



DEMOCRATIC SERVICES  
SESSIONS HOUSE  
MAIDSTONE

Tuesday, 8 May 2007

To: All Members of the County Council

Please attend the meeting of the County Council in the Council Chamber, Sessions House, County Hall, Maidstone on Thursday, 17 May 2007 at **10.00 am** to deal with the following business. **The meeting is scheduled to end by 4.30 pm.**

1. Election of Chairman
2. Election of Vice-Chairman
3. Minutes of the meeting held on 22 February 2007 and if in order, to be approved as a correct record. (Pages 1 - 8)
4. Chairman's Announcements
5. Questions
6. Report by Leader of the Council (Oral)
7. Proposed Constitutional Changes (Pages 9 - 10)
8. Kent Prospects 2006-2012 Final Draft (Pages 11 - 14)
9. Minutes for Approval - Governance and Audit Committee (Pages 15 - 18)
10. Minutes for Information (Pages 19 - 48)

Peter Sass  
Head of Democratic Services and Local Leadership  
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## KENT COUNTY COUNCIL

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MINUTES of a Meeting of the Kent County Council held at County Hall, Maidstone on Thursday, 22 February 2007.

PRESENT:

Mr F Wood-Brignall (Chairman)  
Mr L B Ridings (Vice-Chairman)

Mrs A D Allen, Mrs C Angell, Mr M J Angell, Mr A R Bassam, Mr T J Birkett, Mr R H C Bliss, Mr A H T Bowles, Mr D L Brazier, Lord Bruce-Lockhart, Mr J R Bullock, MBE, Mr C J Capon, Miss S J Carey, Mr P B Carter, Mr N J D Chard, Mr A Chell, Mr L Christie, Mr B R Cope, Ms C J Cribbon, Mr A D Crowther, Mr J Curwood, Mrs V J Dagger, Mr D S Daley, Mr M C Dance, Mr J A Davies, Mrs T Dean, Dr M R Eddy, Mr K A Ferrin, MBE; Mr C G Findlay, Mr M J Fittock, Mr J B O Fullarton, Mr G K Gibbens, Mr R W Gough, Mrs E Green, Ms A Harrison, Mr M J Harrison, Mr C Hart, Mr C Hibberd, Mr P M Hill, OBE; Mr D A Hirst, Mr G A Horne, MBE, Mr E E C Hotson, Mr I T N Jones, Mr A J King, MBE; Mr R E King, Mr S J G Koowaree, Mr P W A Lake, Mr C J Law, Mr J F London, Mr R L H Long, Mr K G Lynes, Mr T A Maddison, Mr R F Manning, Mr R A Marsh, Mr J I Muckle, Mrs M Newell, Mr W V Newman, DL, Mr M Northey, Mr R J E Parker, Mr R J Parry, Mr R A Pascoe, Mr A R Poole, Dr T R Robinson, Mrs E D Rowbotham, Mr G Rowe, Mr K W Sansum, Mr J D Simmonds, Mr D Smyth, Mr M V Snelling, Mrs P A Stockell, Mr R Tolputt, Mr R Truelove, Mrs E Tweed, Mr M J Vye, Mr C T Wells, and Mr B P Wood.

IN ATTENDANCE:- The Chief Executive, Mr P Gilroy, OBE and the Director of Law and Governance, Mr G Wild.

### UNRESTRICTED ITEMS

#### 1. Minutes

RESOLVED that the Minutes of the meetings held on 14 December 2006 and 23 January 2007 are correctly recorded and that they be signed by the Chairman.

#### 2. Chairman's Announcements

##### Mrs Christine Filmer

- (1) The Chairman announced the death on 20 February 2007 of Mrs Christine Filmer, Secretary to the Conservative Group Members.
- (2) The Council stood in silence as a mark of respect.
- (3) RESOLVED that this Council desires to record the sense of loss it feels on the death of Mrs Filmer and extends to her relatives its deepest sympathy on their sad bereavement.

Mr R Hansell

The Chairman informed the Council that Mr Hansell had been taken into hospital for surgery and that he would be writing to him on behalf of the Council wishing him a speedy recovery.

**3. Questions**

Under Procedure Rule 1.18, 12 questions were asked and replies were given. Question 9 fell as Mr Burgess was not in attendance at the meeting. One question remained unanswered at the end of thirty minutes and a written answer was given.

**4. Draft Revenue and Capital Budgets 2007/08**

- (1) The Chairman seconded by the Vice Chairman moved that:-
  - (a) the Leader be allowed to speak for a maximum of 15 minutes, the Leader of the Labour Group for 10 minutes, the Leader of the Liberal Democrat Group for 7 minutes with the Leader of the Council having a 3 minute right of reply; and
  - (b) following presentations by the Cabinet Members on their portfolios, in the period of general debate that followed, Members speeches be limited to 3 minutes.
- (2) Mrs Dean moved Mr Vye seconded as an amendment that the following be added to the motion set out in (1) above:-
  - (c) the Council agrees to permit amendments to be taken immediately after the Budget is moved and seconded.
- (3) The Chairman put to the vote the amendment set out in (2) above when the voting was as follows:-

For – 8

Mr J Curwood, Mr D S Daley, Mrs T Dean, Mr S J G Koowaree, Mr R L H Long, Mr G Rowe, Mr M J Vye and Mr B P Wood.

Abstain – 2

Mr J R Bullock and Mr F Wood-Brignall.

Against – 64

Mrs A D Allen, Mrs C Angell, Mr M J Angell, Mr A R Bassam, Mr T J Birkett, Mr R Bliss, Mr A H T Bowles, Mr D L Brazier, Mr C J Capon, Miss S J Carey, Mr P B Carter, Mr N J D Chard, Mr A R Chell, Mr B R Cope, Ms C J Cribbon, Mr A D Crowther, Mrs V J Dagger, Mr M C Dance, Mr J A Davies, Dr M R Eddy, Mr K A Ferrin, Mr C G Findlay, Mr M J Fittock, Mr J B O Fullarton, Mr G K Gibbens, Mr R W Gough, Mrs E Green, Mr M J Harrison, Mr C Hart, Mr C Hibberd, Mr P M Hill, Mr D A Hirst, Mr G A Horne, Mr E E C Hotson, Mr I T N Jones, Mr A J King, Mr R E King, Mr P W A Lake, Mr C J Law, Mr J F London, Mr K G Lynes, Mr T Maddison, Mr R F Manning, Mr R A Marsh, Mr J I Muckle, Mrs M Newell, Mr W V Newman, Mr M Northey, Mr R J E Parker, Mr R J Parry, Mr R A Pascoe, Mr A R Poole, Mr L B Ridings,

Dr T R Robinson, Mrs E Rowbotham, Mr K Sansum, Mr J D Simmonds, Mr D Smyth, Mr M V Snelling, Mrs P A Stockell, Mr R Tolputt, Mr R Truelove, Mrs E Tweed, and Mr C J Wells.

*Lost*

(4) The motion set out in (1) above was carried without a vote.

(5) Mr P B Carter moved Mr N J D Chard seconded the recommendations contained in the report.

(6) Dr M R Eddy moved Mr D Smyth seconded the following amendment:-

The recommendations set out in paragraph 9.1(e) onwards be amended as follows:-

- (a) Add £0.190m to “Democratic Services” (Corporate Support Portfolio, p 39, line 6)
- (b) Add £0.584m to “Older People” (Adult Services Portfolio, p19, line 1) *(removal of proposed increased income from domiciliary charging)*
- (c) Add £0.011m to “People with a Learning Difficulty” (Adult Services Portfolio, p19, line 2) *(removal of proposed increased income from domiciliary charging)*
- (d) Add £0.033m to “People with a Physical Disability” (Adult Services Portfolio, p19, line 3) *(removal of proposed increased income from domiciliary charging)*
- (e) Add £0.580m to “Libraries, Information and Archives” (Communities Portfolio, p33, line 4)
- (f) Deduct £0.500m from “Workforce Reduction” (Finance Portfolio, p44, line 7)
- (g) Deduct £0.850m expenditure from “Kent Regeneration Fund” (Regeneration & Supporting Independence Portfolio p30, line 7)
- (h) Deduct £0.600m from “Corporate Management and Strategic Development” (Corporate Support Portfolio, p39, line 7) *(removal of proposal for Kent TV)*
- (i) Deduct £0.587m from “Local Priorities” (Finance Portfolio, p44, line 15)
- (j) Deduct £0.016m from “Economic Development Group” (Regeneration & Supporting Independence Portfolio, p30, line 3) *(removal of budget for Kent Ambassadors)*
- (k) Deduct £0.200m from “Corporate Communications” (Policy & Performance Portfolio, p42, line 3)
- (l) Deduct £0.250m from “Older People” (Adult Services Portfolio, p19, line 1) *(removal of proposed Adult Services Towards 2010 funding)*
- (m) Deduct £0.250m from “People with a Learning Difficulty” (Adult Services Portfolio, p19, line 2) *(removal of proposed Adult Services Towards 2010 funding)*

- (n) Deduct £1.000m from “Debt charges” (Finance Portfolio, p45, line 1)
- (o) Deduct £1.000m from the budget requirement by inserting new budget line “Contribution from the Assistive Technology Earmarked Reserve” and providing for £1.000m income (Finance Portfolio, p45) by drawing down £1.000m from the Assistive Technology Reserve
- (p) Deduct £2.735m from the budget requirement by inserting new budget line “Contribution from the Asylum Reserve” and providing for £2.735m income (Finance Portfolio, p45) by drawing down £2.735m from the Asylum Reserve
- (q) Deduct £0.200m from “Develop a Kent TV pilot station” (Corporate Support Portfolio, p41, line 10) (*Capital budget 2007-08*)
- (r) Add £0.200m to “Rollout “Gateway” one stop shops” (Corporate Support Portfolio, p41, line 9) (*Capital budget 2007-08*)

The net effect of these amendments would be to reduce the budget requirement by £6.590m which consequentially amend the following recommendations to:

9.1 (b) the Revenue Budget requirement of £735,139,000

9.1 (g) a total requirement from Council Tax of £504,949,000 to be raised through precept to meet the 2007-08 budget requirement

9.1 (h) a Council Tax as set out below, for the listed property bands:

Council Tax Band	A	B	C	D	E	F	G	H
£	634.50	740.25	846.00	951.75	1,163.25	1,374.75	1,586.25	1,903.50

(7) The Chairman put to the vote the amendment set out in (6) above when the voting was as follows:-

For – 24

Mrs C Angell, Mr T Birkett, Mr L Christie, Ms C J Cribbon, Mr D S Daley, Mrs T Dean, Dr M R Eddy, Mr M J Fittock, Mrs E Green, Ms A Harrison, Mr C Hart, Mr I T N Jones, Mr S J G Koowaree, Mr T Maddison, Mr J I Muckle, Mrs M Newell, Mr R J E Parker, Mr W V Newman, Mr A R Poole, Mr G Rowe, Mr K Sansum, Mr D Smyth, Mr R Truelove, and Mr M J Vye,

Against – 50

Mrs A D Allen, Mr M J Angell, Mr A R Bassam, Mr R Bliss, Mr A H T Bowles, Mr D L Brazier, Lord Bruce-Lockhart, Mr J R Bullock, Mr C J Capon, Miss S J Carey, Mr P B Carter, Mr N J D Chard, Mr A R Chell, Mr B R Cope, Mr A D Crowther, Mr J Curwood, Mrs V J Dagger, Mr M C Dance, Mr J A Davies, Mr K A Ferrin, Mr C G Findlay, Mr J B O Fullarton, Mr G K Gibbens, Mr R W Gough, Mr M J Harrison, Mr C Hibberd, Mr P M Hill, Mr D A Hirst, Mr G A Horne, Mr E E C Hotson, Mr A J King, Mr R E King, Mr P W A Lake, Mr C J Law, Mr J F London, Mr R L H Long, Mr K G Lynes, Mr R F Manning, Mr R A Marsh, Mr M Northey, Mr R

J Parry, Mr R A Pascoe, Mr L B Ridings, Dr T R Robinson, Mr J D Simmonds, Mr M V Snelling, Mrs P A Stockell, Mr R Tolputt, Mrs E Tweed, and Mr C J Wells.

Lost

(8) Dr M R Eddy moved Mr D Smyth seconded the following amendment:-

That the recommendation set out in paragraph 9.1(e)(4) be amended as follows:-

(a) Environment, Highways and Waste, subject to the additional, one-off, £1.505m provided for Kent Highways Services Group, as set out in Table 1, flowing from the surplus of £1.505m reported in para 4.4 of the report being ring-fenced for the maintenance of roadways and footways.

(9) Dr M R Eddy with the consent of his seconder and the Council withdrew this amendment following an assurance from the Leader that this would be included in the resolution subject to the addition of the words "and general supported bus services".

(10) Mrs T Dean moved Mr M J Vye seconded the following amendment:-

"the Council are asked to amend the Budget and Medium Term Plan in order to increase spending on road and pavement maintenance, increase urban tree planting, establish plastics recycling and maintain current levels of support to pupils with Statements of Special Needs.

The recommendations set out in para 9.1(e) be amended as follows:-

- (a) Deduct £1m from "Debt Charges" (Finance Portfolio, p 45, line 1) (*through delaying capital programme and associated borrowing*)
- (b) Add £1m to "Additional Educational Needs and Resources" (Children and Family Services Portfolio, page 13, line 1) (*to reinstate the saving taken in the MTP to manage additional stated cost pressures*)
- (c) Deduct £0.2m from "Develop a Kent TV pilot" (Corporate Support Portfolio, p41, line 10) (*Capital budget 2007-08*)
- (d) Add £0.2m to "Improving Roads and Footpaths" (Environment, Highways and Waste Portfolio, p27, line 16)
- (e) Deduct £0.2m from "Other Capital Maintenance" (Environment, Highways and Waste Portfolio, p27, line 10) (*Capital budget 2007-08*)
- (f) Add £0.1m into the capital programme under Environment and Waste for "Compactors for plastics recycling" (Environment, Highways and Waste Portfolio, p27) (*Capital budget 2007-08*)
- (g) Add £0.1m into the capital programme under Kent Highways Services for "Urban Tree Planting" (Environment, Highways and Waste portfolio, p27) (*Capital budget 2007-08*).

(11) The Chairman put to the vote the amendment set out in (10) above when the voting was as follows:-

For – 23

Mrs C Angell, Mr T Birkett, Mr L Christie, Ms C J Cribbon, Mr D S Daley, Mrs T Dean, Dr M R Eddy, Mr M J Fittock, Mrs E Green, Ms A Harrison, Mr C Hart, Mr S J G Koowaree, Mr I T N Jones, Mr T Maddison, Mrs M Newell, Mr W V Newman, Mr R J E Parker, Mr A R Poole, Mr G Rowe, Mr K Sansum, Mr D Smyth, Mr R Truelove, and Mr M J Vye.

Against – 48

Mrs A D Allen, Mr M J Angell, Mr A R Bassam, Mr R Bliss, Mr A H T Bowles, Mr D L Brazier, Lord Bruce-Lockhart, Mr J R Bullock, Mr C J Capon, Miss S J Carey, Mr P B Carter, Mr N J D Chard, Mr A R Chell, Mr A D Crowther, Mr J Curwood, Mr M C Dance, Mr J A Davies, Mr K A Ferrin, Mr C G Findlay, Mr J B O Fullarton, Mr G K Gibbens, Mr R W Gough, Mr M J Harrison, Mr C Hibberd, Mr P M Hill, Mr D A Hirst, Mr G A Horne, Mr E E C Hotson, Mr A J King, Mr R E King, Mr P W A Lake, Mr C J Law, Mr J F London, Mr R L H Long, Mr K G Lynes, Mr R F Manning, Mr R A Marsh, Mr M Northey, Mr R J Parry, Mr R A Pascoe, Mr L B Ridings, Dr T R Robinson, Mr J D Simmonds, Mr M V Snelling, Mrs P A Stockell, Mr R Tolputt, Mrs E Tweed and Mr C J Wells.

(12) The Chairman the put to the vote the motion set out in (5) above when the voting was as follows:-

For – 49

Mrs A D Allen, Mr M J Angell, Mr A R Bassam, Mr R Bliss, Mr A H T Bowles, Mr D L Brazier, Lord Bruce-Lockhart, Mr J R Bullock, Mr C J Capon, Miss S J Carey, Mr P B Carter, Mr N J D Chard, Mr A R Chell, Mr B R Cope, Mr A D Crowther, Mr J Curwood, Mr M C Dance, Mr J A Davies, Mr K A Ferrin, Mr C G Findlay, Mr J B O Fullarton, Mr G K Gibbens, Mr R W Gough, Mr M J Harrison, Mr C Hibberd, Mr P M Hill, Mr D A Hirst, Mr G A Horne, Mr E E C Hotson, Mr A J King, Mr R E King, Mr P W A Lake, Mr C J Law, Mr J F London, Mr R L H Long, Mr K G Lynes, Mr R F Manning, Mr R A Marsh, Mr R J Parry, Mr R A Pascoe, Mr M Northey, Mr L B Ridings, Dr T R Robinson, Mr J D Simmonds, Mr M V Snelling, Mrs P A Stockell, Mr R Tolputt, Mrs E Tweed and Mr C J Wells.

Against – 24

Mrs C Angell, Mr T Birkett, Mr L Christie, Ms C J Cribbon, Mr D S Daley, Mrs T Dean, Dr M R Eddy, Mr M J Fittock, Mrs E Green, Ms A Harrison, Mr C Hart, Mr S J G Koowaree, Mr I T N Jones, Mr T Maddison, Mr J I Muckle, Mrs M Newell, Mr R J E Parker, Mr A R Poole, Mr W V Newman, Mr G Rowe, Mr K Sansum, Mr D Smyth, Mr R Truelove and Mr M J Vye.

(13) RESOLVED that the contents of the Medium Term Plan 2007-2010 and the following proposals be approved:-

- (a) the Revenue and Capital Budget proposals for 2007-08;
- (b) the Revenue Budget requirement of £741,729,000;
- (c) the Capital Investment proposals of £351,984,000, together with the necessary use of borrowing, revenue, grants, capital receipts, renewals and other earmarked



capital funds, external funding and PFI subject to approval to spend arrangements;

- (d) the Prudential Indicators as set out in Appendix B of the attached Medium Term Plan;
- (e) the Revenue and Capital Budget proposals as presented for:
  - (i) Education and School Improvement;
  - (ii) Children and Family Services;
  - (iii) Adult Services;
  - (iv) Environment, Highways and Waste, subject to the additional, one-off, £1.505m provided for Kent Highways Services Group, as set out in Table 1, flowing from the surplus of £1.505m reported in para 4.4 of the report being ring-fenced for the maintenance of roadways and footways and general supported bus services;
  - (v) Regeneration and Supporting Independence;
  - (vi) Communities;
  - (vii) Public Health;
  - (viii) Corporate Support;
  - (ix) Policy and Performance;
  - (x) Finance;
- (f) that final recommendations in relation to the Dedicated Schools Grant be delegated to the Cabinet Members for Education and School Improvement;
- (g) a total requirement from Council Tax of £511,539,000 to be raised through precept to meet the 2007-08 budget requirement
- (h) a Council Tax as set out below, for the listed property bands:

Council Tax Band	A	B	C	D	E	F	G	H
£	642.78	749.91	857.04	964.17	1,178.43	1,392.69	1,606.95	1,928.34

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By: Chairman of Selection Committee  
To: County Council – 17 May 2007  
Subject: PROPOSED CONSTITUTIONAL CHANGES  
Classification: Unrestricted

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Summary: The Council is recommended to agree proposed amendments to the Constitution.

## **FOR DECISION**

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### **Introduction**

1. The Selection Committee at its meeting on 16 April noted that a number of areas have been identified where the Constitution either requires clarification, or where amendment would help to expedite the carrying out of routine Council business. The proposed amendments approved by the Selection Committee are set out below for ratification by the Council.

### **Definition of “Senior Manager” in Personnel Management Rules – Appendix 2, Part 6, Paragraph 2 of the Constitution**

To be amended as follows:

- “2. In these rules “Senior Manager” means officers (other than Managing Directors) on Grade M and above, who report directly to the Chief Executive or to Managing Directors.”

### **Procedure Rules Applying to Council Meetings – Paragraph 1.34(1)**

To be amended as follows:

“The text of any written motion or amendment must be given to the Clerk by 10.00 am on the morning of the meeting. If it is not, the Chairman may rule that it falls. Any proposed motion/amendment to be treated in confidence by the Clerk”.

### **Gating Orders**

On 1 April 2006 the Highways Act 1980 (Gating Orders) (England) Regulations 2006 came into force. These Regulations brought into effect additional powers for the Highway Authority to make and revoke Gating Orders for a highway in order to prevent crime or anti-social behaviour on or adjacent to a highway. In order for the powers to be used the following amendments to the Constitution are required.

Appendix 2 Part 3 to be amended to delegate to the Managing Director for Environment and Regeneration the power to make, vary or revoke Gating Orders.

The following needs to be added to the Regulation Committee terms of reference:

(f) the making, variation or revocation of Gating Orders in circumstances where substantive objections have been received.

**Recommendation**

2. The Council is recommended to approve the amendments to the Constitution suggested above.

**Stuart Ballard**  
**Head of Democratic Services**  
**Legal and Democratic Services**  
**Ext: 4002**

By: Mr R Gough, Cabinet Member for Regeneration and Supporting Independence

To: County Council – 17 May 2007

Subject: Kent Prospects 2006 - 2012 – Final Draft

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Summary: To receive and comment on the final draft of Kent Prospects, the Kent Partnership's countywide economic development and regeneration framework.

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## 1. Introduction

- 1.1 Kent Prospects was first produced in 1996 as a 10 year countywide framework to guide economic development and regeneration activity, with this updated in 2002 to take it through to 2006. Kent Prospects was reviewed during 2006 to roll it forward to 2012. This has taken place within the context set by the Kent Partnership's Community Strategy – the Vision for Kent.
- 1.2 Kent Prospects 2006 to 2012 is owned by the Kent Partnership, and provides a further level of detail to support delivery of the Vision for Kent, the Kent Agreement, and KCC Towards 2010 aspirations for developing the county's economic prosperity. The Kent Commitment also provides a key mechanism driving the delivery of Kent Prospects.
- 1.3 KCC's Cabinet considered and endorsed the final draft of Kent Prospects at its meeting of 12<sup>th</sup> March 2007. In addition to the County Council meeting, it will also be considered by the Kent Economic Board at its 21<sup>st</sup> June meeting and the Kent Partnership at its meeting of 26<sup>th</sup> June 2007 before publication.
- 1.4 A copy of the final draft is attached for members of the Council. A full colour version of the document is also available for viewing as a PDF document on the KCC website (details in the Background Papers section).

## 2. Review and Consultation Process

- 2.1 The review of Kent Prospects has involved key stakeholders, been led by KCC and overseen by a multi-agency Kent Prospects Advisory Group (KPAG). In addition to the Vision for Kent and Kent Agreement, it has drawn on partner plans and strategies, KCC plans, activity and material, including KCC's Towards 2010 programme, the Kent and Medway Structure Plan, the Local Transport Plan, and the Supporting Independence Programme.
- 2.2 A March to July 2006 stakeholder consultation involved circulating a draft to a wide range of organisations and individuals. This was accompanied by a programme of meetings and workshops. Comments and responses received through the consultation process have been taken onboard in the final draft of Kent Prospects.

### 3. Kent Prospects 2006 to 2012 – Final Draft

- 3.1 Kent Prospects (pages 14 to 18) provides an overview of how the county's economy has performed in recent years in national and south east comparisons. Kent achieves a good level of performance on job creation and enterprise growth, and attracts significant amounts of inward investment. Kent performs less well on knowledge economy jobs, skills at NVQ4+, and gross value added (GVA) per head.
- 3.2 Pages 4 to 7 of Kent Prospects underline that the county has some unique assets and opportunities to lift economic performance, including its gateway location, growth and regeneration areas, established business community, key sectors, quality of life and environment, and the start of CTRL domestic services in 2009.
- 3.3 In response to challenges and opportunities, Kent Prospects outlines a framework to influence, guide and co-ordinate Partners' delivery of economic development and regeneration activities. Its purpose is not to provide a detailed and prescriptive listing of initiatives and projects, with this fine grain of detail to be considered by accompanying action plans and partners' own programmes. Its 4 key objectives and 26 associated priorities are listed as follows:

***Strengthen Kent's accessibility, infrastructure & connections by investing in:***

Infrastructure, roads and public transport  
Kent's gateway location  
ICT , broadband and wireless infrastructure  
Environmental infrastructure, utilities and services

***Develop growth & regeneration opportunities & combat deprivation by focussing on:***

The Thames Gateway Kent and Ashford growth areas  
The coastal area and towns  
Major and principal urban centres across Kent including the Maidstone growth point  
Rural areas and communities  
Supporting Independence, community & neighbourhood renewal  
The social economy and social enterprise  
2012 Olympics and Paralympics, sporting and cultural events  
Changing perceptions of Kent

***Promote enterprise, competitiveness & market opportunities to develop:***

Jobs and skills opportunities  
Cluster, sector and market opportunities  
Tourism opportunities  
Inward investment opportunities  
Enterprise and SMEs  
An innovation culture & links to higher education establishments  
Sites and premises  
A culture of enterprise through education  
Global and European links

***Develop pathways to sustainable prosperity to create:***

Quality design, construction and pragmatic approaches to sustainability  
Sustainable consumption and resource efficiencies  
Sustainable enterprise and market opportunities  
A carbon neutral economy  
Improved capacity and skills

#### **4. Strategic Overview, Delivery and Monitoring**

4.1 The Kent Partnership through the Kent Economic Board (KEB) will have strategic overview of Kent Prospects. In this regard, key issues and opportunities will be developed and promoted through KEB's 4 task groups on skills for the economy, enterprise, strategic infrastructure and spending priorities.

4.2 Kent Prospects delivery will be broken down into three 2-year action plan cycles (2006 to 2008; 2008 to 2010; 2010 to 2012). Action plans will relate closely to KCC's Towards 2010 programme, the Kent Agreement and economic development opportunities promoted by KEB. Progress will be tracked through the monitoring framework outlined by page 56 of Kent Prospects.

#### **5. The Kent Commitment**

5.1 Local Government Leaders have drawn up the 2007 Kent Commitment, which includes a statement of intent to enable economic growth and regeneration opportunities in each part of the county, by effectively combining the decisions and resources held by national and regional bodies with those of KCC and the District Councils. Government also has a key role to play by providing the county with a fair share of infrastructure funding to support developments in the Thames Gateway, Ashford growth area and key locations across Kent.

5.2 Kent Prospects provides a further level of detail to support actions driven by the Kent Commitment.

#### **6. SEEDA's Regional Economic Strategy (RES) 2006 to 2016**

6.1 SEEDA's Regional Economic Strategy (RES) 2006 to 2016 was endorsed by SEERA during September 2006. The Kent Prospects review process has therefore been used as a mechanism to ensure SEEDA are aware of county issues and opportunities.

#### **7. 2007 to 2013 European Union (EU) Structural Fund Programmes**

7.1 New arrangements for 2007 to 2013 EU Structural Funds commenced on the 1<sup>st</sup> January 2007. The review of Kent Prospects has helped shape thinking on new structural fund opportunities related to competitiveness, skills, innovation and Intra-regional co-operation (Interreg).

## **8. Recommendations**

The County Council is asked to:

8.1 Note the timetable for the Kent Partnership to produce the published version of Kent Prospects 2006 to 2012.

8.2 To provide comments on the final draft of Kent Prospects.

### **Mr R Gough**

Cabinet Member for Regeneration  
& Supporting Independence

#### Background Papers

Kent Prospects 2006 to 2012 (Final Draft) – PDF version available by going to:

<http://www.kent.gov.uk/business/economic-development/>

The Vision for Kent

Towards 2010

The Kent Agreement

Further copies of Kent Prospects available from:

Stephen Arnett

Economic Development Policy Manager

Environment & Regeneration Directorate

T: 01622 221938

E: [steve.arnett@kent.gov.uk](mailto:steve.arnett@kent.gov.uk)



## KENT COUNTY COUNCIL

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### GOVERNANCE AND AUDIT COMMITTEE

MINUTES of a meeting of the Governance and Audit Committee held at County Hall, Maidstone on Wednesday, 7 March 2007.

PRESENT: Mr C G Findlay (Chairman), Mr R L H Long, TD (Vice-Chairman), Mr D L Brazier, Mr A R Chell, Mrs T Dean, Mr C J Law, Mr J F London, Mr T A Maddison (substitute for Mr D Smyth), Mrs M E Newell, Mr W V Newman, Mr R J Parry, Mr M V Snelling and Mr R Tolputt.

OFFICERS: The Head of Audit and Risk, Mr A Wood; the Director of Law and Governance, Mr G Wild; the Director – Finance and Corporate Services, Mr K Abbott (with Mr R Semens and Miss R Chapman); the Director – Operations, Dr I Craig; the Director of Property, Mr M Austerberry; the Head of Corporate Performance, Mrs S Garton and the Democratic Services Officer, Mr A Tait.

ALSO IN ATTENDANCE: Mrs J Eilbeck and Mr S Brown of PricewaterhouseCoopers; Mr D Wells, Mr S Mead and Mr M Stevenson from the Audit Commission.

### UNRESTRICTED ITEMS

**1. Minutes – 5 December 2006**  
*(Item 2)*

RESOLVED that the Minutes of the meeting held on 5 December 2006 are correctly recorded and that they be signed by the Chairman.

**2. Update on Pre-Employment Checks**  
*(Item 3 – Report by Managing Director – Children, Families and Education)*

(1) A video entitled “People You Know” was shown to the Committee. This was part of a training package for e-Safety produced on behalf of the County Council in partnership with the Child Exploitation and On-line Protection Centre.

(2) RESOLVED that:-

- (a) the responses contained in the report to queries raised at the meeting on 20 September 2006 be noted;
- (b) a further report be made to the next meeting of the Committee incorporating the views of the three Group Leaders, who are invited to agree an approach to be taken to those Members who have not completed CRB Check Forms; and
- (c) the Chairman write on behalf of the Committee to the Government expressing concern that current Governors are not required to be CRB checked.

**3. Value for Money and the Review of School Clusters**

*(Item 4 – Report by Head of Audit and Risk)*

RESOLVED that:-

- (a) the approach to delivering Value for Money reviews be noted;
- (b) the outcomes of the School Clusters review be noted; and
- (c) the report be forwarded to the Children and Families Policy Overview Committee together with the Committee's view that there is a democratic deficit within the Cluster system.

**4. Enterprise Property Database**

*(Item 5 – Report by Director of Property)*

RESOLVED that the report be noted.

**5. Appointment of External Auditors**

*(Item 6 – Report by Head of Audit and Risk)*

RESOLVED that the proposed appointment of the Audit Commission (Southern Region) as the County Council's external auditors with effect from 1 April 2007 be endorsed.

**6. External Audit Plan and Fee**

*(Item 7 – Report by Head of Audit and Risk)*

- (1) A covering report was tabled, which included recommendations to the Committee. These were agreed.
- (2) RESOLVED that the Chief Executive or his nominated representative be authorised to approve the Audit and Inspection Plan and fee for 2007/08 in consultation with the Chairman, Vice-Chairman, Labour and Liberal Democrat Spokesman of the Committee. This authority is on the assumption that the Audit Commission (Southern Region) will be appointed as the County Council's external auditor.

**7. KCC Annual Plan**

*(Item 8 – Report by Director of Business Solutions and Policy)*

RESOLVED that approval be given to the Director of Business Solutions and Policy in consultation with the Chairman, Vice-Chairman, Labour and Liberal Democrat Spokesman of the Committee to discharge the County Council's responsibility to check the compliance of the KCC Annual Plan with statutory reporting requirements prior to its publication by 30 June 2007.

**8. Risk Management – Revised Directorate Risk Registers**

*(Item 9 – Report by Head of Audit and Risk)*

RESOLVED that:-

- (a) the revised Directorate Risk Register, and the resulting highest ranked risks set out in Table 1 of the report be noted; and

- (b) the Directorate Risk Registers be considered by the appropriate Policy Overview Committees, with a report back to the Committee on any resulting issues.

**9. Governance of Partnerships**

*(Item 10 – Report by Head of Audit and Risk)*

RESOLVED that:-

- (a) the revised definition of “Partnership” be agreed as a basis for further consideration in the light of comments made during the meeting; and
- (b) the milestone dates set out in paragraph 13 of the report be agreed.

**10. Auto-Forwarding of Emails**

*(Item 11 – Report by Head of Audit and Risk)*

- (1) Mr R J Parry moved, seconded by Mr R Tolputt the motion set out in (2) below. This was agreed with no opposition.
- (2) RESOLVED that the Director of Business Solutions and Policy be advised of the Committee’s recommendation that the auto-formatting of KCC e-mails from the KCC mailbox to individuals’ own mailboxes should be made available for Members of the Council.

**11. 2007/08 Internal Audit Plan**

*(Item 12 – Report by Head of Audit and Risk)*

RESOLVED that approval be given to the Internal Audit Plan for the first six months of 2007/08 as proposed in the report.

**12. Internal Audit Reporting**

*(Item 9 – Report by Head of Audit and Risk)*

RESOLVED that the report be noted.

**13. Internal Audit Reporting - Irregularities**

*(Item 13 – Report by Head of Audit and Risk)*

- (1) The Committee agreed to take this item under Open Business.
- (2) RESOLVED that the report be noted.

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## KENT COUNTY COUNCIL

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### PLANNING APPLICATIONS COMMITTEE

MINUTES of a meeting of the Planning Applications Committee held at Sessions House, County Hall, Maidstone on Tuesday, 12 December 2006.

PRESENT: Mr R E King (Chairman), Mr A R Bassam (Vice-Chairman), Mrs V J Dagger, Mr J A Davies, Mr J B O Fullarton, Mrs E Green, Mr T Gates, Mrs S V Hohler, Mr C Hibberd (substitute for Mrs P A V Stockell), Mr G A Horne, Mr S J G Koowaree, Mr T A Maddison, Mr R A Marsh, Mr J I Muckle, Mr W V Newman, Mr A R Poole and Ms B J Simpson.

OTHER MEMBERS: Mr M J Northey.

OFFICERS: The Head of Planning Applications Group, Mr W Murphy (with Mr J Crossley and Mrs S Thompson); the Development Planning Manager, Mr A Ash (with Mr R White); and the Democratic Services Officer, Mr A Tait.

#### UNRESTRICTED ITEMS

##### 95. Minutes

RESOLVED that subject to the amendment of Minute 87 (2) (d) to indicate that the Allington Energy from Waste Plant accepts a limited amount of waste between 0800 and 0930, the Minutes of the meeting held on 7 November 2006 are correctly recorded and that they be signed by the Chairman.

##### 96. Site Meetings and Other Meetings *(Item A3)*

(1) The Committee agreed to visit Hugh Christie School, Tonbridge on Monday 22 January 2007 and Allans Bank, Lydd on Thursday 1 February 2007.

##### 97. Application DA/06/417 – Retrospective application for the use of land for screening, crushing and processing of aggregates, construction waste and concrete, together with open storage of these materials at F M Conway Works, Rochester Way, Dartford; F M Conway *(Item C1 – report by Head of Planning Applications Group)*

(1) Professor Duncan Laxen was present to answer questions on dust control at the application site.

(2) The Head of Planning Applications Group reported the views of Dartford BC raising no objection subject to conditions together with an additional representation from a local resident requesting a site visit whilst expressing concerns over noise and drawing attention to intensification on the site.

(3) The Head of Planning Applications Group informed the Committee that since publication of the report, the applicants had given a commitment to the provision of a quieter road sweeper thereby reducing the noise rating to 3.4 dba above background levels.

(4) Mr S Burch, a local resident and Councillor H Marriner, a ward councillor from Bexley Council spoke in opposition to the application. Mr K Parr from RPS spoke in reply on behalf of the applicants.

(5) On being put to the vote, the recommendations of the Head of Planning Applications Group were carried unanimously.

(6) RESOLVED that the application be referred to the Secretary of State for Communities and Local Government and that subject to her giving no direction to the contrary permission be granted to the application subject to conditions including conditions relating to standard commencement; restriction on waste sources to those identified; details of the acoustic barrier including planting; restriction on stockpile heights to 6m and measures to remove plant visible above the barrier outside working hours; control of noise; operating hours, including the provision for out of hours use in exceptional circumstances and operating hours for the road sweeper; noise; dust and environmental monitoring and the availability of data and results; limitations on plant; measures to eliminate contaminated material; the definition of maintenance activities and a programme for implementation.

**98. Proposal TM/06/2342 – Redevelopment to provide integrated highways depot comprising offices, garaging, salt barn and storage areas with associated car parking and landscaping at The Poplars Business Park, London Road, Wrotham; Kent High Services**

*(Item D5 – report by Head of Planning Applications Group)*

(1) Mrs V J Dagger addressed the Committee in her capacity as local Member but did not take part in the decision-making process.

(2) The following additional documents were tabled:-

- (a) further comments from Wrotham Parish Council;
- (b) an amended south west elevation;
- (c) the further views of the Divisional Transportation Manager;
- (d) the further views of Tonbridge and Malling Borough Council; and
- (e) a representation from the North Larkfield Group for Protection of the Environment.

(3) The Head of Planning Applications Group tabled an amended recommendation.

(4) Mr P Gillin from Keep Boroughs Green; Councillor H Rayner from Wrotham Parish Council; Mr M Taylor from Borough Green Traffic Action Group; Mr M Coffin, a local resident and Mr R Saunders from the North Larkfield Group for the Protection of the Environment spoke in opposition to the proposal. Mr D Crofts from RPS spoke in reply on behalf of the applicants.

(5) On being put to the vote the amended recommendation of the Head of Planning Applications Group was carried by 8 votes to 7.

(6) RESOLVED that:-

- a) the application be referred to the Secretary of State for Communities and Local Government and that subject to her decision and satisfactory resolution of the outstanding issues on noise and contamination permission be granted to the application subject to conditions including conditions covering the standard time limit; the development being carried out in accordance with the permitted details; tree protection measures; a scheme of landscaping and boundary treatment, to include measures to enhance the site for wildlife, and subsequent maintenance; details of site and finished floor levels; external materials; external lighting; details of vehicular access – egress to be designed for left turn only, and a scheme of signing and lighting, for approval; provision and safeguarding of pedestrian access; provision and safeguarding of parking within the site and vehicular access routes within the site; implementation and ongoing review of the Travel Plan; details of foul and surface water drainage; ground contamination from previous uses; location of and construction of contractors' site compound and provision of vehicle parking; measures to prevent mud and debris being taken onto the public highway; hours of working during construction and demolition; preparation and implementation of a detailed reptile mitigation strategy to include a long term management plan and monitoring strategy; an archaeological watching brief and no additional floor space being added to the buildings without the permission of the County Planning Authority; and
- b) the applicant be advised of the following informatives:-
- (i) Natural England's advice about the action to be taken should there be any bats or evidence of bats found prior to or during works;
  - (ii) the applicants should ensure that any activity they undertake on the site must comply with the appropriate wildlife legislation, and that failure to do so may result in fines and potentially, a custodial sentence; and
  - (iii) the applicant must take account of the Environment Agency's Pollution Prevention Guidelines for Highway Depots.

**99. Proposal CA/06/1187 – Retrospective application for the replacement of weldmesh fencing with metal palisade fencing at the shared school playing field off Spring Lane, Canterbury; Governors of Barton Court Grammar and Chaucer Technology Schools and KCC Children, Families and Education**  
*(Item D6 – report by Head of Planning Applications Group)*  
*(Mr M J Northey was present for this item pursuant to the Committee Procedure 2.24 and spoke)*

- (1) Notes of a site visit held on 1 December 2006 were tabled together with correspondence from Mr George Jeffrey, a local resident.
- (2) The Head of Planning Applications Group reported additional correspondence from Mr Glendon of the Barton Ward Liberal Democrats.
- (3) Mr S Bax, a local resident spoke in opposition to the application. Mr A Ploughman (Deputy Head Teacher of Barton Court Grammar School) spoke in reply.

- (4) The Head of Planning Applications Group tabled a revised recommendation.
- (5) Mr A R Bassam moved, seconded by Mrs S V Hohler that the revised recommendation of the Head of Planning Applications Group be approved.
- (6) Mr J I Muckle moved, seconded by Mr J A Davies as an amendment that consideration of this matter be deferred to enable further discussions on how to avoid damage to the visual amenity to take place involving the applicants; local residents; Planning Officers and the Conservation Officer. This amendment was carried, became the substantive motion and was in turn carried with no opposition.
- (7) RESOLVED that consideration of this matter be deferred to enable further discussions to take place on how to avoid damage to the visual amenity, involving the applicants; local residents; Planning Officers and the Conservation Officer.

**100. Temporary revisions to delegated powers pending the appointment of a new Head or Acting Head of Planning Applications Group.**  
*(Item F1 – report by Head of Planning Applications Group)*

- (1) The Chairman declared this item to be urgent as Mr Bill Murphy was leaving the County Council's employ before the Committee's next meeting.
- (2) The Head of Planning Applications Group tabled a report requesting that a number of powers currently delegated to himself should be delegated to the County Planning Officer until a replacement was in post.
- (3) Members of the Committee praised Mr Bill Murphy for his work on its behalf. It was agreed that their appreciation of his work be recorded.
- (4) RESOLVED that:-
  - (a) Mr Bill Murphy be thanked for all his work on behalf of the Committee and be wished well in his new post; and
  - (b) the functions set out in paragraph 2 of the report be delegated to the County Planning Officer pending the appointment of a new or acting Head of Planning Applications Group.

**101. Deferred Items**

The following matters were deferred to the next meeting of the Committee on 16 January 2007:-

- (a) Application TW/06/1646 – Change of use from agricultural to new green waste open window composting facility at Little Bayhall Farm, High Woods Lane, Tunbridge Wells; Bowman and Sons;
- (b) Application SE/06/2415 – Variation of Condition 8 of permission SE/87/1488 to extend operating hours for bagging plant to between 1800 and 2400 Mondays to Fridays between 1 April and 30 September at Sevenoaks Quarry, Sevenoaks; Tarmac Ltd;



- (c) Proposal SW/06/1137 – Extension and modernisation to 1 FE School, including parking area and temporary works, including mobile classroom at Boughton under Blean Methodist Primary School, School Lane, Boughton under Blean, Faversham; Governors of Boughton under Blean Methodist Primary School and KCC Children, Families and Education;
- (d) Proposal CA/06/1392 – Demolition of existing buildings and erection of a detached 3 storey block of 40 extra care apartments for the elderly with associated communal facilities together with car parking and landscaping at King Edward Court, King Edward Avenue, Herne Bay; KCC Adult Services and Housing 21;
- (e) Proposal AS/06/1422 – Integrated highways depot comprising offices, garaging, salt barn and storage areas with associated car parking and landscaping at Land adjacent to Henwood Industrial Estate, Ashford; Kent Highways Services;
- (f) Proposal TM/06/2488 – Construction of new art and drama block and sports centre, introduction of a one way traffic management system with new exit and slip road onto Pembury Road and refurbishment of the existing reception (Collectively Phase 2) at The Weald of Kent Grammar school for Girls; Tudeley Lane, Tonbridge; Governors of The Weald of Kent Grammar School and KCC Children, Families and Education;
- (g) Proposal SW/06/836 – Erection of a 1.5m high weldmesh fence around the school playground and stock fence around the playing field at Rodmersham Primary School, Rodmersham; Governors of Rodmersham Green, Rodmersham, Sittingbourne; Governors of Rodmersham Primary School and KCC Education and Libraries; and
- (h) County Matters dealt with under Delegated Powers.

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## KENT COUNTY COUNCIL

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### PLANNING APPLICATIONS COMMITTEE

MINUTES of a meeting of the Planning Applications Committee held at Sessions House, County Hall, Maidstone on Tuesday, 16 January 2007.

PRESENT: Mr R E King (Chairman), Mr T J Birkett (substitute for Mr T A Maddison), Mrs V J Dagger, Mr D S Daley (substitute for Mr S J G Koowaree), Mr J B O Fullarton, Mrs E Green, Mr T Gates, Mrs S V Hohler, Mr G A Horne, Mr C J Law (substitute for Mr A R Bassam), Mr J F London, Mr R A Marsh, Mr J I Muckle, Mr W V Newman, Mr A R Poole and Mrs P A V Stockell.

OTHER MEMBERS: Mrs E Tweed.

OFFICERS: The Acting Head of Planning Applications Group, Mrs S Thompson (with Mr J Crossley); the Development Planning Manager, Mr A Ash; and the Democratic Services Officer, Mr A Tait.

#### UNRESTRICTED ITEMS

##### 1. Minutes

RESOLVED that the Minutes of the meeting held on 12 December 2006 are correctly recorded and that they be signed by the Chairman.

##### 2. Site Meetings and Other Meetings (Item A3)

(1) The Committee agreed to visit the proposed composting plant in Lydden, Dover on Tuesday, 20 March 2007.

(2) The Committee also noted that the training on 13 February 2007 would be on Sustainable Construction, Energy Issues and new Planning requirements.

##### 3. **Application TW/06/1646 – Change of use from agricultural to new green waste open windrow composting facility at Little Bayhall Farm, High Woods Lane, Tunbridge Wells; Bowman and Sons** (Item B1 - Report by Head of Planning Applications Group)

RESOLVED that permission be refused on the following grounds:-

- (a) the proposal represents inappropriate development in the Green Belt and Area of Outstanding Natural Beauty and the applicant has failed to demonstrate the special circumstances necessary to override presumption against permitting the proposal. The proposal is therefore contrary to Policies WM2, E1 and E4 of the Adopted Kent and Medway Structure Plan 2006, and Policies W2 and W4 of the Kent Waste Local Plan; and
- (b) the applicant has failed to demonstrate that he has control over the passing places required to be maintained for the duration of operations applied for to ensure vehicular and pedestrian safety along High Woods Lane. The proposal is therefore contrary to Policy QL17 (c) of the Kent and Medway

Structure Plan and Policies W22, W27 and W33 of the Kent Waste Local Plan.

**4. Application SE/06/2415 – Variation of Condition 8 of Permission SE/87/1468 to extend operating hours for bagging plant to between 1800 and 2400 Mondays to Fridays between 1 April and 30 September at Sevenoaks Quarry, Sevenoaks; Tarmac Ltd**  
*(Item B2 – Report by Head of Planning Applications Group)*

(1) Mr J F London moved, seconded by Mrs PAV Stockell that the recommendation of the Head of Planning Applications be agreed subject to the deletion of Recommendation (c) and the operating hours at the bagging plan being extended to 2000 only.

(2) Mr J I Muckle moved, seconded by Mr T J Birkett as an amendment that the recommendations of the Head of Planning Applications Group be agreed as written subject to the inclusion of a condition requiring that there be no vehicle movements in, out and within the site after 1800. This amendment was carried by 13 votes to 1, became the substantive motion and was in turn carried with no opposition.

(3) RESOLVED that:-

(a) permission be granted to extend the operating hours for the bagging plant for the period between 1800 to 2200 hours, Monday to Friday, during the months from April to September (inclusive) subject to conditions including conditions limiting the use of the site for these hours up to 31 December 2018; restricting noise between these hours to no more than 50dB L<sub>Aeq</sub> 1 hour (free field); and requiring no vehicle movements (except for personal use) in, out or within the site after 1800.

(b) permission be refused for the proposed extended operating hours for the bagging plant between 2200 and 2400 hours on the grounds that the applicant has not demonstrated that the required 42dB L<sub>Aeq</sub> 1 hour (free field) limit can be achieved between these hours; and

(c) the applicants be informed that should they be able to satisfactorily demonstrate that the new 42dB L<sub>Aeq</sub> 1 hour (free field) limit can be achieved during the period 2200 to 2400 hours, the County Council may favourably view an application to extend the hours during this period on a similar basis subject to the imposition of such a limit.

**5. Proposal SW/06/1137 – Extension and modernisation to 1 F.E School, including parking area and temporary works, including mobile classroom at Boughton under Blean Methodist Primary School, School Lane, Boughton under Blean, Faversham; Governors of Boughton under Blean Methodist Primary School and KCC Children, Families and Education**  
*(Item B3 – Report by Head of Planning Applications Group)*

(1) A letter from Mr and Mrs Mayes was tabled objecting to the application on ecological, parking and access grounds.

(2) The Committee agreed to the addition of an Informative that it would prefer the installation of an internal sprinkler system to address fire safety aspects.

(3) RESOLVED that:-

(a) Permission be granted to the proposal subject to conditions including the standard time condition; submission of details of all external materials; submission of a detailed landscaping scheme to include details of trees to be

removed and replaced, shrubbery to minimise pollution impacts, fencing details and bunding details; temporary consent for mobile classrooms; the temporary access road being removed upon completion of the development and the land reinstated to its former state; a minimum 1200 mm landscape buffer zone to the southern boundary being created between the extended car park and neighbouring property; and details of any external lighting being submitted for prior approval; and

- (b) the applicants be informed that the Committee would prefer the installation of an internal sprinkler system.

**6. Proposal CA/06/1392 – Demolition of existing buildings and erection of a detached 3 storey block of 40 extra care apartments for the elderly with associated communal facilities together with car parking and landscaping at King Edward Court, King Edward Avenue, Herne Bay; KCC Adult Services and Housing 21**

*(Item B4 – Report by Head of Planning Applications Group)*

(1) Mr C J Law informed the Committee that as he had previously given his views on this application he would not participate in the decision-making process.

(2) The Acting Head of Planning Applications Group reported that the submitted Tree Protection Plan had been supported by Canterbury City Council and Jacobs Landscaping.

(3) The Committee agreed to the incorporation of a condition requiring low level lighting for the car park.

(4) RESOLVED that permission be granted to the proposal subject to conditions including the standard time condition; submission of details of materials; submission of a detailed landscaping scheme, including fencing details; provision of cycle parking; hours of use for construction, including use of machinery and plant; measures to minimise dust disturbance; measures to ensure mud is not deposited on the highway; the provision of low level lighting for the car park; a programme of archaeological work; and the development being carried out strictly in accordance with approved plans.

**7. Proposal AS/06/1422 – Integrated highways depot comprising offices, garaging, salt barn and storage areas with associated car parking and landscaping at Land adjacent to Henwood Industrial Estate, Ashford; Kent Highways Services**

*(Item B5 – Report by Head of Planning Applications Group)*

*(Mrs E Tweed was present for this item pursuant to Committee Procedure Rule 2.24 and spoke)*

(1) The Acting Head of Planning Applications Group reported correspondence from CPRE objecting to the application and from both Natural England and Mid Kent Water raising no objection. She also referred to a letter received from Barton Willmore acting on behalf of Taylor Woodrow. This raised concern that the Borough Council had not requested a contribution be made by the applicant to highway infrastructure improvements in accordance with its adopted Supplementary Planning Guidance 6 “Providing for Transport Needs arising from the South Ashford Study”.

(2) Correspondence from Jones Homes and Jacobs Engineering was tabled.

(3) RESOLVED that subject permission be granted to the proposal subject to conditions including conditions covering the standard time limit; the development being carried out in accordance with the permitted details; external materials being submitted for

approval; external lighting details being submitted for approval; a detailed scheme of landscaping, its implementation and maintenance being developed in line with the Method Statement proposals; tree protection and a methodology for working in close proximity to trees; provision of a 2 metre high noise barrier to the southern boundary; details of a scheme for the disposal of foul and surface waters; implementation of an archaeological watching brief; implementation and ongoing review of the Travel Plan; use of smart alarms; provision and safeguarding of parking and vehicular access routes within the site; location of and construction of contractors site compound and provision of vehicle parking; on site mitigation work being carried out in accordance with the submitted Method Statement; reptile capture not commencing until a suitable receptor site is found; identification of a suitable receptor site and its long term protection; enhancement, translocation and monitoring plans for the receptor site; protection of nesting birds; hours of working during construction; and measures to prevent mud and debris being taken onto the public highway.

**8. Proposal TM/06/2488 – Construction of new art and drama block and sports centre, introduction of a one-way traffic management system with new exit and slip road onto Pembury Road and refurbishment of the existing reception (Collectively Phase 2) at The Weald of Kent Grammar School for Girls, Tudeley Lane, Tonbridge; Governors of The Weald of Kent Grammar School and KCC Children, Families and Education**  
*(Item B6 – Report by Head of Planning Applications Group)*

(1) The Acting Head of Planning Applications Group reported correspondence from the applicant confirming that the hours of use would complement those for the outdoor tennis facility. Weekend use would be from 9.00 am to 4.30 pm on Sundays. She also reported the further views of Jacobs (Landscaping) withdrawing their objection and a letter from a local resident withdrawing his objection subject to the imposition of a 30 mph speed limit.

(2) RESOLVED that the application be referred to the Secretary of State for Communities and Local Government and that subject to her decision, permission be granted to the proposal subject to conditions including conditions covering the standard time limit; the development being carried out in accordance with the permitted details; external materials; tree protection and methodology for working in close proximity to trees; implementation of a scheme of landscaping and maintenance; new egress and slip road being constructed in accordance with the permitted details and/or as otherwise amended in accordance with stage 2 safety audit; subject to Traffic Regulation Orders, extension of parking restrictions and for the relocation of the 30mph speed limit nearer to the roundabout prior to use of the new egress; provision of new one-way access arrangements before the construction of the Sports Centre and safeguarding of vehicular access, drop-off and parking; external lighting; continuing implementation and ongoing review of the School Travel Plan; ecological surveys prior to work commencing on the relevant phases and submission for approval of any necessary mitigation measures; details of the hours of use relating to community use outside of normal school hours for the Sports Centre; measures to prevent mud and debris being taken onto the public highway; hours of working during construction; details of construction access; and removal of the temporary building (maths mobile) and the 2 standard mobiles at the front of the site within 3 months of the completion and first occupation of the new Arts and Drama block.

**9. Proposal SW/06/836 – Erection of a 1.5m high weldmesh fence around the school playground and stock fence around the playing field at Rodmersham Primary School, Rodmersham Green, Rodmersham, Sittingbourne;**

**Governors of Rodmersham Primary School and KCC Children, Families and Education**

*(Item B7 – Report by Head of Planning Applications Group)*

(1) The Acting Head of Planning Applications Group reported correspondence from Swale BC raising no objection to the proposal.

(2) RESOLVED that permission be granted to the proposal subject to conditions, including the weldmesh fence being finished in black and at a maximum height of 1.5m; the development being carried out in accordance with the approved plans; and the development being carried out in accordance with the 3-year timescale.

**10. Proposal TW/06/3473 – Retrospective application for the widening of access road and addition of a footpath at the Meadows School, London Road, Southborough, Tunbridge Wells; KCC Adult Services**

*(Item D1 – Report by Head of Planning Applications Group)*

(1) Correspondence from Mr Neil Heilpern of the Southborough Society was tabled together with colour photographs of the access.

(2) The Acting Head of Planning Applications Group reported the views of the Mr J R Bullock, local Member in support of the recommendation for refusal.

(3) RESOLVED that:-

(a) permission be refused for the proposal on the grounds that the development is contrary to Structure Plan Policies SP1, QL1 and QL6 and Tunbridge Wells Borough Local Plan Policies EN1, EN5, EN20 and EN21 given the scale, materials used and poor landscaping of the development and the effect that it has upon the Southborough Conservation Area and the important landscape approach to Southborough; and

(b) due to the retrospective nature of the application the applicant be advised to take urgent steps to regularise the breach of planning control and that the matter be referred to the Council's Regulation Committee.

**11. Proposal TH/06/1170 – Demolition of existing buildings and erection of a detached part two and part three storey block of 40 extra care apartments for the elderly together with communal facilities, car parking and landscaping at Appleton Lodge, Rumfields Road, Broadstairs; KCC Adult Services and Housing 21**

*(Item D2 – Report by Head of Planning Applications Group)*

(1) Mr J B O Fullarton addressed the Committee in his capacity as local Member but did not take part in the decision-making process.

(2) RESOLVED that permission be granted to the proposal subject to conditions, including conditions covering the standard time limit; the development being carried out in accordance with the permitted details; external materials being submitted for approval; a scheme of landscaping, its implementation and maintenance; protection of nesting birds; archaeological watching brief; parking being completed in accordance with approved plans prior to occupation; the provision of cycle parking; hours of working during construction; prevention of access for construction vehicles at peak school times; prevention of mud being deposited on the highway; and measures to suppress dust.

**12. Proposal TM/06/3385 – Two storey detached building comprising 7 supported apartments for people with learning difficulties, with communal space**

**together with access, car parking and landscaping at Land at the former Mill Stream School, Mill Street, East Malling; KCC Adult Services and Housing 21**  
*(Item D3 – Report by Head of Planning Applications Group)*

- (1) Correspondence from Mrs E A Simpson and Mr R Brookes was tabled.
- (2) RESOLVED that the application be referred to the Secretary of State for Communities and Local Government as a departure from the Development Plan, and that subject to her decision permission be granted to the proposal subject to conditions including conditions covering the standard time limit; the development being carried out in accordance with the permitted details; external materials being submitted; details of windows design being submitted; a scheme of landscaping, its implementation and maintenance; recommendations of ecological scoping survey being adhered to; details of external lighting; details of access, turning car parking; details of refuse storage and collections points; hours of working during construction; and measures to prevent mud and debris being taken onto the public highway.

**13. Proposal DO/06/1247 – Demolition of existing buildings and erection of a detached three storey block of 40 extra care apartments for the elderly with associated communal facilities, a two storey block of 7 supported apartments for people with learning difficulties and two replacement bungalows for the elderly, together with access, car parking and landscaping at Roly Eckhoff House, Roosevelt Road, Dover; KCC Adult Services and Housing 21**  
*(Item D4 – Report by Head of Planning Applications Group)*

RESOLVED that subject to Dover District Council's views and no adverse views on the submitted Tree Protection Plan permission be granted to the proposal subject to conditions including the standard time condition; submission of details of materials; submission of a detailed landscaping scheme, including habitat enhancement methods; hours of use for construction, including use of machinery and plant; measures to minimise dust disturbance; measures to ensure mud is not deposited on the highway. and the development being carried out strictly in accordance with approved plans.

**14. County Matters dealt with under Delegated Powers**  
*(Item E1-E6 – Reports by Head of Planning Applications Group)*

RESOLVED to note reports on items dealt with under delegated powers since the last meeting relating to:-

- (a) County Matter applications;
- (b) Consultations on applications submitted by District Councils or Government Departments;
- (c) County Council developments;
- (d) Detailed submissions under Channel Tunnel Rail Link 1996 (None);
- (e) screening opinions under Environmental Impact Assessment Regulations 1999; and
- (f) scoping opinions under Environmental Impact Assessment Regulations 1999 (None).



## KENT COUNTY COUNCIL

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### PLANNING APPLICATIONS COMMITTEE

MINUTES of a meeting of the Planning Applications Committee held at Sessions House, County Hall, Maidstone on Tuesday, 13 February 2007.

PRESENT: Mr R E King (Chairman), Mr A R Bassam (Vice-Chairman), Mr J A Davies, Mr J B O Fullarton, Mr T Gates, Mrs E Green, Mrs S V Hohler, Mr G A Horne, Mr S J G Koowaree, Mr J F London, Mr T A Maddison, Mr R A Marsh, Mr J I Muckle, Mr W V Newman, Mr A R Poole and Mrs P A V Stockell.

OTHER MEMBERS: Mr M J Angell and Mr D Smyth.

OFFICERS: The Acting Head of Planning Applications Group, Mrs S Thompson (with Mr M Clifton and Mr J Crossley); the Development Planning Manager, Mr A Ash; and the Democratic Services Officer, Mr A Tait.

#### UNRESTRICTED ITEMS

##### 15. Minutes

RESOLVED that the Minutes of the meeting held on 17 January 2007 are correctly recorded and that they be signed by the Chairman.

##### 16. Site Meetings and Other Meetings (Item A3)

(1) The Committee agreed that the site visit to the Composting plant at Lydden, Nr Dover would be postponed to Monday, 26 March 2007.

##### 17. Applications AS/06/04 and 05 – (i) Permanent retention of existing railhead and importation of aggregate and demolition and construction waste together with associated processing plant including crushing and screening plant, concrete batching plant and storage silos for hot roadstone; (ii) construction and operation of a waste transfer station at Sevington Railhead, Waterbrook Park, Ashford; Robert Brett and Sons Ltd.

*(Item C1 - Report by Head of Planning Applications Group)*

RESOLVED that subject to the satisfactory completion of a legal agreement to secure the Heads of Terms as set out in Appendix 4 of the report, permission be granted to the application subject to conditions including hours of working, including peak hour restrictions; number of vehicle movements; landscaping and floodlighting; noise, dust and odour controls; archaeological investigation; drainage; footpath diversions; and ecological mitigation.

**18. Proposal AS/06/2071 – Detached three storey block of 36 extra care apartments for the elderly with associated communal facilities together with access from Eastern Avenue, car parking and landscaping at Land at Hopkins Field, Eastern Avenue, Ashford; KCC Adult Services and Housing 21**  
*(Item D1 – Report by Head of Planning Applications Group)*

(1) The Acting Head of Planning Applications Group informed the Committee that the figure for surplus spoil removal set out in paragraph 33 of the report should read “4,500 cubic metres”.

(2) The Acting Head of Planning Applications Group agreed to investigate whether more space could be created by removing an obsolete substation as suggested by a resident from Eastern Avenue.

(3) RESOLVED that:-

- (a) permission be granted to the proposal subject to conditions, including conditions covering the standard time limit; the development being carried out in accordance with the permitted details; external materials; tree protection and methodology for working in close proximity to trees; implementation of a comprehensive scheme of both hard and soft landscaping and boundary treatment, and maintenance of planting; details of retaining walls; finished floor levels, and site levels and contours; external lighting; ecological surveys and mitigation measures; hours of working during spoil removal and construction; measures to prevent mud and debris being taken onto the public highway; contractors compound, temporary site accommodation and vehicle parking; provision of and safeguarding of access and car parking and turning areas; drainage; and the development only being used for the purpose set out in the application as Extra Care Accommodation; and
- (b) the applicant be advised by informative that account should be taken of the comments made by the Environment Agency relating to drainage, water conservation, and storage of fuel, oil & chemicals.

**19. Proposal SH/06/1287 – Demolition of existing buildings and erection of a detached three storey block of 39 extra care apartments for the elderly and a two-storey block of 7 supported apartments for people with learning difficulties, with associated communal facilities together with car parking and landscaping at Whitegates, Hythe; KCC Adult Services and Housing 21**  
*(Item D2 – Report by Head of Planning Applications Group)*

(1) Correspondence from Mrs P Cooper, Mrs J Hannah, Mrs P Hutchinson (local residents) was tabled together with the views of Mr C J Capon (local Member), Shepway District Council and Hythe Town Council.

(2) Mrs D Maskell addressed the Committee on behalf of Hythe Town Council, Mrs P Hutchinson spoke in objection, Mr C Raynesford of Calforseaden spoke in reply on behalf of the applicants.

(3) The Acting Head of Planning Applications Group informed the Committee that according to the provisions of PPS 25, the application would be referred to GOSE if the Environment Agency maintained its objection.

(4) On being put to the vote, the recommendations of the Acting Head of Planning Applications Group were carried by 10 votes to 6.

(5) RESOLVED that:-

- (a) subject to the submission of an acceptable tree protection plan, and to the withdrawal of its objection by the Environment Agency, permission be granted to the proposal subject to conditions including the standard time condition; submission of details of materials; submission of a detailed landscaping scheme, including fencing details, and boundary treatment; provision of cycle parking; hours of use for construction; measures to minimise dust disturbance; measures to ensure mud is not deposited on the highway; programme of archaeological work needed; a permanent unobstructed route from the ground floor to the second floor being provided for residents to be used should flooding occur; and the development being constructed strictly in accordance with approved plans; and
- (b) it be noted that in the event that the Environment Agency maintains its objection, the application will be referred to GOSE for its determination.

**20. Proposal TH/06/1300 – Demolition of existing building and erection of a two storey detached building comprising 7 supported apartments for people with mental health issues, with communal space together with access and car parking at former Tram Shed and part of rear garden of Westbrook House, 150 Canterbury Road, Margate; KCC Adult Services and Housing 21**  
*(Item D3 – Report by Head of Planning Applications Group)*

(1) Mr J B O Fullarton made a declaration of personal interest as a Mental Health Manager with the NHS Trust. He took no part in the decision-making process.

(2) Correspondence from Mr and Mrs Fusco was table together with a response from Mr James Amos of Calforseaden.

(3) Mr A Fusco (a local resident) addressed the Committee in opposition to the proposal, Mr J Amos of Calforseaden spoke in reply.

(4) The Committee agreed the recommendations of the Acting Head of Planning Applications Group subject to the provision of extra screening to mitigate the effects of the loss of the Tram Shed and to a request to the applicants to prevent members of staff from smoking on the fire escape balcony opposite 146 Canterbury Road.

(5) RESOLVED that:-

- (a) permission be granted to the proposal subject to the imposition of conditions including the standard time restrictions; the development being carried out in accordance with the approved plans; a programme of building recording; a programme of archaeological work; the submission of a landscape scheme for approval, including additional screening to mitigate the effects of the loss of the tramshed; the re-use of the cobbled entrance and tram tracks within the general landscaping; a boundary wall to be provided to 1.8m in height; the submission of a further ground contamination report(s) and completion of remedial work; hours of operation during construction and demolition; a programme for the control of construction traffic and access; details of the contractors' compound; incorporation of dust suppression measures;

measures to ensure no mud is deposited on the public highway; details of all works within the public highway, including the permanent closure of the existing vehicle access to the tram shed site from Canterbury Road; details of the pedestrian access arrangements proposed; the submission of an external lighting scheme; the provision of car parking spaces prior to the first occupation; and; details of cycle parking and bin store; and

- (b) the applicant be advised by informative of the concerns raised about loss of amenity and privacy, including members of staff smoking on the fire escape balcony opposite 146 Canterbury Road, and the need to provide strong boundary screening to the eastern boundary through hard and soft landscaping.

**21. Proposal AS/06/2179 – Two-storey detached building comprising 7 supported apartments for people with learning difficulty, with communal space together with car parking and landscaping at Land to the north of Westchurch House, Godfrey Walk, Ashford; KCC Adult Services and Housing 21**  
*(Item D4 – Report by Head of Planning Applications Group)*

*(Mrs M J Angell and Mr D Smyth were present for this item pursuant to Committee Procedure Rule 2.24 and spoke)*

(1) The Acting Head of Planning Applications Group reported the further views of Ashford BC and informed the Committee that the second grounds for refusal, set out in paragraph 64 of the report had been resolved satisfactorily.

(2) RESOLVED that permission be refused on the grounds that the Flood Risk Assessment accompanying the application fails to demonstrate that the proposed development would be safe, without increasing flood risk elsewhere. Under the circumstances, the development of the site as proposed within a high risk flood zone would be contrary to the guidance set out in Planning Policy Statement 25, Policy NR10 of the Kent and Medway Structure Plan 2006, Policy CF3 of the Ashford Borough Local Plan 2000, Policy CS19 of the Ashford Borough Council Local Development Framework Core Strategy (November 2006), and the advice contained in the Ashford Borough Local Development Framework Core Strategy Document: Strategic Flood Risk Assessment (SFRA) (October 2006).

**22. Proposal SH/06/1386 - Reinstatement of brick piers, railings and new gates to surround cycle enclosure at St Eanswythe CE (Aided) Primary School, Church Street, Folkestone; Governors of Eanswythe Primary School and KCC Children, Families and Education.**

*(Item D5 – Report by Head of Planning Applications Group)*

(1) Correspondence from the Bayle Residents' Association was tabled.

(2) RESOLVED that planning permission be granted to the proposal subject to conditions requiring the replanting of the magnolia tree in St Mary & Eanswythe Churchyard; and the development being carried out in accordance with the approved plans.

**23. Proposal DO/06/1424 – Retrospective application for the relocation of earth mound and slide, including ancillary works on landscaping and fencing at Cartwright and Kelsey Primary School, School Road, Ash, nr Canterbury;**

**Governors of Cartwright and Kelsey Primary School and KCC Children, Families and Education.**

*(Item D6 – Report by Head of Planning Applications Group)*

(1) Correspondence from Sue Chantler, Chairman of Governors at Cartwright and Kelsey (CE Aided) Primary School was tabled.

(2) RESOLVED that permission be refused on the following grounds:-

(a) the earth mound and slide, along with the proposed ancillary works including landscaping and fencing, would have a detrimental impact on the adjoining residential properties due to its scale and massing, contrary to Policy QL1 of the Kent and Medway Structure Plan; and

(b) the retrospective development would be detrimental to visual amenity, which would affect the neighbouring residents' enjoyment of their homes from an inappropriately sited development in close proximity to their boundary, contrary to Policies CF1 & DD1 of the Adopted Local Plan.

**24. Proposal SE/06/2478 – Ten-bay performing art and drama mobile classroom at The Bradbourne School, Bradbourne Vale Road, Sevenoaks; Governors of The Bradbourne School and KCC Children, Families and Education.**

*(Item D7 – Report by Head of Planning Applications Group)*

RESOLVED that consideration of this matter be deferred pending a Members' site visit.

**25. County Matters dealt with under Delegated Powers**

*(Item E1-E6 – Reports by Head of Planning Applications Group)*

RESOLVED to note reports on items dealt with under delegated powers since the last meeting relating to:-

(a) County Matter applications;

(b) Consultations on applications submitted by District Councils or Government Departments;

(c) County Council developments;

(d) Detailed submissions under Channel Tunnel Rail Link 1996 (None);

(e) screening opinions under Environmental Impact Assessment Regulations 1999 (None); and

(f) scoping opinions under Environmental Impact Assessment Regulations 1999 (None).

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## KENT COUNTY COUNCIL

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### PLANNING APPLICATIONS COMMITTEE

MINUTES of a meeting of the Planning Applications Committee held at Sessions House, County Hall, Maidstone on Tuesday, 20 March 2007.

PRESENT: Mr R E King (Chairman), Mr A R Bassam (Vice-Chairman), Mr T J Birkett (substitute for Mrs E Green), Mr D S Daley (substitute for Mr S J G Koowaree), Mrs V J Dagger, Mr J A Davies, Mr J B O Fullarton, Mr T Gates, Mr C Hibberd (substitute for Ms B J Simpson), Mrs S V Hohler, Mr J F London, Mr T A Maddison, Mr R A Marsh, Mr J I Muckle, Mr W V Newman, Mr A R Poole and Mrs P A V Stockell.

OTHER MEMBERS: Mr N J D Chard and Mr M J Northey.

OFFICERS: The Acting Head of Planning Applications Group, Mrs S Thompson (with Mr J Crossley); the Development Planning Manager, Mr A Ash; and the Democratic Services Officer, Mr A Tait.

#### UNRESTRICTED ITEMS

**26. Minutes.**

RESOLVED that the Minutes of the meeting held on 13 February 2007 are correctly recorded and that they be signed by the Chairman.

**27. Site Meetings and Other Meetings.**  
*(Item A3)*

The Committee agreed to hold a training session provided by the Environment Agency on Thursday, 29 March 2007 and to hold a site tour of the route of the proposed Rushenden Relief Road on Monday, 23 April 2007.

**28. Application TM/06/2093 – Recycling building, office portacabin and weighbridge with proposed use as a recycling station at Any Waste Recycling Ltd, Mid Kent Business Park, The Brook, Sortmill Road, Snodland; Any Waste Recycling Ltd.**

*(Item C1 - Report by Head of Planning Applications Group)*

RESOLVED that permission be granted to the application subject to conditions covering amongst other matters annual waste throughput; vehicle numbers along with a restriction of 16 movements during the morning peak hour; a condition restricting HGVs to using the Sortmill Road access only; and dust and odour control measures.

**29. Proposal TH/07/0075 – New classroom block with IT suite and staff office in roof space at Stone Bay School, 70 Stone Road, Broadstairs; Governors of Stone Bay School and KCC Children, Families and Education.**  
*(Item D1 – Report by Head of Planning Applications Group)*

- (1) Mr J B O Fullarton made a declaration of personal interest as he had previously given his views on the proposal at a meeting of Broadstairs and St Peter Town Council. He took no part in the decision-making process.
- (2) RESOLVED that permission be granted to the proposal subject to conditions, including conditions covering the standard time limit; the development being carried out in accordance with the permitted details; external materials being submitted for approval; a scheme of landscaping, its implementation and maintenance; protection of nesting birds; an archaeological watching brief; and hours of working during construction.

**30. Proposal DO/06/843 – 5kW wind turbine to increase energy efficiency and awareness of green issues at Sandwich Technology School, Deal Road, Sandwich; Governors of Sandwich Technology School and KCC Children, Families and Education.**  
*(Item D2 – Report by Head of Planning Applications Group)*

- (1) The notes of the site meeting held on 10 October 2006 had previously been circulated to Members of the Committee.
- (2) RESOLVED that permission be granted to the proposal subject to conditions, including conditions covering the standard time limit; the development being carried out in accordance with the approved details; the development being removed from the site should it cease to be used; and the turbine being completely finished in Dark Squirrel Grey, RAL 7000.

**31. Proposal CA/06/1187 – Retrospective application for replacement of weldmesh fencing with metal palisades and railing fencing at the shared school playing field off Spring Lane, Canterbury; Governors of Barton Court Grammar and Chaucer Technology Schools and KCC Education and Libraries.**  
*(Item D3 – Report by Head of Planning Applications Group)*  
*(Mr M J Northey was present for this item pursuant to Committee Procedure Rule 2.24 and spoke).*

- (1) The Acting Head of Planning Applications Group tabled an amplified recommendation and late representations from Mr S Bax and Mr G Jeffrey.
- (2) The Acting Head of Planning Applications Group reported the views of a Governor of Barton Court Grammar School in support of the proposal.
- (3) Mr S Bax and Mr G Jeffrey addressed the Committee in opposition to the proposal. Their presentations were complemented by written representations and photographs. Mr R Slater from the Governing Body of Barton Court Grammar School spoke in reply.
- (4) Mr A R Bassam moved, seconded by Mr T J Birkett that the amplified recommendation of the Head of Planning Applications Group be agreed.



(5) Mr J A Davies moved, seconded by Mrs PAV Stockell an amendment that the 1.8m high rail fencing be extended along the entire length of Pilgrim's Way to its junction with Spring Lane.

*Amendment carried by 10 votes to 1 with 1 abstention*

(6) On being put to the vote, the amended motion was carried by 10 votes to 1 with 4 abstentions.

(7) RESOLVED that:-

- (a) permission be granted to the proposal, subject to the extension of the 1.8m high rail fencing along the entire length of Pilgrim's Way to its junction with Spring Lane and to conditions, including conditions covering the fence being finished in dark green in its entirety (including all posts and fencing components); the implementation of the landscaping scheme as proposed during the first available planting season, and its maintenance over a three year period; the rest of the development being carried out strictly in accordance with the approved plans; and the final fence alignment along Pilgrims Way being repositioned in those places where it would otherwise impede access for vehicles with right of access to enter and leave adjacent residential properties; and
- (b) the applicants be advised that both schools should adopt formal letting procedures, which would allow for formal recreational use of the site by the local community.

**32. Proposal SE/06/2478 – Ten-bay performing art and drama mobile classroom at The Bradbourne School, Bradbourne Vale Road, Sevenoaks; Governors of The Bradbourne School and KCC Children, Families and Education.**

*(Item D4 – Report by Head of Planning Applications Group)*

*(Mr N J D Chard was present for this item pursuant to Committee Procedure Rule 2.24 and spoke).*

(1) The notes of the site meeting held on 13 March 2007 had previously been circulated.

(2) Mr J F London moved, seconded by Mr R A Marsh the motion set out in (3) below. This was carried with no opposition.

(3) RESOLVED that:-

- (a) permission be granted to the proposal for a temporary period of 5 years subject to conditions, including conditions limiting the hours of use to 8.00 am to 6.00 pm on Mondays to Fridays, 9.00 am to 1.00 pm on Saturdays and no use on Sundays; and setting the maximum noise levels to be experienced by the neighbouring properties; and
- (b) the applicants be informed of the Committee's view that it would not be minded to extend the temporary period beyond the five years specified.

**33. Proposal TW/07/421 – Retrospective application for widening of access road and addition of footpath at Meadows School, London Road, Southborough; KCC Adult Services.**

*(Item D5 – Report by Head of Planning Applications Group)*

(1) Mr N Bullett and Mr N Heilpern addressed the Committee in opposition to the application. Mr Bullett's presentation was accompanied by a diagram and photographs of the access to Meadows School. Mr I Campbell from KCC Property spoke in reply.

(2) Mr J A Davies moved, seconded by Mr J F London that the recommendation of the Head of Applications Group be agreed subject to the installation of a "Give Way to Oncoming Traffic" sign inside the site and to further discussions being undertaken with the County Council's and Tunbridge Wells Borough Council's Conservation Officers with a view to reducing the height of the kerb to as close to 20 mm as possible.

*Motion carried unanimously*

(3) RESOLVED that permission be granted to the proposal subject to further discussions being undertaken with the County Council's and Tunbridge Wells Borough Council's Conservation Officers with a view to reducing the height of the kerb to as close to 20 mm as possible and to conditions, including conditions covering the installation of a "Give Way to Oncoming Traffic" sign inside the site; the standard time limit; the development being carried out in accordance with the permitted plans; timescale for the urgent implementation of the development to address the breach of planning control; works to address the uneven verges and to correct the level imbalance between the kerbs and grassed areas; and a scheme of landscaping, its implementation and maintenance.

**34. Proposal MA/06/2014 – New switch room, 129 new parking spaces and implementation of woodland management plan at Oakwood House, Oakwood Park, Maidstone; KCC Corporate Property Group.**

*(Item D6 – Report by Head of Planning Applications Group).*

*(Mr N J D Chard was present for this item pursuant to Committee Procedure Rule 2.24 and spoke).*

(1) Mr D S Daley made a declaration of personal interest as he had taken part in many discussions on the application. He addressed the Committee in his capacity as local Member but took no part in the decision-making progress.

(2) The Acting Head of Planning Applications Group tabled a revised scheme, which had been prepared to address the recommendation in the Committee papers. She informed the Committee of the views of Maidstone Borough Council objecting to the proposal and suggesting conditions in the event that permission were to be granted. She also reported that Jacobs Landscaping had deemed the new scheme to be acceptable in landscape and visual amenity terms.

(3) Mr J F London moved, seconded by Mr R A Marsh that permission be granted to the revised scheme subject to the conditions set out in the report and by Maidstone Borough Council.

*Motion carried by 11 votes to 1 with 1 abstention*

(4) RESOLVED that permission be granted to the revised proposal subject to conditions, including conditions covering the standard time limit; the development being carried out in accordance with the permitted details; a scheme of landscaping, its implementation and maintenance; measures to protect those trees to be retained; details of the surfacing of the car park; details of external lighting; the implementation of an archaeological watching brief; protection of nesting birds; protection of bats; biodiversity enhancement; safeguarding of the car park; hours of work during construction;

compensation planting for each tree that is removed with native and other appropriate trees; an amplified Woodland Management Scheme; special drainage measures; and an investigation of the feasibility of creating a Local Nature Reserve.

**35. County Matters dealt with under Delegated Powers**  
*(Item E1-E6 – Reports by Head of Planning Applications Group)*

RESOLVED to note reports on items dealt with under delegated powers since the last meeting relating to:-

- (a) County Matter applications;
- (b) Consultations on applications submitted by District Councils or Government Departments;
- (c) County Council developments;
- (d) Detailed submissions under Channel Tunnel Rail Link 1996 (None);
- (e) screening opinions under Environmental Impact Assessment Regulations 1999 (None); and
- (f) scoping opinions under Environmental Impact Assessment Regulations 1999 (None).

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## KENT COUNTY COUNCIL

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### PLANNING APPLICATIONS COMMITTEE

MINUTES of a meeting of the Planning Applications Committee held at Sessions House, County Hall, Maidstone on Tuesday, 17 April 2007.

PRESENT: Mr R E King (Chairman), Mr A R Bassam (Vice-Chairman), Mrs V J Dagger, Mr J A Davies, Mr J B O Fullarton, Mr T Gates, Mrs E Green, Mrs S V Hohler, Mr S J G Koowaree, Mr J F London, Mr T A Maddison, Mr J I Muckle and Mr A R Poole.

OTHER MEMBERS: Mr A J King.

OFFICERS: The Head of Planning Applications Group, Mrs S Thompson (with Mr P Hopkins); the Development Planning Manager, Mr A Ash; and the Democratic Services Officer, Mr A Tait.

#### UNRESTRICTED ITEMS

##### 36. Minutes

- (1) The Committee recorded its congratulations to Mrs Sharon Thompson on her appointment as Head of Planning Applications Group.
- (2) RESOLVED that the Minutes of the meeting held on 20 March 2007 are correctly recorded and that they be signed by the Chairman.

##### 37. Site Meetings and Other Meetings (Item A3)

The Committee agreed to visit Pinden Quarry, Longfield on Tuesday, 15 May 2007.

##### 38. Application SH/07/253 – Temporary construction compound associated with first-time sewer network to service individual properties in Greatstone and Lydd-on-Sea at Coast Drive, Lydd-on-Sea, Romney Marsh; 4 Delivery. (Item C1 - Report by Head of Planning Applications Group)

- (1) In approving the application, the Committee agreed to the inclusion of a time condition as set out in paragraph 25 of the report and to an informative stating its view that all vehicles on site at night needed to be immobilised.
- (2) RESOLVED that:-
  - (a) permission be granted to the application subject to conditions, including the hours of operation being 7.30 am to 6.00 pm Mondays to Saturdays with no working on Sundays; the development being carried out in accordance with the plans and specifications for the approved restoration scheme; the inclusion of visibility splays and entrance warning signs; the submission of a scheme for the disposal of foul and surface waters; no discharge of foul or contaminated drainage from the site into groundwater/surface waters; no lighting being erected on site until details have been submitted to and

approved in writing by the County Planning Authority; and operational activity ceasing on or before 31 December 2007; and

- (b) the applicants be informed of the Committee's view that vehicles on site at night need to be immobilised.

**39. Proposal MA/06/1892 – Single storey teaching block extension comprising 4 classrooms, associated toilets and classroom areas. Community room building, minor extensions to a classroom and the staff room, internal remodelling of admin areas, revised car parking provision, replacement playground area and floor risk compensation works to playing field at Headcorn Primary School, Kings Road, Headcorn; KCC Children, Families and Education.**

*(Item D1 – Report by Head of Planning Applications Group)*

- (1) A letter from Mr J Hawkes objecting to the proposal was tabled.
- (2) The Head of Planning Applications Group reported correspondence from Maidstone Borough Council objecting to the proposal.
- (3) In agreeing to permit the proposal, the Committee asked for the inclusion of an Informative for the replacement planting of all trees lost as a result of the development.

(4) RESOLVED that:-

- (a) permission be granted to the proposal subject to conditions, including conditions covering the standard time limit; the development being carried out in accordance with the permitted details; external materials being submitted for approval; details of use of the community room; details of the surfacing of the car parking areas; a scheme of landscaping, its implementation and maintenance; tree protection methods; works to be carried out in accordance with the Reptile Mitigation Method Statement; protection of nesting birds; works to be carried out in accordance with the Flood Risk Assessment; details of surface water drainage; details of finished floor levels; hours of working during construction; prevention of access for construction vehicles at peak school times; and prevention of mud being deposited on the highway; and
- (b) the applicants be notified by informative that the Committee would expect replacement planting for all trees lost as a result of the development.

**40. Proposal SH/07/261 – Single storey school for 230 pupils aged between 4 and 11 years to replace the existing Lympne Primary School which was burnt down in the fire of September 2006. The new building to be located on the original site and footprint of the school at Lympne Primary School, Octavian Drive, Lympne, near Hythe; KCC Children, Families and Education.**

*(Item D2 – Report by Head of Planning Applications Group)*

- (1) The Head of Planning Application Group reported the views of Miss S J Carey (the local Member) in support of the proposal.

(2) The Head of Planning Application Group informed the Committee that the construction materials for the roof would be clay tiling rather than the grey slate tiles shown in the elevations on page D2.5 of the report.

(3) RESOLVED that permission be granted to the proposal subject to conditions, including conditions covering the standard time limit; the development being carried out in accordance with the permitted details; external materials being submitted for approval (including clay tiles for the roof); a scheme of landscaping, its implementation and maintenance; provision and retention of cycle parking; preparation, implementation and ongoing review of a School Travel Plan; hours of working during construction and prevention of mud being deposited in the highway;

**41. Proposal GR/07/119 – Temporary two-storey modular block of eight classrooms at Gravesend Grammar School, Church Walk, Gravesend; Governors of Gravesend Grammar School and KCC Education and Libraries.**  
*(Item D3 – Report by Head of Planning Applications Group)*

(1) In agreeing to permit the proposal, the Committee asked for the inclusion of an Informative that it did so in the expectation that funding would be found for a permanent new building.

(2) RESOLVED that:-

(a) temporary permission be granted to the proposal until the end of September 2010 subject to conditions, including conditions covering the development being carried out in accordance with the permitted details; and replacement of a tree in the nearest appropriate location; and

(b) the applicants be informed that permission has been granted in the expectation that funding will be found for a permanent new building.

**42. Proposal TW/07/560 – Revised application for construction of covered swimming pool, including changing accommodation and plant room with associated car parking, paving and landscaping at Paddock Wood Primary School, Old Kent Road, Paddock Wood; Governors of Paddock Wood Primary School and KCC Education and Libraries.**

*(Item D4 – Report by Head of Planning Applications Group)*

*-(Mr A J King was present for this item pursuant to Committee Procedure Rule 2.24 and spoke).*

(1) The Head of Planning Applications Group reported correspondence from Tunbridge Wells Borough Council raising no objection to the proposal subject to conditions and informatives.

(2) Mr A R Bassam moved, seconded by Mr J B O Fullarton that the recommendations of the Head of Planning Applications Group be adopted.

(3) Mr J A Davies moved, seconded by Mrs E Green as an amendment that the hours of use on Saturdays be reduced from 0800 to 2000 to 0800 to 1700.

*Amendment Lost by 3 votes to 8*

(4) On being put to the vote, the original motion was carried unanimously.

(5) RESOLVED that permission be granted to the proposal subject to the conditions, including the development being commenced within 3 years; the development being carried out in accordance with the permitted details; the hours of use for the swimming pool being 0730 to 2100 hours Monday to Friday, 0800 to 2000 hours on Saturdays, and 0900 to 1700 hours on Sundays and Bank Holidays; the windows and fire doors to the swimming pool area being fixed closed at all times, except in an emergency; the development being carried out in accordance with the materials recommended in the noise assessment; the noise from the fixed plant not exceeding the background noise level by more than 5dB; submission of a landscape scheme to include improvements to the boundary screening and replacement tree planting; submission of details of the internal fencing arrangements proposed; submission of details of foul and surface water drainage; submission of details of all external lighting proposed; submission of details of appropriate cycle parking; the car parking being provided prior to commencement of use; obscured glazing being provided to the windows to the pool area; submission for approval of a Sport Development Plan for Swimming prior to first use of the pool; hours of working during construction; and requirements for the treatment of ground contamination not previously identified on site.

**43. County Matters dealt with under Delegated Powers**

*(Item E1-E6 – Reports by Head of Planning Applications Group)*

RESOLVED to note reports on items dealt with under delegated powers since the last meeting relating to:-

- (a) County Matter applications;
- (b) Consultations on applications submitted by District Councils or Government Departments;
- (c) County Council developments;
- (d) Detailed submissions under Channel Tunnel Rail Link 1996 (None);
- (e) screening opinions under Environmental Impact Assessment Regulations 1999 (None); and
- (f) scoping opinions under Environmental Impact Assessment Regulations 1999 (None).



## KENT COUNTY COUNCIL

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### REGULATION COMMITTEE

MINUTES of a meeting of the Regulation Committee held at Sessions House, County Hall, Maidstone on Tuesday, 23 January 2007.

PRESENT: Mrs P A V Stockell (Chairman), Mr A D Crowther (Vice-Chairman), Mr T J Birkett, Mr A H T Bowles, Mr C J Capon, Mr J Curwood, Mr J A Davies, Mr J B O Fullarton, Mr M J Harrison, Mr C Hart, Mr I T N Jones, DL, Mr R A Pascoe, Mr K Sansum, Mr C T Wells and Mr B P Wood.

IN ATTENDANCE: The Acting Head of Planning Applications Group, Mrs S Thompson (with Mr R Gregory); and the Democratic Services Officer, Mr A Tait.

#### UNRESTRICTED ITEMS

##### 1. Membership

The Committee noted the appointment of Mr M J Harrison in place of Mr T Gates.

##### 2. Minutes

(1) In respect of Minute 23 (11)(b), the Acting Head of Planning Applications Group reported that improved joint working with the Environment Agency was already taking place and that an agreement would be reported to the next meeting of the Committee.

(2) In respect of Minute 23 (1)(d), the Acting Head of Planning Applications Group reported an assurance that future training for Magistrates would incorporate the question of breaches of planning control. This matter would also be an agenda item at the next meeting of the Justice Board.

(3) The Committee noted that the date of this meeting had been bought forward by 7 days to avoid a clash with a meeting of the Corporate Policy Overview Committees.

(4) RESOLVED that the Minutes of the meetings of the Committee held on 19 September 2006 and of the Member Panel held on 30 November 2006 are correctly recorded and that they be signed by the Chairman.

##### 3. Update on Planning Enforcement Issues

*(Item 3 – report by Acting Head of Planning Applications Group)*

RESOLVED to:-

(a) endorse the actions taken or contemplated on the respective cases set out in paragraphs 5 to 97 and paragraphs 101 to 109 of the report and to note the work towards establishing working protocols with the Environment Agency as outlined in paragraph 112 of the report;

(b) endorse the actions set out in paragraphs 96 to 100 of the report concerning Pearsons Sand Pit, Trottiscliffe and to note that this is a live case with an enforcement response under consideration; and

(c) request that a letter be sent to the Environment Agency on behalf of the Committee expressing its appreciation for the contribution of the Agency towards enhanced working arrangements.

## **EXEMPT ITEMS**

### **(Open Access to Minutes)**

*(Members resolved that under Section 100A of the Local Government Act 1972 the public be excluded from the meeting for the following business on the grounds that it involved the likely disclosure of exempt information as defined in paragraphs 5 and 6 of Part 1 of Schedule 12A of the Act)*

#### **4. Update on Planning Enforcement Issues at Deal Field Shaw, Charing** *(Item 7 – Report by Acting Head of Planning Applications Group)*

(1) The Acting Head of Planning Applications Group reported the latest enforcement position concerning the Shaw Grange former landfill site, Charing.

(2) The Committee noted that the date in paragraph 3 of the report should read 15 December 2006.

(3) RESOLVED that the enforcement strategy and actions be endorsed as outlined in paragraph 5 to 8 of the report.

#### **5. Update on Planning Enforcement Issues at Woodgers Wharf, Upchurch** *(Item 8 – Report by Acting Head of Planning Applications Group)*

(1) The Acting Head of Planning Application Group reported the latest enforcement position concerning the Woodgers Wharf site, Upchurch.

(2) RESOLVED that the enforcement strategy be endorsed as outlined in paragraphs 4 to 8 of the report.