

FAREHAM BOROUGH COUNCIL

Minutes of the Executive

(to be confirmed at the next meeting)

Date: Monday, 5 November 2018

Venue: Collingwood Room - Civic Offices

Present:

S D T Woodward, Policy and Resources (Executive Leader)
T M Cartwright, MBE, Health and Public Protection (Deputy Executive Leader)
F Birkett, Housing
Miss S M Bell, Leisure and Community
K D Evans, Planning and Development
S D Martin, Streetscene

Also in attendance:

J G Kelly, for item 8(1)
Mrs K K Trott, For item 10(1)



1. APOLOGIES FOR ABSENCE

There were no apologies given for this meeting.

2. MINUTES

RESOLVED that the minutes of the meeting of the Executive held on 03 September 2018 be confirmed and signed as a correct record.

3. EXECUTIVE LEADER'S ANNOUNCEMENTS

The Executive Leader announced that in July of this year the Government introduced changes to National Planning Policies and Guidance. It is now consulting on further changes to those changes. As a result, the Council needs to revise its Draft Local Plan, a decision which, regrettably, will cause continuing uncertainty for local communities throughout the Borough.

The Government has made it clear that it wishes to achieve its goal of delivering 300,000 houses per annum nationally. The changes already made to National Planning Policies and Guidance along with those further changes now proposed, will undoubtedly further increase the number of houses the Borough of Fareham will be required to accommodate. This means additional greenfield sites for housing will need to be identified over and above those proposed previously in the Draft Local Plan. To avoid confusion this means the new Draft Plan will build on documents already published in support of the previous Draft Local Plan which remain relevant. There remains ongoing uncertainty over the precise higher number of houses required by the Government, which this Council currently anticipates is unlikely to be resolved until the first quarter of next year.

It is evident from the new National Planning Policies and Guidance that the Government expects local authorities to work together to deliver these higher housing requirements, especially where some authorities are unable to meet these, through developing a joint approach. There will be important strategic issues associated with future growth that affect a number of authorities, such as provision of infrastructure, for which local authorities need to seek a joint approach, carefully balancing all the economic, social and environmental issues. The Partnership for Urban South Hampshire (PUSH) has therefore agreed to work together to produce a Statement of Common Ground on these strategic issues as soon as possible and to start exploring how the authorities could produce an Infrastructure Investment Plan to support future growth.

We are aiming to take a report to the February Executive to update the Council's Local Plan Timetable to reflect the implications of these Government changes. In the meantime, the Council will consult on the issues and options relevant to the progression of our new development strategy in the spring because the number of additional houses now required is potentially character-changing for the Borough. This will be prior to producing a new Draft Local Plan for consultation by the end of next year. Special editions of Fareham Today will promote both stages and be delivered to every home in the Borough.

With the challenge of new and further changes to National Planning Policies and Guidance, the Council intends to take the Local Plan Review through the new Planning and Development Scrutiny Panel and then on to the Executive.

4. DECLARATIONS OF INTEREST

There were no declarations of interest made at this meeting.

5. PETITIONS

There were no petitions submitted at this meeting.

6. DEPUTATIONS

There were no deputations made at this meeting.

7. MINUTES / REFERENCES FROM OTHER COMMITTEES

There were no references from other Committees.

8. HEALTH AND PUBLIC PROTECTION

(1) Public Spaces Protection Order (Dog Control) Consultation

A tabled amendment was presented to correct the dates given at paragraph 28 and bullet point 1 of Schedule 3.

At the invitation of the Executive Leader, Councillor J G Kelly addressed the Executive on this item.

RESOLVED that the Executive approves that a consultation exercise be run between 19 November 2018 and 14 January 2019 on a draft Public Spaces Protection Order (Dog Control), in accordance with section 72 of the Anti-Social Behaviour Crime Policing Act 2014.

(2) Review of off-street Car Parks TRO

RESOLVED that the Executive:

(a) delegates authority to the Director of Planning and Regulation to make any necessary minor amendments to the draft TRO as deemed necessary prior to public consultation;

(b) approves the statutory public advertisement of the proposed Traffic Regulation Order (TRO); and

(c) delegates authority to the Director of Planning and Regulation in consultation with the Executive Member for Health and Public Protection, to undertake the public consultation of the proposed Traffic Regulation Order, consider any representations received in relation to the proposals, and implement the Traffic Regulation Order.

(3) Review of Hackney Carriage Fares

This item was deferred to a later meeting of the Executive.

9. PLANNING AND DEVELOPMENT

(1) Self Build & Custom Housebuilding Register

RESOLVED that the Executive currently removes the administrative charge for the Self Build and Custom Housebuilding Register.

10. POLICY AND RESOURCES

(1) Acquisition of Commercial Property in Fareham

RESOLVED that it was in the public interest to exclude the public and representatives of the Press for this item on the grounds that the matters to be dealt with involve the likely disclosure of exempt information, as defined in Paragraph 3 of Part 1 of Schedule 12A of the Local Government Act 1072.

At the invitation of the Executive Leader, Councillor Mrs K K Trott addressed the Executive on this item.

RESOLVED that, having considered the purchase of Broadcut Retail Park, Broadcut, Fareham as a commercial investment on the basis of the information set out in the confidential Appendix to the report, the Executive agreed to proceed with the purchase.

(2) Annual Review of the Corporate Strategy 2017-2023

RESOLVED that the Executive recommends to the Council the amendments to the strategy document, as set out in paragraph 14 of this report, subject to the inclusion of the Y CAT meetings on page 9 of the strategy document.

(3) Local Service Agreements

RESOLVED that the Executive notes the Council's performance for the 2017/18 financial year.

(4) Treasury Management and Capital Monitoring Report 2018-19

RESOLVED that the Executive notes the Treasury Management and Capital Monitoring Report for 2018/19.

(5) Finance Monitoring Report 2018-19

RESOLVED that the Executive notes the Revenue Monitoring Report.

(The meeting started at 6.00 pm
and ended at 6.36 pm).

The second condition is that the effect, or likely effect, of the activities—

- a) is, or is likely to be, of a persistent or continuing nature,
- b) is, or is likely to be, such as to make the activities unreasonable, and
- c) justifies the restrictions imposed by the notice”

19. It is proposed that a PSPO is introduced, in accordance with the Act, which will make it an offence to fail to remove dog faeces in any public space within the Borough as well as other dog control measures in specific locations as indicated in Appendix A.
20. For clarity, the Act defines a public space as “any place to which the public or any section of the public has access, on payment or otherwise, as of right or by virtue of express or implied permission”.
21. Before introducing a PSPO the Council is required to carry out a consultation. It is proposed that an 8-week consultation will be publicised widely through the Council’s website, E-Panel, Twitter, Facebook, press releases to local media and noticeboards. Community groups and dog walking organisations and interest groups will also be consulted.
22. The mandatory consultees include, Chief officer of police, Police and Crime Commissioner, Community representatives, Hampshire County Council, and owners/occupiers of land within the restricted area.
23. Consultation will also be undertaken with dog law and welfare experts such as local vets, animal welfare officers and any organisations affected by the restrictions. The Kennel Club will also be consulted. Where possible, notices will be placed in the locations that will be affected by the restrictions.
24. As part of the consultation, consideration will be given to how any dog walking restrictions being proposed would affect those that rely on assistance dogs, ensuring any prohibition or requirement is compliant with the provisions of Equality Act 2010.
25. Copies of the order will be available in the main reception of the Civic Offices. In addition, the Council plans to publish a notice of its intention to make a PSPO in the local free newspaper, which covers the whole Borough. This is not required by the legislation, but guidance from the Department for Environment, Food & Rural Affairs suggests that this is best practice.
26. Once responses to the consultation have been received and considered the order may be amended and the final proposals will be presented to the Executive for approval in the new year.
27. Whilst a PSPO is in force any existing local byelaws will cease to have effect. A PSPO can only be in effect for a period of up to 3 years; however, that period can be extended for a further 3 years if it continues to be necessary following review during its period of operation.

WHAT IS PROPOSED IN THE PSPO?

Fouling and means of pick up

28. A current PSPO is already in place for both fouling and means to pick up but it is due to expire on 31 March 2019. The proposed new PSPO will again include these two areas.

SCHEDULE 3
PARAGRAPH 8 EXCLUSION OF DOGS

This Order applies to the following Public Places in the Borough of Fareham

1. Between 1 May and 30 September inclusive in any year the following beach areas;
 - i). any area of beach between the promenade and Low Water Mark of Medium Tides and contained between the points enclosed with notional lines extending from the westernmost point of Hove To car park and Giblet Ore which is shown outlined in black on the accompanying plan.
 - ii). any area of beach between the promenade and Low Water Mark of Medium Tides and contained between the points enclosed with notional lines extending from the westernmost of Salterns Road car park and the Borough Boundary with Gosport which is shown outlined in black on the accompanying plan.
2. Any enclosed area designated solely for the purpose of children's play on which there is fixed play equipment or apparatus installed and where signage refers.
3. Any unenclosed area designated for the purpose of children's play on which there is fixed play equipment or apparatus installed and where signage refers. (*please refer to the plan(s)*)
 - i. Holly Hill Play Area
 - ii. Abbey Meadows Play Area

