

KENT COUNTY COUNCIL

REGULATION COMMITTEE

MINUTES of a meeting of the Regulation Committee held in the Council Chamber, Sessions House, County Hall, Maidstone on Wednesday, 7 September 2011.

PRESENT: Mr M J Harrison (Chairman) Mr A D Crowther (Vice-Chairman)
Mr R E Brookbank, Mr C J Capon, Mr A R Chell (Substitute for Mr J M Cubitt),
Mr J A Davies, Mr R J Lees, Mr S Manion, Mr R F Manning, Mr J M Ozog,
Mr R Tolputt (Substitute for Mr H J Craske), Mr J N Wedgbury Mr M J Whiting

ALSO PRESENT: Mr R W Gough

IN ATTENDANCE: Mr G Rudd (Assistant Democratic Services Manager),
Mrs A Hayward (Manager for Primary Admissions & Transport), Miss M McNeir
(Public Rights Of Way and Commons Registration Officer), Mr G Rusling (Public
Rights of Way Operations Manager), Mr R Gregory (Principal Planning Officer -
Enforcement) Mr A Tait (Democratic Services Officer)

UNRESTRICTED ITEMS

17. Minutes

(Item 3)

RESOLVED that the Minutes of the Committee meeting held on 17 May 2011 and of the Member Panel meetings held on 13 June 2011, 28 June 2011, 12 July 2011 and 19 July 2011 are correctly recorded and that they be signed by the Chairman.

18. Dates of meetings in 2012

(Item 4)

The Committee noted the following meeting dates in 2012:-

Tuesday, 24 January 2012;

Tuesday, 15 May 2012;

Wednesday, 5 September 2012.

19. Transport Appeals Terms of Reference - Verbal Update

(Item 5)

(1) The Assistant Democratic Services Manager tabled a draft Home to Schools Transport Appeals Procedure which would be considered at the next meeting of the Committee. He briefly commented on the draft Procedure and the issues which had led to its preparation.

(2) The Chairman invited Committee Members to contact the Assistant Democratic Services Manager if they had any comments or suggested amendments to the draft.

- (3) RESOLVED that the report be noted.

20. Transport Appeal Statistics

(Item 6)

- (1) The Committee noted that the second table in the Appendix to the report referred to Statemeted Pupils' Home to School Transport Appeals between 1 April 2011 and 31 August 2011.
- (2) The Committee asked for future reports to include figures for those appeals which had been settled without being considered by an Appeal Panel.
- (3) RESOLVED that the report be noted.

21. Update from the Commons Registration Team

(Item 7)

- (1) The Public Rights of Way and Commons Registration Officer updated the Committee on progress with Village Green applications, the Commons Act 2006 Pilot Project and on the DEFRA consultation on the registration of new Town or Village Greens.
- (2) RESOLVED that the report be received.

22. Update on the Definitive Map Team casework

(Item 8)

- (1) The Public Rights of Way Operations Manager reported on the reduced backlog of Public Rights of Way cases and on progress in respect of Gating Orders.
- (2) The Committee recorded its appreciation for the many years of excellent work by Mr Chris Wade on its behalf.
- (3) RESOLVED that the report be received.

23. Gating Orders - Un-named footpath to the rear of Henley Fields, Tenterden

(Item 9)

- (1) The Public Rights of Way Operations Officer reported on the effectiveness of the Gating Order made in September 2008, excluding the public from an un-named footpath to the rear of Henley Fields, Tenterden.
- (2) In agreeing to continue the Gating Order, the Committee agreed that it should be reviewed after two years, or earlier if circumstances permitted, and that the basis on which the order would be reviewed would be an analysis of reported crime and anti-social behaviour in the area.
- (3) RESOLVED that:-
- (a) the Gating Order for the un-named footpath to the rear of Henley Fields, Tenterden continue in operation; and

- (b) the Gating Order be reviewed after a further two years or earlier if circumstances permit, with a report being made to the Committee on its findings.

(3) RESOLVED that:-

- (b) the Gating Order for the un-named footpath to the rear of Henley Fields, Tenterden continue in operation; and
- (b) the Gating Order be reviewed after a further two years or earlier if circumstances permit.

24. Update on Planning Enforcement Issues

(Item 10)

(1) Mr R W Gough was present for this item pursuant to Committee Procedure Rule 2.24 and spoke.

(2) The Principal Planning Officer reported on the County Council's Enforcement co-ordinating work, various national consultations and progress on new and ongoing cases.

(3) RESOLVED that the report be noted and that the actions taken or contemplated on the respective cases set out in paragraphs 5 to 24 of the report be endorsed, together with those contained within Schedules 1, 2 and 3 in Appendices 1,2 and 3 of the report.