

## KENT COUNTY COUNCIL

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### REGULATION COMMITTEE

MINUTES of a meeting of the Regulation Committee held in the Council Chamber, Sessions House, County Hall, Maidstone on Tuesday, 18 June 2013.

PRESENT: Mr M J Harrison (Chairman), Mr M Baldock, Mr H Birkby, Mr A H T Bowles, Mr C W Caller, Mr G Cowan, Mrs V Dagger, Mr J Davies, Mr T Gates, Mr P J Homewood, Mr T A Maddison, Mr S C Manion, Mr J M Ozog, Mrs E D Rowbotham and Mr J N Wedgbury

IN ATTENDANCE: Mrs S Thompson (Head of Planning Applications Group), Mr R Gregory (Principal Planning Officer - Enforcement), Ms M McNeir (Public Rights Of Way and Commons Registration Officer) and Mr A Tait (Democratic Services Officer)

### UNRESTRICTED ITEMS

#### 13. Election of Vice-Chairman

*(Item 3)*

Mr J N Wedgbury moved, seconded by Mr P J Homewood that Mr S C Manion be elected Vice-Chairman of the Committee.

*Carried with no opposition.*

#### 14. Minutes

*(Item 4)*

(1) The Minutes of the Committee meeting on 14 February 2013 and of the Panel meeting on 21 January were tabled.

(2) RESOLVED that the Minutes of the following meetings are correctly recorded and that they be signed by the Chairman:-

- (a) Committee meetings on 22 January 2013, 14 February 2013 and 23 May 2013;
- (b) Member Panel meetings on 21 January 2013, 19 February 2013 (am), 19 February 2013 (pm), 26 February 2013 and 5 March 2013; and
- (c) Mental Health Guardianship Sub-Committee meeting on 30 January 2013.

**15. The Growth and Infrastructure Act 2013 and its impact on Village Green applications**

*(Item 5)*

(1) The Committee discussed a report by the Head of Regulatory Services which set out the three key changes to the legislation set out in the Growth and Infrastructure Act 2013. These were a restriction on the right to apply for Village Green status; a shortening of the period of grace during which applications could be made; and the introduction of a system whereby landowners could make landowner statements, thereby bringing to an end any use of their land “as of right.”

(2) RESOLVED that the report be noted.

**16. Update from the Commons Registration Team**

*(Item 6)*

(1) The Committee discussed a report by the Head of Regulatory Services which gave a summary of the current position of applications to register Town and Village Greens.

(2) RESOLVED that the report be noted.

**17. Update on Planning Enforcement Issues**

*(Item 7)*

(1) The Committee discussed a report by the Head of Planning Applications Group which set out the enforcement objectives, achievements and successes, and significant on-going cases.

(2) During discussion of the active enforcement cases, the Committee agreed to support the service of an Enforcement Notice at Cube Metal Recycling, Folkestone if it should become necessary.

(3) RESOLVED that subject to (2) above, endorsement be given to the actions taken or contemplated on the respective cases set out in paragraphs 6 to 32 of the report and those contained within Schedules 1, 2 and 3 appended to the report.

**EXEMPT ITEMS**  
**(Open Access to Minutes)**

*(Members resolved under Section 100A of the Local Government Act 1972 that 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.)*

**18. Update on Planning Enforcement issues at Larkey Woods, Chartham**  
*(Item 10)*

- (1) The Head of Planning Applications Group reported on planning enforcement issues at Larkey Wood Farm in Chartham and set out a strategy to achieve an acceptable solution.
- (2) RESOLVED that the enforcement strategy set out in paragraphs 5 to 12 of the report be endorsed.