

PUBLIC

MINUTES of a meeting of the **REGULATORY – LICENSING AND APPEALS COMMITTEE** held on 21 October 2013 at County Hall, Matlock.

PRESENT

Councillor J G Williams (in the Chair)

Councillors Mrs D Charles, J Frudd, Mrs Janet Hill, Ms Julie Hill, D McGregor, R A Parkinson (substitute member), Mrs M Stockdale (substitute member), Mrs J S Street, and M Tomlinson.

Apologies for absence were submitted on behalf of Councillors P Dunn, A I Lewer and Mrs J Street.

58/13 **MINUTES** **RESOLVED** that the minutes of the meeting of the Committee held on 9 September 2013 be confirmed as a correct record and signed by the Chair.

59/13 **AUTHORISATION FOR THE TRADING STANDARDS DIVISION TO GRANT A NEW ANNUAL LICENCE TO SELL FIREWORKS AND RENEW THOSE ANNUAL LICENCES PREVIOUSLY GRANTED** Members were informed of a new application for an Annual Fireworks Sales Licence and anticipated renewal applications from 3 established specialist fireworks businesses within the County, all of whom had explosive stores properly licenced or registered under the Manufacturer and Storage of Explosives Regulations 2005 by the Trading Standards Division.

RESOLVED that subject to the receipt of completed application forms and payment of £500 in each case an Annual Fireworks Sales Licence be granted to:-

- Mrs K Ollerenshaw, Geoff's DIY at 18 Dronfield Civic Centre, Dronfield, Derbyshire;
- Johnsons of Ripley Limited, at The Phone Shop, 54 Oxford Street, Ripley;
- Mr S Hutchinson, Trading as 'Pure Party' at 544 Sheffield Road, Chesterfield; and
- Big Bank Fireworks Limited at 23 Oakley's Road, Long Eaton.

**60/13 PROPOSED PUBLIC BRIDLEWAY CREATION AGREEMENT
FOR THE DEDICATION OF BRIDLEWAYS IN THE PARISHES OF CASTLE
GRESLEY AND SWADLINCOTE AND THE PARISH OF ASHBY WOULD, LEICESTERSHIRE**

Members were informed that the County Council had been approached by the Forestry Commission and the National Forest Company (the Landowners) with a proposal to dedicate a network of bridleways in the area known as Tunnel Woods, between Castle Gresley, Church Gresley, and extending towards the Conkers National Forest Centre in Leicestershire.

If the Public Bridleway Creation Agreement took effect, it would create approximately 3,050 metres of public bridleways shown on the plan appended to the report as a solid crossed bar line between

- Points A-B-C-D-E-F from the underpass link, initially following the line of the existing Footpath No 6, then on a new link across open ground, avoiding the woodland and step banks in Tunnel Woods, then continuing along Footpath No's 11 and 6, then along a new link through Swainspark Wood with a recorded width of 2.5 metres between points A-B and E-F and 3 metres between points B-C-D-E;
- Points E-G-H initially following Footpath No 109 between points E-G, then creating a new link G-H with a width of 3 metres to the Leicestershire County boundary;
- Points H-J in Leicestershire with a width of 3 metres; and
- Point G-K with a recorded width of 3 metres.

Some of the proposed routes were currently public footpaths and the Landowners recognised that the routes were already being used as bridleways by the public. The Landowners were keen for the arrangement to be formalised by the dedication of the routes as public bridleways in perpetuity.

No objections were received to the proposed agreement when consultation was carried out in August 2013. The Local Elected Member, Castle Gresley Parish Council, Ashby Woulds Parish Council, South Derbyshire District Council and Leicestershire County Council had been consulted and had no objections to the proposal.

RESOLVED that the Director of Legal Services be authorised to enter into the necessary Creation Agreement with the Landowner and Leicestershire County Council, under Section 25 of the Highways Act 1980, to

dedicate bridleways in the Parishes of Castle Gresley and Swadlincote, and the Parish of Ashby Woulds, Leicestershire.

61/13 SECTION 119 OF THE HIGHWAYS ACT 1980 – PROPOSED DIVERSION OF PUBLIC BRIDLEWAY NO 81 (PART) PARISH OF ALFRETON (NOW SOMERCOTES) Members were informed that the County Council had received an application from the Council's Countryside Services Team for the permanent diversion of part of Public Bridleway No 81 in the Parish of Alfreton (now Somercotes) in the interests of the public.

If the Diversion Order took effect, it would divert approximately 37 metres of Public Bridleway no 81, as shown on the plan appended to the report as a solid bold line, between points A-B to a line shown as a bold broken line between point B-C. The new path would be approximately 65 metres long with a recorded width of 3 metres, until it met Sleetmoor Lane (point C) where the width would increase to approximately 10 metres.

The current terminus of the bridleway with Sleetmoor Lane (point A) was immediately adjacent to a vehicular access to the playing field, which lay to the West of the bridleway. It was proposed that the terminus should be moved 45 metres to the East (to point C) which would remove conflict with vehicles accessing the playing fields. The proposed new terminus would also be opposite the Greenway on the southern side of Sleetmoor Lane which would mean that users who wished to continue on the Greenway would not have to go along Sleetmoor Lane to access it.

No objections were received to the proposed Diversion Order when consultation was carried out in July 2013. The Local Elected Members for the area had been consulted and both supported the proposal. Somercotes Parish Council supported the proposal and Amber Valley Borough Council and Alfreton Town Council had also raised no objections to the proposal.

RESOLVED (1) that the Director of Legal Services be authorised to make the necessary Order to divert Public Bridleway No 81 (part), in the Parish of Alfreton (now Somercotes) under Section 119 of the Highways Act 1980; and

(2) should objections be received to the making of the Orders that could not be resolved then the matter be forwarded to the Secretary of State for determination.

62/13 SECTION 119 OF THE HIGHWAYS ACT 1980 - PROPOSED DIVERSION OF PUBLIC FOOTPATH NO 91 (PART) – SWADLINCOTE Members were informed that the County Council had received an application

for the permanent diversion of part of Public Footpath No 91, in the interests of the landowner to enable them to retain a cattle grid already installed on the public right of way to prevent his cattle from leaving the field. The diversion would also allow the Landowner to create a holding area for stock between the cattle grid and an existing field gate to the south of the cattle grid, allowing better stock control.

If the proposed Diversion Order took effect it would divert approximately 24 metres of Public Footpath No 1, shown on the plan appended to the report as a solid bold line, between points A-B-C to a line shown as a bold broken line between points A-C. The new path would be approximately 24 metres in length, with a recorded width of 2 metres and a natural grass surface.

No objections were received to the proposed Diversion Order when informal consultation was carried out in July 2013. The Local Elected Member and South Derbyshire District Council had been consulted and had no objections to the proposal.

RESOLVED (1) that the Director of Legal Services be authorised to make the necessary Order to divert Public Footpath No 91 (part), in Swadlincote under Section 119 of the Highways Act 1980; and

(2) that should objections be received to the making of the Order that could not be resolved then the matter be forwarded to the Secretary of State for determination.

63/13 PROPOSAL TO RESCIND AN ORDER MADE UNDER SECTION 119 OF THE HIGHWAYS ACT 1980 – PROPOSED DIVERSION OF PUBLIC FOOTPATH NO 137 – PARISH OF ASHOVER AND PUBLIC FOOTPATH NO 24 (PART) – PARISH OF BRACKENFIELD Members were informed that the County Council had made an Order on 19 July 2012 to divert Public Footpath No 137, in the Parish of Ashover, and part of Public Footpath No 24, in the Parish of Brackenfield, in the interests of the landowner. Following the making of the Order, documentation was found that revealed that the alternative line had been dedicated by a previous landowner and was therefore an existing public right of way. Case law established that a diversion made under Section 119 must provide a new path for at least some of its length. As the proposed alternative route was already a public right of way no new path would be created and therefore, the Council was unable to confirm the Order and bring it into effect.

RESOLVED to approve that the Public Path Order made to divert Public Footpath No 137, in the Parish of Ashover, and part of Public Footpath No 24,

in the Parish of Brackenfield, under Section 119 of the Highways Act 1980, be formally rescinded.

64/13 SECTION 257 OF THE TOWN AND COUNTRY PLANNING ACT 1990, PROPOSED DIVERSION OF BRIDLEWAY NO 21 (PART) – PARISH OF HOPTON Members were informed that The County Council had received an application for the permanent diversion of part of Public Bridleway No 21 in the Parish of Hopton.

The purpose of this diversion was to enable Ben Bennett Junior Limited to extract minerals in accordance with the planning permission granted, and to carry out any necessary related operations within the site. In order to facilitate these works, it was necessary to permanently divert the bridleway on to an alternative route to the east of the current line and following the new boundary of the mining site.

If the Order came into effect, it would divert approximately 269 metres of Bridleway No 21 shown as a bold solid line between points A-B on the plan appended to the report. The alternative route would be approximately 279 metres long and was shown on the plan as a bold dashed line between points A-C-B.

No objections were received to the proposed diversion when an informal consultation was carried out in May 2013. The Local Elected Member, Carsington & Hopton Parish Council and Derbyshire Dales District Council had been consulted and had no objections to the proposal.

RESOLVED (1) that the Director of Legal Services be authorised to make the necessary Diversion Order for the permanent diversion of Public Bridleway No 21 (part) in the Parish of Hopton; and

(2) that should objections be received to the making of the Order that could not be resolved then the matter be forwarded to the Secretary of State for determination.

65/13 SECTION 119 OF THE HIGHWAYS ACT 1980, PROPOSED DIVERSION OF PUBLIC FOOTPATH NO 4 – PARISH OF CASTLE GRESLEY AND PUBLIC FOOTPATH NO 40 – SWADLINCOTE Members were informed that the County Council had received an application for the permanent diversion of Public Footpath No 4, Parish of Castle Gresley and Public Footpath No 40, Swadlincote in the interests of the landowners. The definitive line passed through an on-going development which had resulted in the footpath being obstructed by a number of buildings. The proposed

diversion would take the path to an alignment avoiding the buildings which were substantial and which would be costly and impractical to remove.

If the proposed diversion took effect it would divert approximately 49 metres of Public Footpath No 4, Castle Gresley, and 317 metres of Public Footpath 40, Swadlincote (a total distance of 366 metres), shown as a bold solid line between points A-B on the plan appended to the report. The proposed alternative would be approximately 473 metres long and was shown as a bold broken line between points A-C-B.

No objections were received to the proposed diversion when a consultation was carried out in August 2013. The Local Elected Members for the area and South Derbyshire District Council had been consulted and also had no objections.

RESOLVED (1) that the Director of Legal Services be authorised to make the necessary Order to divert Public Footpath No 4, in the Parish of Castle Gresley, and Public Footpath No 40, in Swadlincote, under Section 119 of the Highways Act 1980; and

(2) that should objections be received to the making of the Orders that could not be resolved then the matter be forwarded to the Secretary of State for determination.

66/13 SECTION 119 OF THE HIGHWAYS ACT 1980, PROPOSED DIVERSION OF PUBLIC FOOTPATH NO'S 57 (PART), 67 (PART), 68 AND 69 – PARISH OF HATHERSAGE (NOW IN THE PARISH OF GRINDLEFORD) AND SECTION 118 OF THE HIGHWAYS ACT 1980, PROPOSED EXTINGUISHMENT OF PUBLIC FOOTPATH NO 63 (PART) – PARISH OF HATHERSAGE (NOW IN THE PARISH OF GRINDLEFORD)

Members were informed that the County Council had received an application for the permanent diversion of Public Footpath No's 57(part), 67 (part), 68 and 69 on the Longshaw Estate, in the interests of the landowner.

If the diversions took effect they would:-

- divert approximately 134 metres of Public Footpath No 57, shown on the plan appended to the report as a solid bold line between points C-D to a line shown as a bold broken line between points C-A-D. The new path would be approximately 162 metres long with a recorded width of 2 metres and a compacted stone surface;
- if a proposed diversion of Public Footpath No 57 took effect, part of Public Footpath No 63, as shown by a bold solid line between points A-

B on the plan appended to the report would no longer be required for public use and would therefore be extinguished;

- divert approximately 342 metres of part of Public Footpath No 67, shown as a solid bold line between points E-F-G and H-I-J to a line shown as a bold broken line between points E-K-L-M-N-P-G and H-J. The new path would be approximately 315 metres long with a recorded width of 2 metres and a natural surface. Approximately 100 metres of the proposed alternative fell within the city of Sheffield;
- divert approximately 250 metres of Public Footpath No 68 shown as a solid bold line between points Q-T-I to a line shown as a bold broken line between points R-S. The new path would be approximately 148 metres long with a recorded width of 2 metres and a compacted stone surface; and
- divert approximately 156 metres of Public Footpath No 69, shown as a solid bold line between points F-T to a line shown as a bold broken line between points U-V. The new path would be approximately 165 metres long with a recorded width of 2 metres.

One objection was received to the proposed diversion when an informal consultation was carried out in June 2013. Details of the objection raised and the County Council's response were given in the report.

The Local Elected Member for the area, Grindleford Parish Council and Derbyshire Dales District Council had been consulted and had no objections to the proposal.

RESOLVED (1) that the Director of Legal Services be authorised to make the following necessary orders:

- a) Diversion Orders for the diversion of Public Footpath No's 57(part), 67(part), 68 and 69 in the Parish of Hathersage (now in the Parish of Grindleford), under Section 119 of the Highways Act 1980;
- b) an Extinguishment Order for the extinguishment of Public Footpath No's 63 (part) in the Parish of Hathersage (now in the Parish of Grindleford) under Section 118 of the Highways Act 1980; and

(2) that should objections be received to the making of the Orders that could not be resolved then the matter be forwarded to the Secretary of State for determination.

**67/13 WILDLIFE AND COUNTRYSIDE ACT 1981 – REVIEW OF
AUTHORISATION TO MAKE AN ORDER TO ADD A FOOTPATH AT
EDALE FROM FOOTPATH 18 EDALE TO THE DEFINITIVE MAP AND
STATEMENT**

Members were informed that on 23 June 1998 the Countryside and Access Sub-Committee had considered a report from the County Secretary which concerned the nature of public rights of way in the vicinity of a residential listed building at Grindsbrook Booth, Edale, which was known as Lea House. That report contained an officer recommendation for the committee to endorse his views as expressed in the conclusions section of the report, which included the view that an order should be made to add a section of footpath over a short corridor of land to the north and west of Lea House to the definitive map and statement, between footpath 18 Edale and an area of registered common land, and to authorise him to make such an order.

The matter had been investigated after assertions had been made to the County Council about it, in connection with planning permissions and conservation area consents that had been granted for certain minor development in the vicinity. A copy of the 1998 report which included a plan showing the area considered in the investigation was appended to the Director of Legal Service's report.

The Sub-Committee at the meeting on that day passed a resolution which was in full accordance with the recommendation.

Under the 1998 authorisation, the setting of the description for such an order was expressly reserved to the County Secretary. Further attention to the matter subsequently became subject to extensive delay as a consequence of the large number of applications made to the Council for Orders under Sections 53 and requiring formal determination under the Act by the Council. In the meantime, the Council had gained considerable further experience in the assessment of the significance of records under the Finance (1909-10) Act 1910 to matters of this kind. On reassessing the relevant evidence the Director of Legal Services could not support the previous view favouring the making of an Order for adding a footpath along the corridor of land, that was endorsed by the Sub-Committee in 1998.

The previous view reached by the County Secretary in 1998 was rooted in the widespread understanding of the strong probative value of Finance Act records such as the working plan for this vicinity in relation to land outside numbered hereditaments, and an understanding that the working plan was a sufficiently strong signifier of the existence of a highway through the corridor of land as to justify an order under Section 53.

The Director of Legal Services summarised all of the available evidence and further investigations as detailed in the report and gave his conclusions to the committee.

In conclusion, it was now considered, having regard to all the evidence which appeared to be of potential relevance that there was not a sufficient body of evidence supporting existence of a corridor as a public right of way that would justify the making of an order under Section 3 of the Wildlife and Countryside Act 1981. The Director of Legal Services was accordingly of the opinion that no further action should be taken in respect of the resolution by the Countryside and Access sub-committee on 23 June 1998 which authorised the making of such an order.

RESOLVED to accept the opinion of the Director of Legal Services that no further action should be taken in respect of the resolution by the Countryside and Access Sub-Committee on 23 June 1998 which authorised the making of an Order under Section 53 of the Wildlife and Countryside Act 1981 for adding a footpath in Edale to the Definitive Map and Statement.

68/13 WILDLIFE AND COUNTRYSIDE ACT 1981 – CLAIM TO UPGRADE TO BRIDLEWAY PUBLIC FOOTPATH NO 25 AND PART OF PUBLIC FOOTPATH 21, PARISH OF PILSLEY AND TO ADD A BRIDLEWAY FROM PARK HOUSE ROAD TO PUBLIC FOOTPATH NO 25, PILSLEY AND FROM PUBLIC FOOTPATH NO 21 TO THE FIVE PITS TRAIL, PARISH OF AULT HUCKNALL Members were informed that an application had been received in March 2009 to add a bridleway to the Definitive Map and Statement from Park House Road in the Parish of Pilsley to the Five Pits Trail in the Parish of Ault Hucknall. The application was accompanied by 34 public way evidence forms and an ordnance survey map first edition 1877. A plan showing the claimed route was appended to the report.

Consultation was carried out in January and February 2012 with a number of responses being received both in support of and objection to the application, which were detailed in the report.

The Director of Legal Services summarised all of the available evidence as detailed in the report and gave his conclusions to the committee.

RESOLVED to authorise the making of an Order under Section 53 of the Wildlife and Countryside Act 1981 to amend the Definitive Map and Statement by:-

(1) adding a Byway Open to All traffic (BOAT) in the Parish of Pilsley from Park House Road to the junction with Footpath No's 33 and 25 as shown on the plan appended to the report A-B;

(2) upgrading to Restricted Byway Footpath No 25, Pilsley as shown on the plan appended to the report B-D;

(3) upgrading to Restricted Byway part of Footpath No 21, Pilsley as shown on the plan appended to the report D-E; and

(4) adding a Byway Open to All Traffic (BOAT) in the Parish of Ault Hucknall along Timber Lane from the junction with Footpath No 21 to the junction with Tibshelf Road (B6039) as shown on the plan appended to the report E-H.

69/13 WILDLIFE AND COUNTRYSIDE ACT 1981 – CLAIM TO ADD A FOOTPATH FROM PUBLIC FOOTPATH NO 36 TO PUBLIC FOOTPATH NO 37, PARISH OF SOUTH DARLEY Members were informed that an application was received in October 2010 to add a footpath (through the back gardens at Oaker Terrace, Yew Tree Cottage, and Rose Cottage) to the Definitive Map and Statement. The application was supported by 9 user evidence forms and 5 photographs of the route. A further 14 user evidence forms had subsequently been received. A plan showing the claimed route A-B was appended to the Director of Legal Services report.

It was considered that the erection of fencing in 2010 by the owners of Yew Tree Cottage brought the status of the route into question for the purposes of Section 31 (2) of the Highways Act 1980. Only evidence and events prior to this date had been considered in assessing the claim.

The claimed route linked Footpath 37 to Footpath 36 via the rear of Oaker Terrace, Rose Cottage and Yew Tree Cottage. There were several landowners whose land was crossed by the claimed route. Examination of the registered titles of properties in Oaker Terrace had revealed that a right of way had been reserved by a Conveyance dated 10 June 1955 to and from the drying grounds at the rear of the premises on Oaker Terrace.

Consultation was carried out in October and November 2011 with a number of responses being received both in support of and opposition to the proposal. Details of these responses were given in the Director of Legal Services' report.

Councillor Mike Longden, the local elected member, attended the meeting and made representations to the committee outlining his objection to the officer recommendation to reject the application

The Director of Legal Services summarised all of the available evidence as detailed in the report and gave his conclusions to the committee.

RESOLVED to reject the application made under Section 53 of the Wildlife and Countryside Act 1981 to add a footpath from Public Footpath No 36 to Public Footpath No 37, Parish of South Darley as shown on the plan appended to the report to the Definitive Map and Statement.

70/13 THE DERBYSHIRE COUNTY COUNCIL (BYWAY OPEN TO ALL TRAFFIC FROM PUBLIC FOOTPATH NO 20 TO TOP RILEY, PARISH OF EYAM) MODIFICATION ORDER 2007 AND THE DERBYSHIRE COUNTY COUNCIL (BRIDLEWAY FROM NEW ROAD TO PUBLIC FOOTPATH NO 20 – PARISH OF EYAM) MODIFICATION ORDER 2007
Members were informed that between 9-11 October 2012 an Inspector appointed by the Secretary of State for Environment, Food and Rural Affairs had held an inquiry into the above orders.

On 20 November 2012 he issued his Order Decisions, which were appended to the Director of Legal Services report. He proposed to confirm the Byway Open to All Traffic (BOAT) Order subject to a modification which would change the status of the historic continuation of the routes (from points A-X on the attached order plan) from public footpath to Restricted Byway Status and to confirm the bridleway Order subject to a modification to public footpath status.

Following the publication of the inspector's decision objections were received. Initially the planning inspectorate had opted to decide the matters by means of the hearing to be held this September, however, on 5 September 2013 the inspectorate wrote to the County Council stating that the matter would now be decided by means of a second public inquiry at a date to be arranged.

At the first inquiry the County Council referred to evidence which showed that the historic continuation of the BOAT ran along a route called Steep Lane (point A-X on the attached order plan) which these days was recorded as a footpath. The Inspector's proposed modification of this continuation route to restricted byway status reflected that evidence and officers attending the forthcoming inquiry would therefore support confirmation of the modified Order.

The County Council had hitherto adopted a neutral stance with regard to the confirmation of a bridleway Order and in its statement of case for the first inquiry the Council concluded that the route was probably either a public footpath or a public bridleway. However new evidence which came to light at that inquiry now indicated that the route was probably a public footpath and it was therefore proposed that officers attending the forthcoming inquiry should support confirmation of the Order as proposed to be modified by the inspector.

RESOLVED to note the stance being taken by officers with regard to confirmation of the modified BOAT Order and to authorise officers to support confirmation of the modified bridleway Order so as to add the route to the Definitive Map and Statement as a public footpath instead.

71/13 COMMONS ACT 2006 – APPLICATIONS TO REGISTER LAND AT BROOKSIDE, ASHBOURNE, AS A TOWN OR VILLAGE GREEN (VG99, 111, 113 AND 139) The Director of Legal Services submitted a report asking Members to determine applications made under the Commons Registration Act 1965 and Commons Act 2006 to register land at Brookside, Ashbourne as a Town or Village Green.

The Director of Legal Services summarised all the available evidence in relation to each of the applications as detailed in the report and gave his conclusions to the committee.

RESOLVED (1) to approve application VG139 for the registration of land at Brookside, Ashbourne, as detailed on the plan appended to the report of the Director of Legal Services as a Town or Village Green to be known as The Green and to authorise the Director of Legal Services to add the land to the register of Town or Village Greens;

(2) to reject application VG113 for the registration of land at Brookside, Ashbourne as the application was not validly made; and

(3) to reject applications VG99 and VG 111 for the registration of land at Brookside, Ashbourne, as the committee had already resolved to include the land subject to those applications in the register of Town or Village Greens.

MINUTES of a meeting of the **REGULATORY – PLANNING COMMITTEE** held at County Hall, Matlock on 14 October 2013.

PRESENT

Councillor J Innes (in the Chair)

Councillors M Ford, Julie Hill, R L Hosker, R Mihaly, R A Parkinson, P Smith (not site visits), T Southerd (not site visits), J Twigg and B Wright.

Councillors Ford and Southerd declared a personal interest in respect of the Repton Sand and Gravel application (Minute No 74/13) as Members of the Planning Committee of South Derbyshire District Council Planning Committee.

No Significant Lobbying had been received.

68/13 **PETITION RESOLVED** that (1) the petition listed below be received and noted:-

<u>LOCATION/SUBJECT</u>	<u>SIGNATURES</u>	<u>LOCAL MEMBER</u>
Land North East of Dark Lane, Calow, Chesterfield - Objection to Planning Application to Drill Exploratory Boreholes, Erect Containerised Units, Associated Plant and Equipment, Extract Natural Gas, Generate Electricity and Ancillary Operations Code NO CM4/0813/84	181	Councillor Julie Hill

(2) the Acting Strategic Director – Environmental Services be asked to investigate the matters raised as part of the planning considerations.

69/13 **SITE VISITS** In accordance with the Code of Practice the Committee visited the sites at Repton Sand and Gravel site, Willington (Minute No 74/13) and Swarkestone Sand and Gravel site, Barrow-on-Trent (Minute No 73/13).

70/13 **MINUTES RESOLVED** to confirm the non-exempt Minutes of 19 August 2013.

71/13 REQUEST FOR APPROVAL OF A SCHEME RELATING TO HIGHWAY IMPROVEMENTS AND MONITORING UNDER CONDITION 23 OF PLANNING PERMISSION CD5/0212/157 AT LAND OFF DOE HILL LANE, TIBSHELF (SUBMISSION NO: SD2454)

The submission was for approval of a scheme for highway improvements and monitoring relating to condition 23 attached to planning permission Code No CD5/0212/157 for the construction of a new school on land at Doe Hill Lane, Tibshelf. Details of the submitted details were contained within the report of the Acting Strategic Director - Environmental Services. Comments received from consultees were also included in the report.

The Acting Strategic Director considered the details of the scheme of to be acceptable.

RESOLVED that the Chief Officer be authorised to approve the schemes submitted by the Director of Property in respect of Condition 23 of planning permission CD5/0212/157, as shown in the submission documents received on 24 June and subsequent email correspondence (September and October 2013), subject to provisos contained within the report of the Acting Strategic Director – Environmental Services.

72/13 PROPOSAL TO DEVELOP A SINGLE-STOREY CLASSROOM AT HORSLEY CHURCH OF ENGLAND PRIMARY SCHOOL, CHURCH STREET, HORSLEY (CODE NO: CD6/0613/53)

The proposal was for a new purpose-built classroom to reduce overcrowding in existing classrooms, as well as segregating different year groups. There would be no increase in pupil numbers or teaching staff.

Details of the proposal, together with comments received from consultees and following publicity were contained within the report of the Acting Strategic Director - Environmental Services. Two letters of objection were reported following publicity which were detailed in the report and addressed by the Acting Strategic Director in the Planning Considerations section.

The application had been considered in accordance with Section 38 (6) of the Planning and Compulsory Purchase Act 2004. The Acting Strategic Director commented that the key planning considerations for the application were need for the development, landscape and visual impact and highways and parking, which he examined in his report. He concluded that the proposal would not have an adverse impact on amenity of nearby neighbours and conformed to the national and local planning policies.

RESOLVED that planning permission be granted, subject to the conditions contained within the report of the Acting Strategic Director - Environmental Services.

73/13 APPLICATION UNDER SECTION 73 OF THE TOWN AND COUNTRY PLANNING ACT 1990 TO NOT COMPLY WITH CONDITION 4 OF PLANNING PERMISSION 9/790/450 TO ALLOW AN EXTENSION IN TIME UNTIL JULY 2020 FOR THE COMPLETION OF SAND AND GRAVEL EXTRACTION FOLLOWED BY RESTORATION TO AGRICULTURE AND NATURE CONSERVATION AT SWARKESTONE SAND AND GRAVEL QUARRY OFF TWYFORD ROAD, BARROW UPON TRENT (CODE NO: CM9/1109/166) The Acting Strategic Director - Environmental Services informed Members that planning permission for Swarkestone Quarry had been granted in 1994 and permitted removal of the minerals, importation of inert wastes and restoration to provide part agricultural and part water based nature conservation after-use. Condition 4 required the mineral working to cease after 15 years from commencement, ie 27 July 2010. The current application was to obtain permission to continue mineral working at the site up to July 2020.

The Strategic Director's report gave details of the planning history of the site. The application set out proposals for the future working and restoration of the operational areas within the Quarry with a proposed set of modern planning conditions. The application was also accompanied by an Environmental Statement and referred to a realistic programme for the proposed mineral extraction and the restoration of areas of the site.

Details of the proposals, together with comments received from consultees and following publicity were contained within the report of the Acting Strategic Director - Environmental Services. Objections and comments received from Barrow-on-Trent Parish Council, Ingleby Parish Council, Natural England, Derbyshire Wildlife Trust, Environment Agency, and East Midlands Airport and letters of objection received from local residents were given in the report and addressed by the Acting Strategic Director.

The application had been considered against the development plan and other material considerations had also been taken into account, namely the National Planning Policy Framework and Planning Policy Statement 10. The key planning issues were considered to be whether the principle of working the site for a further period up to July 2020 was acceptable; whether the submission as a whole met the relevant development plans for the area; whether the proposed scheme caused any unacceptable impacts on local residents or the wider environment; and whether an acceptable standard of restoration could be achieved in the relevant timescale and these were examined in the report.

The Acting Strategic Director commented that this was an economically important site and the submitted proposals did not seek to significantly change the lateral extent of the previously approved mineral extraction area, nor extend the hours of operation, the operational methods nor amend the annual mineral output, but to recover the remaining mineral reserves and complete a scheme of restoration, the principle of which had been established in 1994. The Acting Strategic Director had concluded that the submitted proposals addressed the requirements and environmental parameters of the development plan policies. The schedule of conditions set out in the recommendation had been agreed in principle between the relevant parties and would bring appropriate updates and improved controls to mitigate against any significant environment impact of the proposed works. Additionally, he considered that the continuation of the mineral extraction would not only benefit the local and wider economy but also ensure successful completion of a large and extensive restoration project.

The Acting Strategic Director's representative mentioned submissions that had arisen since the report had been published, including a submission by Councillor Davison, who supported the proposal but was concerned that the County Council should take all possible steps to prevent any further working of the site after 2020. The representative explained that the County Council could not prevent the submission of further applications on any site, but that conditions under the recommendation would contain a clear requirement for the completion of the site by the specified date in 2020.

Lisa Pickford addressed the Committee on behalf of the applicant. She stated that this was a strategic site with good access and the mineral produced was of high quality and 300,000 tonnes of mineral was recovered per annum. Flooding of the site in 2007 had affected the working of the site. The Company was active in the community and attended the Local Liaison Committee. She concluded that approval of the application would regularise workings at the site.

Councillor Parkinson commented that if the site was closed the reserves would be sterilised and probably be subject to future planning applications. He found it frustrating that restoration of sand and gravel sites to dry ground had got harder to achieve but recognised that this was so since the inert material needed was less abundant.

The Acting Strategic Director's representative commented that sand and gravel sites in the past had been backfilled with construction wastes and other inert material. The encouragement of recycling had had an effect on restoration of these sites. The creation of water areas would help with to address flooding issues in the Trent Valley area. He confirmed that the

remaining working and the restoration would be phased in accordance with phases of future working and confirmed, in response to a question from Councillor Smith, that the requirement for the development to be completed by 2020 did include full restoration of the site.

Councillor Southerd commented that he also would have preferred the site to be restored back to land rather than water but understood why this could not be the case in this instance.

RESOLVED that planning permission be granted under Section 73 of the Town and Country Planning Act 1990 in respect of the development proposed under application Code No CM9/1109/166, subject:

- (1) the prior completion of a satisfactory deed to secure similar obligations under Section 106 of the Act, to those that were entered into with the grant of the planning permission Code No 9/790/450; and
- (2) the conditions contained within the report of the Acting Strategic Director – Environmental Services.

74/13 APPLICATION UNDER SECTION 73 OF THE TOWN AND COUNTRY PLANNING ACT 1990 TO NOT COMPLY WITH CONDITION 17 OF PLANNING PERMISSION CODE NO R9/1097/14, TO ALLOW A REVISED RESTORATION SCHEME AT THE REPTON PIT SAND AND GRAVEL SITE, OFF REPTON ROAD, WILLINGTON (CODE NO: CM9/0112/138) The application sought permission to under Section 73 of the Town and Country Planning Act 1990 to enable restoration of the site without complying with Condition 17 of the previous permission. The applicant's proposal was for the restoration of part of the land to a lower final contour level than required by the existing approved scheme, so as to avoid importing significant quantities of waste materials. This would allow areas which had been disturbed by mineral workings to be restored predominantly to part flood meadows and part water-based nature conservation after-use. The Acting Strategic Director reported that the applicant had also submitted an application for outline planning permission for the construction of a group of elevated holiday chalet units within the application site, which was yet to be determined by South Derbyshire District Council.

Details of the proposals, together with comments received following consultation and publicity were addressed within the report of the Acting Strategic Director - Environmental Services. Three letters of representation (2 objecting and 1 supporting the proposals) had been received and these were addressed by the Acting Strategic Director in the Planning Considerations section.

The application had been considered with regard to the development plan and other material considerations, in accordance with Section 38(6) of the Planning and Compulsory Purchase Act 2004. The other material taken into account included the National Planning Policy Framework, Planning Policy Statement 10 and the County Council's Supplementary Planning Guidance on the After-use of Sand and Gravel Sites in the Trent, Lower Derwent and Lower Dove Valleys. The key issues were considered to relate to the appropriateness of the proposal and the impact of the proposed amendments to restoration on conservation, visual and landscape amenity and flooding and these issues were examined in the report.

The Acting Strategic Director commented that although there was an existing restoration scheme for the site he was satisfied that the current application presented an opportunity to improve on the final restoration of the land and to avoid use of demolition waste, which was suitable for recycling for productive uses. He had discussed the application in detail with officers from South Derbyshire District Council, Natural England and the Environmental Agency and in general there was agreement that a lower level restoration scheme would be beneficial both in flooding and conservation terms and a reduction in the number of heavy goods traffic visiting the site. A recent Ecological Survey had provided up-to-date information regarding the presence of great crested newts, a European protected species. Although the information from the survey had not been specified under the main report, an addendum to the report had been produced to ensure that this information could be taken into consideration. He confirmed that the three part test had been met – economical social need, alternatives and not detrimental to the population of the species. He confirmed that the application accorded with the development plan policies.

Mr Spowage addressed the Committee. He was employed by the Derbyshire Wildlife Trust, but spoke in his personal capacity. He commented that there was already a restoration plan in place for the site, from 2003. He considered that the change in restoration detail was proposed because of the proposal for chalets on the site, under the planning application to the District Council, which would take up existing designated habitat land, and affect wildlife and feeding grounds. He emphasised that the proposals required consideration in terms of their effects on the habitat relating to both this site and the surrounding area (including the Trust nature reserve, and all the associated wildlife which now included bitterns), and the value of the habitat and wildlife for encouraging tourism in the area. He did not consider that a lower level for the site would make significant difference to the current flood alleviation situation. He asked that the current application be rejected and the applicant be asked to restore the site in accordance with the original restoration proposals.

Mr Hughes addressed the Committee on behalf of the applicant. He stated that no detailed restoration scheme had been agreed in relation to the existing permission of 2003. It appeared to him that there had been some confusion regarding what parts of the site had already been restored; he confirmed that to date restoration had taken place to the south and northwest part but not the central area, which had recently been worked on. He commented that the proposed scheme did address nature conservation and habitat requirements, that flood storage was built in and that security of the site along the western boundary would be regularised. It was proposed that a management company would be set up by the owners to be responsible for long-term aftercare of the site.

Members were advised that the planning application to South Derbyshire District Council for chalets on the site should not influence their decision on this proposal. The Acting Strategic Director commented that the proposal was considered to be acceptable and would provide biodiversity and an ecological gain for the site. He also confirmed that on the basis of the new information provided and the proposed conditions to be attached the Derbyshire Wildlife Trust was not now understood to be opposed to the proposal.

RESOLVED that planning permission be granted for development previously authorised under Planning Permission Code No REP/1149/14 without the requirements of Condition 17 under the scheme of conditions for Repton Quarry dated 1 July 1998 (under reference No R/1097/14) and subject to the conditions contained within the report of the Acting Strategic Director – Environmental Services.

(Councillors Ford and Southerd abstained from voting on the above decision in accordance with their declaration of personal interest).

75/13 **CURRENT ENFORCEMENT ACTION** The Acting Strategic Director - Environmental Services' representative informed the Committee that a Temporary Stop Notice had been issued in respect of the extraction of coal at the Golden Valley site, Riddings.

RESOLVED to receive the report on Current Enforcement Action.

76/13 **OUTSTANDING APPLICATIONS** **RESOLVED** to receive the list on decisions outstanding on 15 October 2013 relating to EIA applications outstanding for more than sixteen weeks, major applications outstanding for more than thirteen weeks and minor applications outstanding for more than eight weeks.

77/13 CURRENT APPEALS/CALLED-IN APPLICATIONS
RESOLVED to note the report on current appeals/called-in applications relating to County matters.

78/13 DEVELOPMENT MANAGEMENT PERFORMANCE
MONITORING RESOLVED to receive the Planning Services Development Management Monthly Performance Management Statistics for the period 1 August – 30 September 2013.

79/13 MATTERS DETERMINED BY THE ACTING STRATEGIC
DIRECTOR – ENVIRONMENTAL SERVICES UNDER THE DELEGATED
POWERS RESOLVED to note that the following applications had been approved by the Acting Strategic Director - Environmental Services under the Delegated Powers on:-

(a) 22 August 2013

- 1 Proposed Removal of Existing Access Ramp to be Replaced with New Ramp Constructed over and beyond Existing Footprint to Provide a Shallower Gradient at Buxton Infant School, Hardwick Square South, Buxton
Applicant: Derbyshire County Council
Planning Application Code No: CD1/0613/58
- 2 Proposal to Install Four Floodlights onto the Existing Multi-User Games Area at Howitt Primary Community School, Holmes Street, Heanor
Applicant: Derbyshire County Council
Planning Application Code No: CD6/0613/56

(b) 29 August 2013

- 1 Proposed Construction of a Greenway Along a Former Railway Branch Line from Poulter Country Park to Langwith Junction
Applicant: Derbyshire County Council
Planning Application Code No: CD5/0113/131
- 2 Proposal to Develop an External Access Ramp in the Playground at Belper Long Row Primary School, Long Row, Belper
Applicant: Derbyshire County Council
Planning Application Code No: CD6/0713/70
- 3 Delegation Decisions on Schemes Required by Planning Conditions:
 - SW2357
 - SW2445
 - SW2446
 - SD2449

- SW2462
- SD2450

(c) 5 September 2013

- 1 Proposed Development of a Multi-User Games Area at Darley Dale Primary School, Greenway Lane, Matlock
Applicant: Derbyshire County Council
Planning Application Code No: CD3/0713/66
- 2 Delegation Decisions on Schemes Required by Planning Conditions:
 - SD2288

(d) 12 September 2013

- 1 Proposed Erection of a Single Classroom Extension at the Brigg Infant School, South Street, South Normanton
Applicant: Derbyshire County Council
Planning Application Code No: CD5/0813/75
- 2 Proposed Installation of a Replacement Storage Shed at Street Lane Primary School, Denby
Applicant: Derbyshire County Council
Planning Application Code No: CD6/0813/78
- 3 Proposed Installation of a New Wooden Building with Associated External Works including Proposed Extension to and Existing Nature Trail, Security Fencing, Access Gates and Sensory Garden at Coppice Primary School, off Roper Avenue, Heanor
Applicant: Derbyshire County Council
Planning Application Code No: CD6/0813/82
- 4 Planning Permission for the Installation of an External Canopy at Parklands Infant and Nursery School, Derby Road, Long Eaton
Applicant: Derbyshire County Council
Planning Application Code No: CD8/0713/71
- 5 Proposed Installation of a Bicycle Shelter, Vehicle Barriers and Signage at the Former Co-op Travel Building, off Mercian Close, Ilkeston
Applicant: Derbyshire County Council
Planning Application Code No: CD8/0813/80
- 6 Delegation Decisions on Schemes Required by Planning Conditions:
 - SD2452

(e) 19 September 2013

1 Delegation Decisions on Schemes Required by Planning Conditions:

- SW2463
- SD2451
- SD2461

(f) 26 September 2013

1 Proposed Replacement Single Modular Classroom at Bradley Church of England Primary School, off Yew Tree Lane, Bradley, Near Ashbourne
Applicant: Derbyshire County Council
Planning Application Code No: CD3/0813/79

2 Grange Mill Quarry, Grange Mill, Wirksworth, Derbyshire

A) Application Under Section 73 of the Town and Country Planning Act 1990 to not Comply with Condition 3a of Planning Permission CM3/1200/98 in Order to Allow an Extension of Time for the Completion of Mineral Extraction and Restoration
Applicant: Ben Bennett Junior Limited
Planning Application Code No: CM3/1212/121

B) Application to Extend the Quarry Workings into 3.3 Hectares of Adjacent Land South-East of the Quarry
Applicant: Ben Bennett Junior Limited
Planning Application Code No: CM3/1212/120

3 Proposal for the Change of Use from B8 to Sui Generis, Vehicle Depolluting at Unit 96 Norbert Dentressangle Trading Estate, Cat and Fiddle Lane, Ilkeston
Applicant: Derby Vauxhall Spares
Planning Application Code No: CW8/0713/64

4 Delegation Decisions on Schemes Required by Planning Conditions:

- SD2468
- SW2411
- SW2412

(g) 3 October 2013

1 Second Interim Quarry Development Area Submission at Ashwood Dale Quarry, Buxton
Applicant: Omya (UK) Ltd
Submission Numbers: SM2458 and SM2459

(h) 10 October 2013

- 1 Proposed Retention and Continued Use of a Portacabin Unit at the Veolia Waste Transfer Station, Sheepbridge Lane, Chesterfield
Applicant: Veolia ES (UK) Ltd
Planning Application Code No: CW2/0513/39
- 2 Retrospective Application for the Installation of a Canopy at Barlborough Primary School, High Street, Barlborough
Applicant: Derbyshire County Council
Planning Application Code No: CD5/0813/90
- 3 Proposal to Develop a School Classroom Extension at Richardson Endowed Primary School, Main Road, Smalley
Applicant: Derbyshire County Council
Planning Application Code No: CD6/0813/87
- 4 Proposed Installation of Additional Site Lighting at the Existing Household Waste Recycling Facility at Manners Avenue, Manners Industrial Estate, Ilkeston
Applicant: HW Martin Waste
Planning Application Code No: CW8/0613/60
- 5 Proposed Refurbishment and Redecoration including Installation of Handrails, Signage, Floor Coverings, Lighting, Doors and Associated Works to the Town Hall, Ilkeston
Applicant: Derbyshire County Council
Planning Application Code No: LB8/0813/89
- 6 Proposed Installation of Additional Lighting Columns and Lighting at the Bretby Household Waste Recycling Centre, Main Street, Newhall, Bretby
Applicant: HW Martin Waste
Planning Application Code No: CW9/0613/61
- 7 Application for Non-Material Amendments at the Fitness First Building, County Hall, Smedley Street, Matlock
Applicant: Derbyshire County Council
Planning Application Code No: NMA/0913/19
- 8 Delegation Decisions on Schemes Required by Planning Conditions:
 - SD2466
 - SD2467

MINUTES of a meeting of the **REGULATORY – PLANNING COMMITTEE** held at County Hall, Matlock on 11 November 2013.

PRESENT

Councillor J Innes (in the Chair)

Councillors M Ford, R L Hosker, R Mihaly, R A Parkinson, P Smith, T Southerd, J Twigg and B Wright.

Apologies for absence were received from Councillor Julie Hill.

No Declarations of Interest were received.

No Significant Lobbying had been received.

80/13 **PETITION RESOLVED** that (1) the petition listed below be received and noted:-

<u>LOCATION/SUBJECT</u>	<u>SIGNATURES</u>	<u>LOCAL MEMBER</u>
Unit 6, Belfield Street, Ilkeston – Objection of Change of Use from B1 and B8 to a Vehicle Depolluting Unit Code NO CW8/0813/86	27	Councillor G Birkin

(2) the Acting Strategic Director – Environmental Services be asked to investigate the matters raised as part of the planning considerations.

81/13 **MINUTES RESOLVED** to confirm the non-exempt Minutes of 14 October 2013.

82/13 **PROPOSED CONSTRUCTION OF AN ADDITIONAL BUILDING TO HOUSE A WASTE RECYCLING FACILITY WITHIN AN ESTABLISHED INDUSTRIAL ESTATE ON LAND AT ROBERTS YARD, CROMPTON ROAD, QUARRY HILL INDUSTRIAL ESTATE, ILKESTON (CODE NO: CW8/0813/81)** Details of the proposal were contained within the report of the Acting Strategic Director - Environmental Services, together with comments received from consultees and following publicity. One letter of representation had been received objecting to the proposal which raised the issues of foul smells coming from the site, discharge of fungal spores and toxic aerosols, increase in noise and traffic, lack of control by the

environmental authorities, and the site's proximity to the Erewash Canal and Erewash Way. These issues were addressed in the planning considerations section of the report. A later email from the same individual was also reported and also a further submission from the applicant seeking relaxation of the proposed condition relating to hours of working to allow Sunday working in emergencies.

Slides showing the location of the site, proximity of housing and various views of the site were shown to the Committee. The application had been considered in accordance with Section 38(6) of the Planning and Compulsory Purchase Act 2004 and other material considerations had been taken into account. The key issues relating to the proposal were the impact of the proposed works on the amenity of the area, in particular visual impact, noise, odour and dust emissions to air; the appropriateness of the facility and its compatibility within the industrial estate; and hours of operation, and these were examined in the report.

The Acting Strategic Director considered that the proposed new structures would improve the overall management of waste at the facility and its use would not conflict with the existing uses of the adjoining industrial units. He commented that the relevant development plan and Government policy was guided by the 'waste hierarchy' and in this case the proposal achieved the identified key policy objectives. With regards to the request for relaxation of the working hours condition, the Acting Strategic Director's representative commented that the proposed condition should not be amended and that any request for Sunday working should be considered if/when required and that if working on Sundays became a regular necessity this could be reconsidered.

RESOLVED that planning permission be granted, subject to the imposition of conditions as contained within the report of the Acting Strategic Director - Environmental Services, with Condition 15 being amended to read as follows –

- 15) Notwithstanding the requirement of other conditions, areas on the application site and outside the building where vehicular activity takes place must be **surfaced** with a solid bound material and be well maintained and appropriate dust suppression methods, such as the use of water bowsers and /or hosepipes, applied.

83/13 PROPOSED FACILITY FOR THE STORAGE AND TREATMENT OF GREEN WASTE WITHIN THE RECYCLING AREA, AS PREVIOUSLY APPROVED IN PERMISSION CW1/0110/190 AT BIRCH VALE QUARRY, BIRCH VALE, NEW MILLS (CODE NO: CW1/0512/15) This application was withdrawn by the applicant. Members noted that the Officer's Recommendation had been for refusal of the application.

84/13 **CURRENT ENFORCEMENT ACTION RESOLVED** to receive the report on Current Enforcement Action.

85/13 **OUTSTANDING APPLICATIONS RESOLVED** to receive the list on decisions outstanding on 11 November 2013 relating to EIA applications outstanding for more than sixteen weeks, major applications outstanding for more than thirteen weeks and minor applications outstanding for more than eight weeks.

86/13 **CURRENT APPEALS/CALLED-IN APPLICATIONS RESOLVED** to note the report on current appeals/called-in applications relating to County matters.

87/13 **DEVELOPMENT MANAGEMENT PERFORMANCE MONITORING RESOLVED** to receive the Planning Services Development Management Monthly Performance Management Statistics for October 2013.

88/13 **MATTERS DETERMINED BY THE ACTING STRATEGIC DIRECTOR – ENVIRONMENTAL SERVICES UNDER THE DELEGATED POWERS RESOLVED** to note that the following applications had been approved by the Acting Strategic Director - Environmental Services under the Delegated Powers on:-

(a) 17 October 2013

1 Delegation Decisions on Schemes Required by Planning Conditions:

- SW2469
- SW2470

(b) 24 October 2013

- 1 Retrospective Planning Application for a Building Extension at Bridge Waste Limited, Unit 11, Pye Bridge Industrial Estate, Alfreton
Applicant: Bridge Waste Limited
Planning Application Code No: CW6/0913/91
- 2 Proposal to Install an External Detached Store Room and a Polytunnel at Sawley Junior School, Wilmot Street, Sawley, Long Eaton
Applicant: Derbyshire County Council
Planning Application Code No: CD8/0913/94
- 3 Application for a Non-Material Amendment (to Add a Planning Condition to the Extant Permission Code Number CW4/0609/77 which Lists the

Approved Planning Drawings) at the Arkwright Opencast Colliery,
Deepsick Lane, Arkwright
Applicant: SITA UK
Planning Application Code No: NMA/1013/20

4 Delegation Decisions on Schemes Required by Planning Conditions:

- SM1007
- SM2318
- SD2472
- SD2473
- SD2474
- SD2475
- SD2476
- SW2410

(c) 31 October 2013

1 Delegation Decisions on Schemes Required by Planning Conditions:

- SD2482
- SD2483

(d) 7 November 2013

1 Proposed Installation of New Cladding, Replacement of Windows and
Installation of Two Fire Doors at Calow C of E Voluntary Controlled
Primary School, North Road, Calow
Applicant: Derbyshire County Council
Planning Application Code No: CD4/0913/92

2 Delegation Decisions on Schemes Required by Planning Conditions:

- SM2471

MINUTES of a meeting of the **AUDIT COMMITTEE** held on 15 October 2013 at County Hall, Matlock

PRESENT

Councillor R Mihaly (in the Chair)

Councillors S J Bradford, S Brittain, L M Chilton, C R Moesby and D Williams

43/13 **MINUTES RESOLVED** that the minutes of the meeting held on 17 September 2013 be confirmed as a correct record and signed by the Chair.

44/13 **MATTERS ARISING - Annual Governance Report Derbyshire County Council (Minute No.39/13)** Mr Cornett pointed out that both himself and Mr Wood represented the External Auditors and not the District Auditors, as stated in the minutes.

45/13 **STRATEGIC RISK REVIEW** The Council undertook regular reviews of risks and the latest detailed assessment of the highest ranking risks was attached to the report. The risks were brought forward from the previous assessments with updated comments, these were shown in Appendix One, but generally little had changed since the last update in March.; this was to be expected as the Risk Register was designed to capture strategic risk which by its nature had a long time span.

RESOLVED that the report be noted.

46/13 **BUDGET MONITORING 2013-14** Members were provided with an update of the latest budget monitoring positions showing an overall departmental overspend of £13.179m, which after consideration of centrally held budgets and expenditure, and use of carry forward balances from 2012-13, would lead to a break-even position for the Council. A significant element of the overspend related to the achievement of budget reductions in 2013-14.

The report summarised the controllable budget position by department. Reports would also be considered at Full Council. Monitoring reflected the position as at 30 June 2013, however officers had provided additional updates to the Director of Finance to take the position through to the period ending 31 August 2013. The Revenue Outturn 2012-13 was approved by Cabinet on 30 July 2013. Where departments had asked for carry forward of budget, it required final approval from the appropriate Cabinet Member. The budget monitoring position as at June, excluded any carry forward of 2012-13 underspends. The Director of Finance highlighted the budget position for each department.

RESOLVED that the 2012-13 budget monitoring position as at 30 June 2013 be noted.

47/13 TREASURY MANAGEMENT The Director of Finance reported on Treasury Management activities during the last financial year 2012-13 and on the Council's compliance with the prudential indicators set by Cabinet at its meeting on 24 January 2012, in accordance with the terms of the Prudential Code for Capital Finance in Local Authorities.

The Director of Finance provided details on Treasury Management Activities 2012-13, interest rates, borrowing, lending, Prudential Code for Capital Finance and Treasury Management and training.

RESOLVED that the annual report on Treasury Management for 2012-13 be noted.

48/13 ANNUAL AUDIT LETTER 2012-13 John Cornett attended the meeting to present Members with the Annual Audit Letter. The report summarised the key findings from the 2012-13 audit which covered the Authority's 2012-13 financial statements and the 2012-13 value for money conclusion.

Mr Cornett issued an unqualified value for money conclusion for 2012-13 on 26 September 2013. To arrive at this conclusion the auditors had looked at financial governance, financial planning and financial control processes, as well as how the Authority were prioritising resources and improving efficiency and productivity.

Mr Cornett was able to issue an unqualified opinion on the Authority's financial statements on 26 September 2013. The auditors believed that the financial statements gave a true and fair view of the financial position of the Authority and of its expenditure and income for the year. The financial statements also included those of the pension fund. Mr Cornett also reported that the financial statements did not identify any significant errors. This was an improvement over the previous year and reflected improvements in the close down process and the quality of the supporting working papers provided.

Members thanked Mr Cornett for his presentation. On behalf of the Committee the Chair also wished to thank all the Authority's finance staff for the work they had carried out.

RESOLVED that the report be noted.

49/13 **EXCLUSION OF THE PUBLIC RESOLVED** to exclude the public from the consideration of the remaining items on the agenda to avoid the disclosure of exempt and confidential information.

SUMMARY OF PROCEEDINGS CONDUCTED AFTER THE PUBLIC WERE EXCLUDED FROM THE MEETING

1. To consider the exempt reports of the Assistant Director of Finance (Audit) and RIPA Monitoring Officer on:-
 - (a) Audit Services Unit – progress against Audit Plan 2013-14 (contains information relating to the financial or business affairs of any particular person (including the Authority holding that information))
 - (b) Regulation of Investigatory Powers Act (contains information relating to action taken in connection with the prevention, investigation or prosecution of crime)

Public

MINUTES of a meeting of the **COUNTY COUNCIL'S STANDARDS COMMITTEE** held on 9 October 2013 at County Hall, Matlock

PRESENT

Councillor C M Cox (in the Chair)

Councillors K Buttery, C A Hart, P Jones (substitute Member), T A Kemp, C R Moesby and I Ratcliffe.

Also in attendance – Messrs K Jackson-Horner, L Newby and P Smith (Independent Persons)

Apologies for absence were submitted on behalf of Councillor S Freeborn.

12/13 **MINUTES RESOLVED** that the minutes of the meeting of the Standards Committee held on 19 June 2013 be confirmed as a correct record and signed by the Chair.

13/13 **COMPLAINTS AND COMPLIMENTS OVERVIEW 2012-13**
The terms of reference of the Standards Committee included “the overview of complaints handling and Local Government Ombudsman investigations”. Accordingly, the Committee was invited to receive the Chief Executive’s report to Cabinet on the complaints dealt with under the Council’s Complaints Procedures, compliments received by the Council during the financial year 2012-13 and the Local Government Ombudsman’s Annual Review Letter for the year ended 31 March 2013.

The Director of Legal Services introduced Esther Croll from the Policy Unit, who summarised the report and highlighted the key issues. Members raised the following queries and it was agreed that they would be forwarded to the Complaints Group for consideration:-

- a) were there any Human Resources policies which required complaints made against individuals to be addressed as part of the appraisal process?
- b) did the Council record and analyse complaints arising from externalised services, and if not, could this be done?

The responses to these queries would be reported back to the Standards Committee in due course.

Councillor Moesby raised whether the service provided by Call Derbyshire was monitored in terms of capacity. This issue would be forwarded to the Call Centre Manager.

It was highlighted that due to reorganisation within the Local Government Ombudsman's office, the annual review letter for 2012-13 did not provide details of the authority's performance in dealing with complaints. Members suggested that a department by department breakdown of complaints would be useful.

RESOLVED to note the report of the Chief Executive to Cabinet entitled 'Complaints and Compliments Overview 2012-13'

14/13 COMMITTEE ON STANDARDS IN PUBLIC LIFE – ANNUAL REPORT 2012-13 AND PUBLIC ATTITUDE SURVEY 2012 The Committee on Standards in Public Life had recently published its Annual Report for 2012-13. The Committee was an independent advisory Non-Departmental Public Body. The Committee was established in 1994 under the chairmanship of Lord Nolan and in its first report the Committee defined the Seven Principles of Public Life. As the Standards Committee was aware, these principles continued to be relevant and were incorporated in the County Council's Code of Conduct for Members.

The Committee on Standards in Public Life monitored and considered issues and concerns relating to standards in public life, including standards in local government. An extract from the Annual Report for 2012-13 (the section dealing with local government standards) was attached at Appendix 1 to the report.

The Committee on Standards in Public Life had recently published its fifth Biennial Survey of public attitudes towards conduct in public life. The survey covered attitudes towards conduct across a broad spectrum of public life and, whilst it did not focus closely on local government, it would be of interest to the Standards Committee. The Executive Summary of the Survey was attached at Appendix 2 to the report.

RESOLVED that the Committee (1) notes the findings of the Committee on Standards in Public Life in relation to local government standards; and

(2) notes the fifth Biennial Survey of conduct in public life undertaken by the Committee on Standards in Public Life.

MINUTES of a meeting of the **PENSION AND INVESTMENT COMMITTEE**
held at County Hall, Matlock on 25 September 2013

PRESENT

Councillor W Burrows (in the Chair)

Derbyshire County Council

Councillors D Collins, J A Coyle (substitute member) R Davison, S J Ellis, R L Hosker (substitute member), M V Longden, and S Marshall-Clarke

Derby City Council

Councillor M Tittley

Trade Union Representatives

P Hubble – Derbyshire County Unison

Investment Advisers

Mr J Somers – Aviva
Mr P J Williams

Apologies for absence were submitted on behalf of Councillors S Freeborn, D Roberts and D J Wilcox

21/13 **MINUTES RESOLVED** that the minutes of the meeting held on 17 June 2013 be confirmed as a correct record and signed by the Chair, subject to the inclusion of the following paragraph under Minute No 4/13:-

“There was a detailed debate about the differing advice given by the advisers and the Council officers”.

22/13 **ACTUARIAL VALUATION – PRELIMINARY UPDATE** Following a competitive tender exercise and evaluation, Hymans Robertson had been appointed as the Fund’s Actuaries with effect from 1 July 2013 for a period of four years.

Hymans had commenced work across a range of activities, and the major element of work related to the 2013 valuation. This would determine the current funding level, surplus/deficit for the whole fund and employers within it, and employer pension contribution rates for the three years commencing 1 April 2014.

Hymans' actuary, Richard Warden, attended the meeting to detail the purpose of the evaluation and to provide an indication of the funding level for the whole fund. It was noted that individual employer rates would be the subject of further detailed work, and would be presented to a future meeting. The assumptions that Hymans intended to use in the valuation were outlined.

RESOLVED to note the appointment of Hymans Robertson as the Fund's Actuaries for four years commencing 1 July 2013.

23/13 PENSION FUND ANNUAL REPORT In accordance with the Local Government Pension Scheme (Administration) Regulations 2008, the Administering Authority had to prepare and publish an annual report on or before 1 December following the year end.

Section E of the report was the Pension Fund's Annual Accounts, which also formed part of the County Council's accounts. These had been considered and approved by the County Council's Audit Committee on 17 September 2013. Also to be included would be the external auditor's opinion, which would confirm that the information contained within the Annual Report was consistent with the audited accounting statements. It would also confirm that the statements had been properly prepared in accordance with accounting standards and gave a true and fair view of the Fund's transactions during the year and its assets and liabilities at the year end.

RESOLVED to approve publication of the annual report as required by the Regulations.

24/13 CALL FOR EVIDENCE Approval was sought for a response to the Local Government Association and Department for Communities and Local Government joint call for evidence on the future structure of the Local Government Pension Schemes funds.

In 2010, the Government had commissioned a review of public sector pensions through the Independent Public Service Pensions Commission. The purpose of this had been to make recommendations on how public service pensions could be made sustainable and affordable in the long term, whilst being fair to both tax payers and public sector workers. A number of recommendations had arisen.

In May 2013, the Local Government Minister had announced a call for evidence as an initial step in considering how to improve the efficiency and cost effectiveness of the local government pension scheme. The Local Government Association and Department for Communities and Local Government had issued a document identifying the objectives of the review and contained five questions for funds to consider. These were highlighted.

The Derbyshire Fund needed to reply by the closing date of 27 September 2013, and a proposed response was presented.

RESOLVED to note the Call for Evidence and approved the response.

25/13 ECONOMIC BACKGROUND AND RECENT INVESTMENT MARKET RETURNS The consensus Global GDP growth forecast for 2013 was 2.4% and 3.1% for 2014. The 2013 growth outlook for Western economies remained mixed, the US was forecast to grow at 1.6%, the UK by 1.3% and the Eurozone was forecast to contract by 0.4%. Elsewhere, 2013 GDP growth forecasts ranged from 4.6% for Asia Pacific, 2.7% for Latin America and 1.9% for Japan.

Within the UK, the second quarter GDP had grown at 0.7%, which had been revised up from an initial estimate of 0.6%, following improved output figures from manufacturing and construction. However, continued strength in the services sector remained the cornerstone of recovery. Wage inflation continued to lag CPI inflation. The August meeting of the Bank of England's Monetary Policy Committee had left interest rates unchanged at 0.5%, and it had also kept the level of Quantitative Easing unchanged at £375bn. The new Governor of the Bank of England had made a number of announcements in an attempt to signal under what circumstances interest rates might change, although markets remained to be convinced. The consensus forecast for UK GDP growth was 1.3% for 2013 and 2.1% for 2014, and the consensus forecast for CPI inflation was 2.7% in 2013 and 2.5% in 2014.

With regard to the USA, second quarter GDP figures had been revised upwards, and the initial estimate of 1.7% had been upgraded to 2.5%. A surge in exports had been a major contributor to growth. Markets continued to speculate about the likelihood, timing and pace of the withdrawal of quantitative easing, and there was further uncertainty about how future policy could differ, depending on who became the next Chairman of the Federal Reserve Open Market Committee. Consensus estimates for GDP growth for 2013 and 2014 were 1.6% and 2.7% respectively, and CPI inflation was forecast at 1.5% for 2013 and 1.9% for 2014.

In Europe, GDP growth of 0.3% in quarter 2 had meant that the Eurozone had come out of recession. Although modest, the growth had been broad based, coming from exports, domestic demand and government spending. France had come out of recession and German GDP had expanded by 0.7%. High unemployment and high taxes had continued to hold back economic growth, so the outlook remained fragile. The European Central Bank had held the base rate at its record low of 0.5%. The forecast for 2013 GDP growth for the Eurozone as a whole was -0.4%, and for 2014 it was 0.9%. CPI inflation was forecast at 1.5% for both years.

In Germany, Q2 GDP had grown 0.7%, and surveys had shown growing business confidence and an expectation of sustained investment into 2014. Longer term, domestic led growth was expected to support the German economy. GDP forecasts for 2013 and 2014 were 0.5% and 1.7%, and CPI inflation was forecast at 1.6% and 1.8% respectively.

Q2 2013 growth of 0.5% had brought France out of recession. Analysis of the underlying reasons for the stronger than expected growth had shown that a number of one off factors were key, so the outlook remained muted. Planned tax increases and public spending cuts along with high unemployment were likely to suppress household consumption. Consensus estimates were for GDP growth of 0.1% in 2013 and 0.8% in 2014. CPI inflation was expected to be 1.0% for 2013 and 1.5% for 2014.

Q2 2013 GDP in Italy had contracted by 0.3%, which meant that Italy remained in recession, although this had been an improvement on the first quarter, and there were signs that things were starting to improve. The fragility of the coalition government had limited confidence in the implementation of policy, particularly labour market reforms and hence economic forecasts. GDP for 2013 was forecast at -1.7% and at 0.5% for 2014. CPI inflation of 1.5% and 1.6% were forecast for 2013 and 2014 respectively.

In Japan, Q2 GDP had grown by 0.9%, building on the same outcome for Q1, which was seen as a sign of a solid economic recovery. If this was the case, the Government would be in a better position to implement its planned tax rises, which would help to reduce the public debt. The labour market had improved, and unemployment had fallen. GDP growth was forecast at 1.9% for 2013 and at 1.7% for 2014. For the time being, inflation was low and forecast at 0.1% for 2013 and at 2.2% for 2014.

In Asia/Pacific, over the past three months, the FT Asia-Pacific ex Japan Index had fallen 6.3% as worries over the effect of the withdrawal of Quantitative Easing in the USA had combined with some moderating of economic growth across the region. Although Asian growth expectations remained robust and continued to outstrip other areas, the trend had been towards a slowdown, and Asian markets continued to watch developments in Japan. GDP growth continued to slow in a number of countries in the region. In China, GDP growth had fallen to 7.5% in Q2 2013, and the outlook had also worsened in Indonesia, although it was still considerably stronger than Western counterparts. Q2 GDP growth in the Philippines, however, had been ahead of forecast at 7.5%. An important factor which would serve to partially insulate Asia from events in the USA and Eurozone was the continuing increase in intra-regional trade. For 2013, the consensus forecast GDP growth for China was 7.5%, Philippines 7.0% and Indonesia 5.7%.

Consensus forecasts for 2013 CPI inflation were for China 2.6%, Philippines 3.0% and Indonesia 7.3%.

Fresh concerns about the outlook for US monetary policy had caused a rout in Emerging Market currencies and there had been a fall of 11.5% in the FTSE Emerging Index over the last three months. However, it appeared that emerging market growth was no longer slowing, and the external picture looked more encouraging due to growth in the USA. In Latin America, although Brazil had the better long term outlook, Mexico had better shorter term prospects. In Brazil, inflation remained the immediate concern, which was why the Brazilian Central Bank had continued to tighten monetary policy. There remained concern over the exposure of countries such as Poland and the Czech Republic in emerging Europe to the weak Eurozone. Markets were expected to remain volatile, although valuations were not excessive. 'Frontier' markets remained interesting, with low correlation with other markets and low price:earnings ratings exacerbated by Middle East tensions.

The returns for the major asset classes for the period 1 April 2013 – 31 August 2013 were reported. There had been a wide dispersion of returns in the five months to 31 August 2013, the biggest contrast being a positive 4.9% return from European equities compared to minus 9.6% from Emerging Market equities.

Volatility remained a feature as investor risk appetite continued to wax and wane with the changing outlook on the Eurozone crisis, sovereign debt levels, US monetary policy and global economic growth. Political instability, Middle East tensions and widespread elections had exacerbated policy indecisiveness, heightening uncertainty.

RESOLVED that the report be noted.

26/13 ASSET ALLOCATION AND RECENT TRANSACTIONS The Director of Finance reported on the current asset allocation, and the proportion of the Fund held in each sector at 31 July 2013 was highlighted and compared with the asset allocation ranges previously approved by the Committee. Relative to its benchmark, the Fund was overweight in equities (all markets) and cash but underweight in bonds, property and alternative investments.

Some concern was raised over the position in relation to cash, as it was felt that the Fund was not optimising returns due to the high level of cash, and some priority should be given to reducing the level of cash. It was also queried whether the permitted range should be less than 8%. In response, it was stated that the position was being monitored, and all permitted ranges for assets would be reviewed. There was currently a shortage of internal Fund Managers within the Investment Section, and once these posts had been

filled, it would be possible to address the issues. Further consideration would also be given post the actuarial evaluation.

Investment activity since the last meeting was reported. The Fund's investment assets were currently valued at £3,196.0m. A list of transactions since the last meeting and a copy of the latest portfolio were presented.

RESOLVED that the report be noted.

27/13 INVESTMENT STRATEGY The strategy reports of the Investment Advisors were presented, and Mr J Somers from Aviva and Mr P Williams attended the meeting. The Fund's latest asset allocation and the recommendations in relation the Pension Fund's benchmark were highlighted.

Mr Williams had increased his allocation to Equities and Bonds, and had decreased his allocation to Cash. Aviva had reduced its allocation to Equities and Cash, and had increased its allocation to Bonds. Both advisors' recommendations for Property and Alternative Assets remained unchanged. Aviva remained neutral across the board, whilst Mr Williams' recommendations were 4% overweight for property, neutral for infrastructure and zero in private equity.

The recommendations had taken the views of the Investment Advisors into account, and these were detailed. A wide range of opinions were raised.

RESOLVED that the strategy outlined in the report be approved.

28/13 INVESTMENT PERFORMANCE The Fund's results for the first quarter of the fiscal year were compared with the benchmark index returns and WM Local Authority Average Fund. In Equities, the Fund had outperformed the benchmark in all areas except Europe. In Bonds, the Fund had matched the benchmark in Corporate Bonds, but had marginally underperformed in UK Gilts and UK Index Linked. Overall, the Fund had outperformed its benchmark by 0.5% over the quarter.

Details were given of the performance of the Fund over 3, 5 and 10 years to 31 March 2013. The Fund had marginally underperformed against its benchmark for the three year period, but had outperformed over the five and ten year periods. The Fund had outperformed against the Local Authority Average Fund over all periods under review. Its performance was ranked at the 44th, 21st and 19th percentile of local authority pension fund returns over 3, 5 and 10 years respectively.

It was asked whether comparison with other local authorities would reveal any funds that had consistently high performance and how that was achieved.. However, it was stated that this would be a very complex exercise

to undertake as authorities each allocated differently. It was agreed to look at the Funds that had performed particularly well.

RESOLVED that the performance be noted.

29/13 **LAPFF** The minutes of the LAPFF Business meeting, held on 20 March 2013, were presented for information.

RESOLVED that the minutes be noted.

30/13 **CORPORATE GOVERNANCE** Details of the Fund's voting activity for the period 1 May 2013 – 31 August 2013 were given, along with details of votes against management proposals.

RESOLVED that the report be noted.

31/13 **RISK MANAGEMENT SCHEDULE** As prescribed in the Local Government Pension Scheme (Management and Investment of Funds) Regulations 2008 and the Myners' Principles, the Committee was obliged to regularly review the risks associated with managing the Fund. The Risk Management Schedule was presented, and it was noted that there were still three Fund Manager posts to fill following an unsuccessful recruitment exercise. However, a further recruitment exercise was currently being undertaken, and it was anticipated that the outcome of this would be known shortly.

RESOLVED that the report be noted.

32/13 **EXCLUSION OF THE PUBLIC** **RESOLVED** that the public be excluded from the meeting during the Committee's consideration of the remaining items on the agenda to avoid the disclosure of the kind of information detailed in the following summary of proceedings:-

SUMMARY OF PROCEEDINGS CONDUCTED AFTER THE PUBLIC HAD BEEN EXCLUDED FROM THE MEETING

1. To confirm the exempt minutes of the meeting held on 17 June 2013
2. To consider the exempt report of the Director of Finance on External Manager, European Equities (contains information relating to the financial or business affairs of any particular person (including the Authority holding that information))
3. To consider, as an Administering Authority, the exempt report of the Director of Finance on a Request by Derby County Community Trust for Admission Body Status (contains information relating to the financial or

business affairs of any particular person (including the Authority holding that information))

4. To consider, as an Administering Authority, the exempt report of the Director of Legal Services and the Director of Finance on Debt Write-Offs (contains information relating to the financial or business affairs of any particular person (including the Authority holding that information))
5. To consider, as an Employing Authority, the exempt report of the Strategic Director – Adult Care on Local Government Pension Scheme – Early Release of Pension Benefits on Compassionate Grounds (contains information relating to a former employee)

MINUTES of a meeting of the **IMPROVEMENT AND SCRUTINY COMMITTEE - PLACES** held at County Hall, Matlock on 6 November 2013.

PRESENT

Councillor Mrs K D Lauro (in the Chair)

Councillors Mrs E Atkins, Mrs Janet A Hill, Mrs C A Hart, R L Hosker, T Southerd, S A Spencer and D Williams.

20/13 **MINUTES** **RESOLVED** that the Minutes of the meeting of the Committee held on 4 September 2013 be confirmed as a correct record and signed by the Chair.

21/13 **DISCUSSION WITH CABINET MEMBER** Councillor J Dixon, Cabinet member for Jobs, Economy and Transport and her Deputies, Councillor A Botham and D Collins, attended the meeting to give an update on current work on within her portfolio, focussing upon the work to drive forward the County's economic prosperity. The Cabinet member would attend future meetings focussing upon the other aspects of her portfolio, in particular transport issues where the Improvement and Scrutiny Committee would have a role to play in future decision making.

22/13 **REVIEW OF DOMESTIC VIOLENCE PROGRESS REPORT** the Improvement and Scrutiny Officer gave an update on the progress that had been made with the staff survey being conducted which arose from the department of Health initiative which encouraged large employers to provide support to any employees who were victims of domestic abuse.

23/13 **VISIT TO MARAC MEETING** Councillor Lauro and Southerd reported on their recent visit to a MARAC (Multi Agency Risk Assessment Conference) meeting in South Derbyshire. They had found the experience to be most rewarding and they would encourage all Members to take the opportunity to attend such meetings in the future.

24/13 **WORK PROGRAMME** **RESOLVED** to noted progress on the Committee's work programme.

25/13 **PROPOSAL TO MERGE LOCAL JUSTICE AREAS** HM Courts and Tribunals Service was intending to merge the 3 Local Justice Areas in Derbyshire and had published a consultation document which was presented to the Committee setting out the case for change, a number of options and a supporting statement. The Justices Clerk (Derbyshire and Nottinghamshire Cluster) Mr Graham Hooper attended the meeting to outline the proposal and answer Members' questions.

The Committee would seek to include the views of other interested stakeholders in order to enable the Committee to formulate a response to submit to the HMCTS before 16 December.

RESOLVED that the Committee gather evidence from stakeholders and service users and formulate a response for submission to the HM Courts and Tribunal Service.

PUBLIC

MINUTES of a meeting of **the IMPROVEMENT AND SCRUTINY COMMITTEE – PEOPLE** held at County Hall, Matlock on 25 September 2013.

PRESENT

Councillor Mrs D Charles (in the Chair)

Councillors Mrs G Birkin, S Freeborn, B Lewis, R Mihaly, D Walton and B Wright.

Mrs M Outram (Parent Governor Representative).

Ms C Tattersfield (Trade Union representative).

Apologies for absence were submitted on behalf of Councillor J Frudd and Mr D Channon.

23/13 MINUTES RESOLVED that the minutes of the meeting of the Committee held on 31 July 2013 be confirmed as a correct record and signed by the Chair.

24/13 DOMESTIC VIOLENCE AND SAFEGUARDING

Councillor P Jones, Deputy Cabinet member for Adult Care, Mr I Johnson, Deputy Strategic Director Children and Younger Adults and Ms M McElvaney, Assistant Director Adult Care attended the meeting to give an update on the impact of domestic violence on children and younger adults.

Information was given on the funding and services to specifically address the needs of children and younger adults impacted on by domestic abuse and the services provided by the Children and Younger Adults and Adult Care Departments and through commissioning.

Governance arrangements were highlighted where partnerships were the key to the structure and with a significant and wide breath of representation across the County. The Serious Sexual Violence / Domestic Violence Board met quarterly and brought together partners from Police, Adult Care, CAYA, Health Commissioners, Community Safety, Fire & Rescue, voluntary sector and provides the strategic direction for the Co-ordinating Group who develop the Strategic Plan and policy formation. The Co-ordinating Group reported to the Board and received reports from the local Domestic Abuse Action Groups; MARACs (Multi-Agency Risk Assessment Conferences) and the Serious Domestic Violence Conference Groups. The Co-ordinating Group also aimed to resolve operational problems through the Board.

Going forward, Adult Care had embedded awareness of domestic violence in the Safeguarding processes and the Domestic Abuse Practice Guidance and Toolkit was on the Safer Derbyshire website. Accommodation and Support contracts were working to capacity, with increased contracted support from 102 to 204 units whilst achieving a 14% saving on the contract value. Think Family Charter was being developed to remind staff in social care to consider all family members and report concerns to respective organisations. The Care Bill would bring Local Authority statutory responsibility for the Safeguarding Adults Board in 2014 with representation from the NHS and Police.

25/13 **CORPORATE PARENTING** Mr I Johnson gave a presentation on key progress issues affecting children in the care of the Council, the numbers of which stood at 638 at the end of July 2013. The report set out the current statistical position and the strategy for reducing the numbers of children in care. The key performance indicators were also set out.

RESOLVED that the report be noted.

26/13 **FIVE YEAR FINANCIAL PLAN** Mr P Handford, Director of Finance, attended the meeting and gave a short presentation on the Five Year Financial Plan. The Five Year Financial Plan was a medium term financial plan which set out the overall shape of the Authority's budget by establishing how resources would be allocated reflecting the authority's and the community's priorities. The Comprehensive Spending Review had originally indicated that the Authority had to make £127m savings over the next 5 years. This in itself was a challenging target but recent changes indicated by Government had shown that the Authority had to make an additional saving of £30m, making a total of £157m.

The Director of Finance explained that the Council annually prepared forward financial plans for the 4 years after the current budget year. The plan took account of funding, known pressures, inflation and reserves projections and details of these were given in the presentation. Discussion also took place surrounding the risks and challenges and a table showing projected cuts that may need to be made was presented to Members.

Members were afforded the opportunity to raise any observations and ask questions, which were duly noted or answered by the Director of Finance. A further presentation would be made to the next meeting.

RESOLVED to note the report on the Five Year Financial Plan.

27/13 **HEALTHWATCH DERBYSHIRE** Ms J Dosanjh and Ms T Wright of Healthwatch Derbyshire attended the meeting to give an oral update on the establishment of Healthwatch in the County. At future

meetings, a written update report would be submitted in advance for circulation with the papers for the meeting.

Members were handed a copy of the reporting form that was being proposed and they were invited to submit any views on its content to Healthwatch via the Improvement and Scrutiny Officer. Members were reminded that Healthwatch were able to provide presentations on their work to any organisations in the county.

RESOLVED that the update be noted.

28/13 WORK PROGRAMME The Committee was asked to consider the development of its 2013/14 work programme.

Working groups had now been established with membership as follows:-

Recruitment and Selection – Councillors D Charles, G Birkin, J Frudd and B Lewis.

Equality and Diversity in decision making – Councillors S Freeborn, R Mihaly and D Walton.

Safeguarding - Councillors G Birkin, D Charles, J Frudd and D Walton (members of the Improvement and Scrutiny Committee – Places would also be included in this working group).

RESOLVED that progress on the work programme be noted.

MINUTES of a meeting of the **IMPROVEMENT AND SCRUTINY COMMITTEE - RESOURCES** held on 19 September 2013 at Markham Vale Environment Centre.

PRESENT

Councillor C R Moesby (in the Chair)

Councillors C Bisknell, P Dunn, T A Kemp, M V Longden and D Lomax.

Apologies for absence were submitted on behalf of Councillor S Freeborn and S Marshall-Clarke.

14/13 **MINUTES** **RESOLVED** that the minutes of the meeting of the Committee held on 25 July 2013 be confirmed as a correct record and signed by the Chair.

15/13 **DISCUSSION WITH LEADER** Councillor Ms A Western attended the meeting to give an update on current issues facing the Council, in particular the budgetary position and the cuts that were faced over the coming years. Councillor Western had been joined by the leaders of five other authorities - High Peak Borough Council, Chesterfield Borough Council, Derby City Council, North East Derbyshire District Council and Bolsover District Council - in writing to Eric Pickles MP, Secretary of State for Communities and Local Government, to call for a meeting to discuss the cuts. The request for joint action followed the new figures which showed the Council faced a further £30m of cuts on top of the £127m reduction already scheduled over the next five years. Other councils in Derbyshire also faced substantial cuts. The Secretary of State had responded to the letter, turning down the request for a meeting and instead suggesting the Derbyshire councils put their points in writing as part of a wider consultation.

The LEP was now progressing well with good progress being made. Plans were being developed to introduced a Prosperity Board for Derbyshire as a legal entity.

Members asked a number of questions that were responded to by Councillor Western.

16/13 **THE COUNCIL'S FIVE YEAR PLAN** Mr P Handford, Director of Finance, attended the meeting and gave a short presentation on the Five Year Financial Plan. The Five Year Financial Plan was a medium term financial plan which set out the overall shape of the Authority's budget by establishing how resources would be allocated reflecting the authority's and the community's priorities. The Comprehensive Spending Review had originally indicated that the Authority had to make £127m savings over the next 5 years. This in itself was a challenging target but recent changes indicated by Government had shown that the Authority had to make an additional saving of £30m, making a total of £157m.

The Director of Finance explained that the Council annually prepared forward financial plans for the 4 years after the current budget year. The plan took account of funding, known pressures, inflation and reserves projections and details of these were given in the presentation. Discussion also took place surrounding the risks and challenges and a table showing projected cuts that may need to be made was presented to Members.

Members were afforded the opportunity to raise any observations and ask questions, which were duly noted or answered by the Director of Finance. A further presentation would be made to the next meeting.

RESOLVED to note the report on the Five Year Financial Plan.

17/13 NON-OPERATIONAL PROPERTY HOLDINGS A report was presented on the progress that had been made on the review of the Council's non-operational property holdings. A number of meetings had been held to gather evidence and further work would be undertaken prior to a final report to the Committee's next meeting in November.

RESOLVED to note the investigations already undertaken by the Review of Non-Operational Property Working Group; and the further consultation with local Members which the working group proposes to undertake in order to finalise the review.

18/13 WORK PROGRAMME The Committee's draft work programme for 2013/14 was presented. This would form the basis of work over the coming year and would be developed. Members were reminded that they were invited to submit any proposals for reviews that they considered appropriate.

RESOLVED that the report be noted.

PUBLIC

MINUTES of a meeting of the **IMPROVEMENT AND SCRUTINY COMMITTEE - RESOURCES** held on 14 November 2013 at the Postmill Centre, South Normanton.

PRESENT

Councillor C R Moesby (in the Chair)

Councillors C Bisknell, P Dunn, S Freeborn, M V Longden, S Marshall-Clarke and D Lomax.

Also in attendance were Councillors S Bambrick and Mrs K D Lauro.

19/13 **MINUTES** **RESOLVED** that the minutes of the meeting of the Committee held on 19 September 2013 be confirmed as a correct record and signed by the Chair.

20/13 **DISCUSSION WITH DEPUTY CABINET MEMBER – COUNCIL SERVICES** Councillor J Owen, Deputy cabinet member – Council Services attended the meeting to discuss a number of the areas of responsibility that he was focussing upon within the Council Services portfolio. He referred to particular initiatives and service pressures within Transformation, Legal Services, the Registration Service and Welfare Rights. Members were invited to let Councillor Owen know if there was any more detailed information that was required arising from his briefing.

21/13 **REVIEW OF THE POTENTIAL OF SUSTAINABLE ENERGY FOR DCC PROPERTY** A scoping report for a review of the potential to harness sustainable energy for the Council's properties was presented. A scrutiny review was proposed to evaluate the benefits to the authority of the use of sustainable energy including solar/wind/water power, and the potential to generate power at locations, and on property, owned by the Council, including schools. As well as the possible financial savings, the review would also consider how such energy use could contribute to the Council's carbon reduction targets.

RESOLVED that the scoping report for the Improvement and Scrutiny review of the potential of sustainable energy for County Council property be approved; and a working group comprising Councillors C R Moesby, P Dunn, Mrs C Bisknell and D Lomax plus 1 Conservative member be established to work on the review.

22/13 **NON-OPERATIONAL PROPERTY HOLDINGS** The draft final report on the review of the Council's non-operational property holdings was presented.

The review working group made a number of recommendations which the Committee was asked to accept and refer to Cabinet for approval and implementation of the proposals. The Director of Property was present at the meeting and he made reference to a small number of the recommendations in the report and offered further information and explanation of the implications of the draft proposals. The Committee took account of the advice of the Director of Property and agreed to vary its recommendations which would now be as follows:-

1. The proposal to dispose of the County Council's non-operational property holdings is supported, subject to the additional recommendations of this report.
2. The Director of Property liaises with local Members who have expressed concerns, or offered suggestions, in respect of those properties which are deemed to be surplus within their Divisions and report back to this Committee on the outcomes of their discussions.
3. The Director of Property, in consultation with the Director of Finance and Legal Services, pursues the opportunity to dispose of appropriate properties to social housing providers.
4. The Director of Property liaises with the county's District and Borough Councils and other public sector organisations to adopt a partnership approach to the future of the County Council's non-operational property, whether for housing or other uses.
5. The Director of Property, in consultation with the Director of Finance and Director of Legal Services, develop a structured Asset Management system to assess each individual property (above an appropriate value) against 25-year projections in order to measure best-value options for its future use or disposal,
6. The Asset Management system also be used to assess operational property on a regular basis to give a continual appraisal to its usage/requirement.
7. The concept of "Corporate Landlord" be explored further by the Director of Property in consultation with Strategic Directors and a report on this be brought to this Committee in due course.
8. The disposal of property held by the County Council "in trust" is supported, providing that the previous owners' wishes and original intentions, when donating the property to the County Council, are protected.

RESOLVED (1) that the amended recommendations as set out above be accepted and referred to Cabinet for approval and implementation of the proposals; and (2) to note that it would be in order to make current occupiers of such properties aware of the proposals at this stage.

23/13 PERFORMANCE MONITORING Ms S Eaton, Policy and Research Division, attended the meeting to make a presentation on performance monitoring within the Council. She outlined the background to the performance management function in the Council and the current position that we were in. The Corporate Performance Management framework was in place and the Derbyshire Indicator Set had been developed and used to monitor performance. The use of the existing corporate performance system had declined and a new system was being procured. Councillor Moesby was involved in this process.

The challenges facing the Council and the way in which it was moving forward were discussed.

Ms Eaton agreed to provide additional information to Members on the current indicator set and framework and she would give an update to the Committee in 6 months

24/13 WORK PROGRAMME The Committee's draft work programme for 2013/14 was presented. This would form the basis of work over the coming year and would be developed.

RESOLVED that the report be noted.

PUBLIC

MINUTES of a meeting of the **IMPROVEMENT AND SCRUTINY COMMITTEE – HEALTH** held at County Hall, Matlock on 4 November 2013.

PRESENT

Councillor S A Bambrick (in the Chair)

Councillors Mrs E Atkins, Ms S L Blank, W Major, D McGregor, Mrs J E Patten, Mrs I Ratcliffe and Mrs M Stockdale.

15/13 **MINUTES** **RESOLVED** that the minutes of the meeting of the Improvement and Scrutiny Committee – Health held on 2 September 2013 be confirmed as a correct record and signed by the Chair.

16/13 **DISCUSSION WITH CABINET MEMBER** Councillor D Allen, Cabinet member for Health and Communities attended the meeting to give an update on whole care integration. Councillor Allen was Chair of the Health and Wellbeing Board and leading on this work, liaising closely with the Cabinet member for Adult Social Care.

The County was required to have plans in place by February on how to allocate the available funding and high level discussions were ongoing on the development of these plans.

Councillor Allen would provide an update to the Committee at its meeting in March 2014.

17/13 **DERBYSHIRE COMMUNITY HEALTH SERVICES NHS TRUST**
Jo Furley and Rick Meredith of DCHC NHS Trust attended to provide further information on the proposals in respect of Derwent Ward at Walton Hospital (Minute 09/13 refers). A report on the actions to be taken in order to meet the Care Quality Commission's essential standards was circulated. The improvement proposals involved:

- An additional ward to be created at Bolsover Hospital, increasing its bed numbers to 40 beds from its current 25.
- Three further beds to be created on Whitworth Hospital's fully refurbished Oker Ward.
- Additional rehab beds to be created in north Derbyshire to provide rehab and therapy support working in partnership with Derbyshire County Council's Social Care teams.
- To support new models of care, commissioners had also invested £2m to recruit additional staff to further improve patient care.

The arrangements had the full support of the local Clinical Commissioning Groups and staff union representatives and would allow the Trust to close the current Derwent Ward at Walton Hospital, Chesterfield from 18 November.

Arrangements at Derwent Ward had suffered from high staff vacancy and absence rates, with care reliant upon agency staff on a daily basis. Coupled with its outdated patient environment, the current arrangements had been acknowledged to be unsustainable in the long term. By investing in newer facilities, more modern care arrangements and better ratios of permanent staff to agency nurses, it would be possible to improve the quality of care, deliver a better service for patients, invest in permanent nursing staff and improve efficiency.

Arising for Members' questions, it was explained that the closure of Derwent Ward would be classed as temporary on the grounds of safety and, as such, public consultation had not been undertaken. The arrangements for future service provision would be subject to consultation.

Trust representatives extended an invitation to Members to visit the Walton campus and others in the area in order to familiarise themselves with the facilities that were available.

A further issue was in relation to DCHS Minor Injury Units (MIUs) following the Royal College of Nursing's (RCN) release of its 'standards for caring for neonates, children and young people' report. In that report the RCN recommended that in all urgent care settings, such as a MIU, there should be a registered children's nurse available.

A review resulted in a number of recommendations, particularly in relation to treating children under one year of age and caring for ill children during the night. One of their recommendations included reducing MIU opening hours to 8am-10pm every day, to guarantee safe and effective services are provided for children and young people overnight. Given the current recommendations, coupled with the long-term low overnight patient activity seen locally, the Trust was proposing to make the recommended reduction in opening hours from 25 November at Ripley and Whitworth Hospital MIUs.

RESOLVED to note the proposals in respect of Derwent Ward and Minor Injury Units.

18/13 PUBLIC HEALTH PROCUREMENT PROGRAMME

A report was presented on the services being re-procured by Public Health and of those new services which were to be procured to commence from April 2014.

An explanation summarising each service was included in the appendices. Additional reports would be submitted to future meetings where services had been reviewed and were to be commissioned differently in future.

RESOLVED that the report be noted and a further update be presented in 12 months on the impact of these services.

19/13 NHS CALL TO ACTION Ms L Wimot-Shepherd, Commissioning and Delivery Director, NHS Erewash CCG attended the meeting to give a briefing on the NHS England document “The NHS belongs to the people: A Call to Action”.

A Call to Action’ highlighted the challenges facing the NHS if it was to continue to provide a high quality, universal service which was free at the point of use. In response the document called upon everyone (professionals and citizens) to come together to develop a common understanding of the challenges and work together to design the optimal service for current and future generations. The intention was for this to be done through a wide-scale programme of engagement to ensure everyone had an opportunity to make a contribution.

In order to provide further focus and structure, engagement plans had been developed for each CCG which set out the planned activities and timescales for seeking and capturing feedback from the local debates to support development of the five year commissioning strategy. There would be more detailed and careful planning to undertake in the coming months. Clinical leadership support would be required throughout the process to ensure the dialogue with the public and stakeholders was productive and positive in informing outline plans to address the challenges ahead. The initial outline plans would evolve as continued input and feedback was received.

RESOLVED that the report be noted and the Committee be kept informed of progress.

20/13 HEALTHWATCH DERBYSHIRE Jas Dosanjh, Community Involvement Worker attended the meeting and provided an update on the establishment of Healthwatch protocols and the way in which it would work with the Committee.

RESOLVED to note the update from Healthwatch Derbyshire.

21/13 STOCKPORT NHS FOUNDATION TRUST – RE-LOCATION OF OUT-REACH REHABILITATION MEDICINE CLINIC

A reconfiguration proposal was considered in respect of Buxton out-reach rehabilitation medicine clinic. The proposal was to move the monthly Consultant-led Rehabilitation Medicine clinic from Buxton to Stepping Hill due to low utilisation of this service; it was unaffordable to allocate Consultant resource to an outreach clinic with such low utilisation rates. This clinic would

be re-provided at Stepping Hill Hospital, Stockport, where Derbyshire patients would be able to access slots on a more frequent basis.

RESOLVED that the proposal be noted and be regarded as not substantial.

22/13 WORK PROGRAMME RESOLVED to note progress on the Committee's work programme.

MINUTES of a meeting of the **IMPROVEMENT AND SCRUTINY MANAGEMENT COMMITTEE** held at County Hall, Matlock on 20 September 2013.

P R E S E N T

Councillor C R Moesby (In the Chair)

Councillors Mrs D Charles, Mrs K D Lauro, B Lewis,

Apologies for absence were received from Councillors .Bambrick, Morgan, Spencer and Stockdale

04/13 **MINUTES** **RESOLVED** that the minutes of the meeting of the Committee held on 18 June 2012 be received.

05/13 **WORK PROGRAMMES** The Committee was informed of the on-going and planned work of the four Improvement and Scrutiny Committees. The four Improvement and Scrutiny Committees had begun development of their respective work programmes for 2013/14, details of which were outlined. All of the Committees were also currently being engaged on the Five Year Financial Plan and Cabinet Members would be invited to future meetings.

The Committees were encouraged to hold their meetings at outside venues if appropriate to the Committee's work remit.

The Resources Committee was to have a presentation on Performance Measuring at its November meeting. All Committee Chairs were invited to attend for this item.

RESOLVED to note the work programmes of the four Improvement and Scrutiny Committees.

06/13 **ARRANGEMENTS FOR VISIT TO SELECT COMMITTEE**
Arrangements were being made for Members to visit Westminster on 28 October. The visit would give Members the opportunity to attend and observe a Parliamentary Select Committee in session and meet with staff from the Select Committee support team. Select Committees were the Parliamentary equivalent of local government scrutiny committees and the purpose of the visit was to provide Improvement and Scrutiny Committee Chairs and Vice Chairs with an insight of how Select Committees conduct their business. During the day there will also be a meeting with local MPs.

RESOLVED to note the arrangements made for the forthcoming visit to the Parliamentary Select Committee.

07/13 STAFFING RERSOURCES RESOLVED to note the current resources available to support the Council's Improvement and Scrutiny function.

MINUTES of a meeting of the **DERBYSHIRE POLICE AND CRIME PANEL** held on 19 September 2013 at County Hall, Matlock

PRESENT

Councillor P Smith (in the Chair)

Councillors Ms S Blank (Chesterfield Borough Council), Mrs D Hawksworth (Chesterfield Borough Council), P Hickson (Derby City Council), B Murray-Carr (Bolsover District Council), T Norton (High Peak Borough Council), P Pegg (Derby City Council), Mrs A Plenderleith (South Derbyshire District Council), Mrs L Robinson (North East Derbyshire District Council), C Short (Amber Valley Borough Council), J Stanton (Derby City Council), G Stevens (Derbyshire Dales District Council), (Substitute Member) and N Hodges and V Newbury (Independent Members)

Also in attendance: R Appleby (Deputy Director of Finance), J McElvaney (Director of Legal Services) Mrs R Taylor (Improvement and Scrutiny Officer) and I Walters (Democratic Services Officer).

A Charles, Police and Crime Commissioner and D Peet, Chief Executive of the Police and Crime Commissioner's Office.

38/13 CO-OPTION OF COUNCILLOR MEMBER The Director of Legal Services submitted a report to enable the Panel to complete the review of its composition by co-opting one additional Councillor Member to ensure that the Panel met the statutory balance requirements.

At its meeting on 18th July 2013 the Panel had co-opted three additional Councillor Members and so one additional co-option was necessary.

Therefore, in order to complete the review of the Panel's composition and to meet the objective of balance, it was proposed that Councillor Philip Hickson of Derby City Council (Conservative) be co-opted onto the Panel.

RESOLVED to approve the co-option of Councillor Philip Hickson, (Derby City Council), onto the Derbyshire Police and Crime Panel.

39/13 APOLOGIES FOR ABSENCE Apologies for absence were submitted on behalf of Councillors Mrs C Hart (Erewash Borough Council), L Rose (Derbyshire Dales District Council) and T Southerd (Derbyshire County Council).

40/13 MINUTES **RESOLVED** that the minutes of the meeting of the Derbyshire Police and Crime Panel held on 18 July 2013 be confirmed as a correct record and signed by the Chair.

41/13 MATTERS ARISING (a) Alcohol Summit (Minute 34/13 refers) A copy of the final report on the Alcohol Summit which took place on 27 June 2013 was circulated to all Members. The event had proved to be very successful and the report detailed the key issues covered and outlined the next steps to be taken.

42/13 ANNUAL REPORT 2012/13 OF THE POLICE AND CRIME COMMISSIONER FOR DERBYSHIRE Alan Charles, Police and Crime Commissioner for Derbyshire presented his Annual Report for the period 22 November 2012 to 31 March 2013 in accordance with Section 12 of the Police Reform and Social Responsibility Act 2011.

Members were informed that this year the report was somewhat unusual as it only covered 4 months of the year as the role of the Police and Crime Commissioner did not commence until 22 November 2012.

Members were given the opportunity to ask questions and also made a number of comments and observations on the Annual Report.

RESOLVED (1) to recommend to the Police and Crime Commissioner that the Annual Report 2012/13 be issued without amendment; and

(2) that the report be published via the PCC's website – www.derbyshire-pcc.gov.uk.

43/13 POLICE AND CRIME PLAN - OBJECTIVE 2 The Police and Crime Commissioner (PCC) provided the Panel with a detailed review of the current work with partners and an overview of how the Police and Crime Commissioner planned to deliver on the strategic objective “to work to provide strong and effective partnership working with organisations such as Neighbourhood Watch and the voluntary and social enterprise sector to facilitate greater impact and use of resources”. Whilst the Police and Crime Commissioner had funding streams to support partnership working Members were informed that his responsibilities were wider than this and that there was a clear role for the facilitation of working relationships.

The Commissioner currently had a total budget of £2.094m for partnerships and grant making activity in 2013/14. This was made up of £0.250m Crime Prevention Fund, £1.313m Community Safety Fund (of which £0.981m was Home Office CSF grant) and £531,000 partnership funding.

Information was provided with regard to partnership working in relation to community safety, victims, PCC Crime Prevention Fund; non-funding

related activity and engagement activity. In relation to future activity, as previously discussed, the Office of the Police and Crime Commissioner was undertaking research into current spend on Community Safety activity through both the Community Safety Partnerships and the Force's Partnership Funding. This would inform the development of the grant making activity for future years and would assist in the development of the Commissioning Strategy for Victims Services post October 2014.

As knowledge and understanding of the role of the PCC developed both locally and nationally the PCC was keen to develop the facilitative aspect of his role, bringing partners together and supporting a partnership approach to the delivery of crime and community safety outcomes.

Members were given the opportunity to raise any questions and also made a number of observations and comments.

RESOLVED to note the report.

44/13 PERFORMANCE REPORT Members were informed of the challenge and scrutiny of the Force's performance from the most recent Police and Crime Commissioner, Strategic Governance Board meeting (SGB).

The scorecard from the SGB on 16 September 2013 was appended to the report to assist the Panel in understanding the management/performance data that the Commissioner received.

A discussion took place around some general concerns with the 101 non-emergency contact number, with the Police and Crime Commissioner confirming that he was aware of the issues and that efforts were currently being made to improve the service.

RESOLVED to note the update performance report.

45/13 STAGE 2 TRANSFERS – SCHEME SUBMISSION Members were informed of the Police and Crime Commissioner for Derbyshire's compliance with the Home Secretary's requirement to submit a Stage 2 Transfer Scheme by 16 September 2013 pursuant to Schedule 15 of the Police Reform and Social Responsibility Act 2011.

Following discussions between the PCC, the Chief Constable and the Senior Officer Team it was agreed that the scheme submitted would be as follows:

- That all the staff currently employed within the office of the Police and Crime Commissioner (13 people plus an apprentice and the Deputy PCC), would remain in the employment of the Police and Crime Commissioner for Derbyshire.

- All the Police staff would have their employment transferred to the Chief Constable.

The Commissioner also took the decision to transfer all assets from the office of the Police and Crime Commissioner to the Chief Constable with the exception of the estate, with a caveat around financial impact.

The scheme was now with the Home Office and the office of the Police and Crime Commissioner was awaiting their approval.

RESOLVED to note the update report

46/13 FORTHCOMING EVENTS It was noted that the next event was a Rural and Wildlife Summit to be held on Wednesday 25 September 2013 at the Post Mill Centre, South Normanton, to which all members of the Police and Crime Panel had been invited.

It was also agreed that arrangements would be made for members to visit Police Headquarters including the Helicopter Unit at a future date to be arranged.

47/13 WORK PROGRAMME 2013/14 The Director of Legal Services provided members with a suggested work programme which would provide the Commissioner's Office and the Panel's secretariat the opportunity to enter into a degree of structured forward planning with the understanding that any agreed timetable was indicative and could be amended according to the Panel's wishes and to reflect emerging themes and priorities.

RESOLVED to approve the work programme to the Derbyshire Police and Crime Panel 2013/14.

48/13 DATE OF NEXT MEETING The next meeting for Derbyshire Police and Crime Panel would take place on Thursday 28th November 2013 at 11am at County Hall, Matlock.