

AT A MEETING of the REGULATORY COMMITTEE of the HAMPSHIRE COUNTY COUNCIL held in the Council Chamber at The Castle, Winchester on 21 November 2012

PRESENT:

Chairman:
p Councillor R.C. McIntosh

Vice-Chairman:
p Councillor I. Beagley

Councillors:

p C. Bailey	p E. Neal
p J. Bryant	p F. Pearce
p C. Carter	p R. Price
p M. Cooper	p D. Simpson
p B. Gurden (for Items 7- 10)	p J. West
p G. Hockley	a S. Wheale
p A. McEvoy	

p A. McNair-Scott - attended as a deputy

***The order of the agenda at this meeting was as follows:
Items 1-6, 10, 7 - 9***

343 APOLOGIES FOR ABSENCE

Apologies for absence were submitted on behalf of Councillor Wheale. The Chairman confirmed that Councillor Anna McNair-Scott was attending as a deputy on Councillor Wheale's behalf.

344 DISCLOSURES OF INTEREST

Members were mindful that where they believed they had a Disclosable Pecuniary Interest in any matter considered at the meeting they must declare that interest at the time of the relevant debate and, having regard to the circumstances described in Part 3 Paragraph 1.5 of the County Council's Members' Code of Conduct, leave the meeting while the matter was discussed, save for exercising any right to speak in accordance with Paragraph 1.6 of the Code. Furthermore Members were mindful that where they believed they had a Non-Pecuniary interest in a matter being considered at the meeting they considered whether such interest should be declared, and having regard to Part 5, Paragraph 2 of the Code, considered whether it was appropriate to leave the meeting whilst the matter was discussed, save for exercising any right to speak in accordance with the Code.

345 MINUTES

The minutes from the meeting of the 24 October 2012 were signed by the Chairman.

346 CHAIRMAN'S ANNOUNCEMENTS

The Chairman confirmed that the 2 January 2013 meeting had been moved to 17 January 2013 and that a Site Visit was scheduled to take place on Monday 17 December 2012.

347 DEPUTATIONS

The Committee were advised that no deputations had been received for this meeting.

348 EXPANSION OF EXISTING LIQUID WASTE TREATMENT FACILITY TO INCLUDE FOUR VERTICAL WASTE STORAGE TANKS WITHIN CONCRETE BUNDED AREA AND TWO RECTANGULAR SELF BUNDED OIL STORAGE TANKS WITH ASSOCIATED PIPEWORK AND GANTRY, FOLLOWING DEMOLITION OF EXISTING STORE BUILDING AND TEMPORARY LAB/OFFICE BUILDING AT CSG BOTLEY TREATMENT PLANT, WOODHOUSE LANE, BOTLEY SO30 2GD

The Committee considered a report from the Director of Economy, Transport and Environment (Item 6 in the Minute Book) regarding an application at a liquid waste treatment facility in Botley.

The Committee were shown the location of the site on a plan and also informed that the site was already operational, with the process of separating oil from water explained. The application was for an additional four tanks which would enable an extended retention time and therefore allow improved recycling. It was confirmed that there would be no additional quantity imported as a result of this and this would be enforced by a condition that stated a maximum of 54,000 tonnes per annum would be allowed into the site for processing.

The application area was next to the applicant's main depot, which has a separate planning permission and not part of this proposal. Whilst there is significant vehicle activity associated with the adjoining depot, it was not related to the application.

During questions of the officer, the officer confirmed that the process that took place on the site was monitored by the Environment Agency through a permit. It was also confirmed that the additional tanks were to increase retention time, and so would slow down the settlement process, rather than speed it up.

RESOLVED:

- a) Planning permission for the expansion of the existing liquid waste treatment facility to include four vertical waste storage tanks within concrete bunded area and two rectangular self bunded horizontal oil storage tanks with associated

pipework and gantry, following demolition of existing store building and temporary lab/office building at CSG Botley Treatment Plant, Woodhouse Lane, Botley, SO30 2GD was approved for the reasons listed in the report, subject to the conditions listed in Integral Appendix B.

Voting:

Favour: 14 (unanimous)

349 APPLICATION FOR A PUBLIC PATH DIVERSION ORDER FOR PART OF OVER WALLOP FOOTPATH NO. 8

The Committee considered a report from the Director of Culture, Communities and Business Services (Item 7 in the Minute Book) regarding an application for a public path diversion order in Over Wallop.

The officer introduced the item, showing photos of the location and confirmed that the application was a result of two cottages joining and an existing footpath running between the two. It had been requested that the path be moved along the side of both properties, allowing the landowner to fence the properties more effectively.

The existing footpath was 1.8 metres wide, however the proposed path would be 2.5 meters, with one short pinch-point behind a garage, which was 1.5 metres. No objections had been raised regarding the application.

RESOLVED

- a) The Committee agreed for an Order to be made under Section 119 of the Highways Act 1980 to divert part of Over Wallop Footpath No. 8, as shown in Appendix A to the report

Voting:

Favour: 15 (unanimous) (*The total has changed due to Cllr Gurden arriving during Item 10*)

350 APPLICATION FOR A PUBLIC PATH DIVERSION ORDER FOR PART OF FAIR OAK FOOTPATH NO. 28A

The Committee considered a report from the Director of Culture, Communities and Business Services (Item 8 in the Minute Book) regarding an application for a public path diversion order in Fair Oak.

The officer confirmed that an existing public footpath went through the garden of a property and an application had been made for it to be diverted. The proposed diversion was a more natural line for walkers and was 2.5 metres wide, with a compacted gravel surface.

The proposed path was already in existence as a permissive alternative to the current legal route and no objections to the application had been received. Hampshire County Council would incur no costs as a result of the formal diversion of the path.

RESOLVED:

a) The Committee agreed for an Order to be made under Section 119 of the Highways Act 1980 to divert part of Fair Oak Footpath No. 28a, as shown in Appendix A to the report

Voting:

Favour: 15 (unanimous)

351 REQUEST TO RESCIND A PUBLIC PATH DIVERSION ORDER MADE IN 2011 FOR PART OF WORLDHAM FOOTPATH NO. 27

The Committee considered a report from the Director of Culture, Communities and Business Services (Item 9 in the Minute Book) regarding an application to rescind a public path diversion order in Worldham.

The Order was made in 2011, but has since received many objections and subsequently the applicant has decided not to proceed with the application. The applicant has paid for all costs in relation to this application, including that of officer time.

RESOLVED:

a) The Committee agreed that the *(East Hampshire District No. 1) (Parish of Worldham – Part of Footpath 27) Public Path Diversion and Definitive Map and Statement Modification Order 2011* would be rescinded and the file closed.

Voting:

Favour: 15 (unanimous)

352 LOCAL PROTOCOL ON PLANNING FOR COUNCILLORS AND OFFICERS

Councillor Gurden arrived after the start of this item and therefore did not take part in the vote (listed as an abstention).

The Committee considered a report from the Director of Economy, Transport and Environment, Director of Culture, Communities and Business Services and the Chief Executive (Item 10 in the Minute Book) regarding the proposed new Local Protocol for Councillors and officers.

The officer explained the background of the protocol and that it had been left until changes as a result of the new Local Government Act had been finalised. The protocol would go onto Full Council in 2013.

Three main changes were highlighted since the report was last seen by Committee:

- 1) The protocol had been aligned for Rights of Way and Commons Registration, as well as Planning matters;

- 2) A new proposal of 10 minutes speaking time had been introduced for local Members speaking on an item; and
- 3) Disclosable Interests had been reflected in the protocol

It was confirmed that there was minor formatting left to be completed, but that this would not effect the content of the report and a final version would be circulated to Members for information and clarity.

It was noted that the 10 minutes for local Members would be per item, and not overall if a Member was to speak on more than one application.

RESOLVED:

- a) The Regulatory Committee approved the revised Local Protocol on Planning for Councillors and Officers and recommended that it be adopted for use by the County Council.

Voting:

Favour: 14

Against: 0

Abstentions: 1 (*Cllr Gurden, due to arriving once the Item had started*)