTING HOUSING DELIVERY THROUGH DEVELOPER CONTRIBUTIONS

Following Government consultations on the Housing White Paper, 'Fixing Our Broken Housing Market' and 'Planning for the Right Homes in the Right Places', a further consultation was published by the Ministry of Housing, Communities and Local Government MHCLG on 5 March 2018 on a package of reforms for the planning system which included both revisions to the National Planning Policy Framework (NPPF) and reforms to the developer contributions system. Government published its response to the consultation in October 2018 outlining its intentions for reform with regard to developer contributions.

A consultation on the draft legislative changes to the Community Infrastructure Levy (CIL) Regulations was published on 20 December 2018. Derbyshire County Council's response to this consultation was developed in liaison with elected members and submitted to MHCLG in line with the 31 January 2019 deadline. It was noted that formal agreement to the response would be sought through the appropriate Cabinet Member meeting.

The Council's full response was set out in Appendix A to the report.

In the report considered by Cabinet on 22 February 2018, a commitment was made to the wholesale review of the County Council's Developer Contributions Protocol (DCP) to encompass all relevant County Council service areas and to ensure that the DCP would reflect the legislative changes arising from MHCLG's consultation on developer contributions. This work was due to commence spring 2019 with implementation as soon as practicable following the approval of the draft regulations. A further report would be presented to Cabinet.

RESOLVED to delegate authority to the Strategic Director - Economy, Transport and Environment to send a formal response to the Ministry of Housing, Communities and Local Government on the Developer Contributions Reform: Technical Consultation, as set out in the report and Appendix A.

15/19 BUDGET MONITORING 2018-19 – PERIOD 9 The net controllable budget for the Highways, Transport and Infrastructure portfolio was £77.866m. The Revenue Budget Monitoring Statement, prepared at Period 9, indicated that there was a predicted overspend of £1.583m. Of this overspend £2.527m related to Winter Maintenance of which £1m would be met from the Winter Maintenance Reserve.

The key variances included Waste Management (underspend £1.660m), Planning and Development (underspend £1.958m), Winter Maintenance (overspend £2.527m), and Highway Management and Land Reclamation (underspend £0.576m).

Budget savings totalling £2.127m were allocated for the year, with a brought forward figure from previous years of £2.794m, giving an overall target to date for 2018-19 of £4.921m. Savings expected to be achieved by the end of 2018-19 were £1.600m.

Earmarked reserves relating to this portfolio, totalling £21.299m, were currently held to support future expenditure and to help manage the savings programme.

Growth items in the 2018-19 budget included Waste (£2.476m ongoing and £0.634m one-off), Highways Maintenance (£1.500m ongoing and £1.000m one-off), Public Transport (£2.600m ongoing), Street Lighting (£0.148m one off), Planning Development Management and Obligation Monitoring Systems (£0.110m one-off) and HS2 Co-ordination Officer (£0.064m one-off).

RESOLVED to note the report.