

FAREHAM

BOROUGH COUNCIL

2018/19
Decision No.
2094

Record of Decision by Executive

Monday, 4 March 2019

Portfolio	Streetscene
Subject:	Dog Control Public Spaces Protection Order
Report of:	Director of Planning & Regulation
Corporate Priority:	Protect and enhance the environment

Purpose:

To seek Executive authorisation to make a Public Space Protection Order (PSPO), relating to dog control, in accordance with the Anti-Social Behaviour, Crime and Policing Act 2014.

On 07 March 2016, the Executive authorised the making of Public Spaces Protection Order (Dog Fouling) 2016. These can be made for a maximum duration of three years, after which it may be extended. The current PSPO will expire on 31 March 2019 unless extended. However, instead of extending the current order, the proposal is to introduce a new order that not only included dog fouling but other restrictions covering dog control as well.

On 05 November 2018, the Executive authorised the commencement of the required consultation on a Public Space Protection Order (PSPO) relating to dog fouling and control in the Borough. An 8-week consultation was undertaken from 19 November 2018 to 14 January 2019, the results of which are summarised in this report and in more detail in Appendix A.

1,168 people and organisations took part in the consultation, 65% of whom were dog owners. Most respondents strongly supported most of the proposals. However, there were mixed responses received for both the 'means to pick up' dog waste and the proposed 'extension of the summer dog exclusion zone at Hill Head'. There was also a suggested amendment to the Council's definition of people who rely on assistance dogs.

The draft Public Space Protection Order (Dog Control) has been amended to take account of the response to the public consultation. As a result, the controls relating to 'means for pick', extending the 'dog exclusion zone' on Hill Head beach and 'dogs on leads' on Cliff Road Promenade' have been removed from the original draft order.

The definition of those people who rely on 'assistance dogs' has also been amended to reflect the definition identified in the Equality Impact Assessment.

Options Considered:

A tabled item was presented in respect of this item to correct paragraph 11 to show that the % of respondents who felt that dog fouling had improved since the 'Oops out of Poops' campaign was launched was 57% and not 55%.

At the invitation of the Executive Leader, Councillor R H Price, JP, addressed the Executive on this item.

As recommendation.

Decision:

RESOLVED that the Executive agrees:

- (a) that the draft Public Spaces Protection Order presented to the Executive on 05 November 2018 is amended as follows:
 - i. the 'means of pick up' is excluded from the order;
 - ii. the proposed extension of the 'dog exclusion zone' on Hill Head beach is excluded from the order;
 - iii. the proposed 'dogs on lead' on Cliff Road Promenade is excluded from the order;
 - iv. alteration to the definition of people who rely on assistance dogs be included as per paragraph 31;
- (b) the making of the Public Spaces Protection Order (Dog Control) 2019 as contained in Appendix B of the report;
- (c) that delegated authority be given to the Head of Streetscene to carry out all necessary publicity required by virtue of the Anti-Social Behaviour, Crime and Policing Act 2014 (Publication of Public Spaces Protection Orders) Regulations; and
- (d) that the Health and Public Protection Scrutiny Panel be asked to review sports pitches across the Borough.

Reason:

To enable enforcement of dog control by way of a Fixed Penalty Notice throughout the Borough.

Confirmed as a true record:

Councillor SDT Woodward (Executive Leader)

Monday, 4 March 2019

FAREHAM

BOROUGH COUNCIL

2018/19
Decision No.
2095

Record of Decision by Executive

Monday, 4 March 2019

Portfolio	Health and Public Protection
Subject:	Parking Enforcement
Report of:	Director of Planning & Regulation
Corporate Priority:	Dynamic, prudent and progressive Council; Protect and enhance the environment

Purpose:

To inform the Executive that Hampshire County Council will be terminating the Agency Agreement for Decriminalised Parking Enforcement from 01 April 2020 in Fareham and to seek approval to undertake a review of the Parking Service.

On 09 February 2018, Hampshire County Council formally gave Fareham notice that they are terminating the Agency Agreement for Decriminalised Parking Enforcement with Fareham Borough Council. Despite that letter giving notice of termination of the agreement, it also indicated that Hampshire County Council were keen to negotiate a revised agreement with the Council with the aim of developing an agreement that would better reflect Hampshire County Council's current position and to provide a more consistent approach to on street enforcement county wide. Discussions at officer level continued in 2018 with a view to the progression of a revised agreement. However, a further letter was received in early January 2019, from Hampshire County Council which explained that as Fareham had handed back Traffic Management from the Council in 2017, the intention in respect of Fareham was to pass on-street enforcement from Fareham Borough Council to a specialist provider on behalf of Hampshire County Council as the Highway Authority. To understand the implications of Hampshire County Council's plans and how then to best deliver an off-street parking service only and address the potential financial deficit, a fundamental review of the parking service is considered necessary.

Options Considered:

At the invitation of the Executive Leader, Councillor R H Price, JP, addressed the Executive on this item.

As recommendation.

Decision:

RESOLVED that the Executive:

- (a) notes the intention of Hampshire County Council in respect of the future provision of On-street parking services in Fareham;
- (b) in view of the potential financial implications for the Council, agrees that a review of off-street parking be undertaken with the scope of the review as detailed in paragraph 13 of the Executive Briefing Paper; and
- (c) that Fareham Borough Council makes a formal representation to Hampshire County Council to disagree with their decision to not give the Council the opportunity to re-negotiate an Agency Agreement for the provision of on-street parking enforcement and to potentially bring in a specialist provider for the provision of on-street parking enforcement in Fareham as from 01 April 2020.

Reason:

To understand the implications of Hampshire County Council's plans and determine how best to deliver the off-street parking service from 01 April 2020.

Confirmed as a true record:

Councillor SDT Woodward (Executive Leader)

Monday, 4 March 2019

FAREHAM

BOROUGH COUNCIL

2018/19
Decision No.
2096

Record of Decision by Executive

Monday, 4 March 2019

Portfolio	Health and Public Protection
Subject:	Review of the Gambling Act 2005 Statement of Principles
Report of:	Director of Planning & Regulation
Corporate Priority:	Strong, safe, inclusive and healthy communities

Purpose:

This report sets out the Gambling Act 2005 Statement of Policy (Gambling Policy) that details the Council's approach to the provision of Gambling in the Borough. The Policy is reviewed every three years and this review has taken account of changes to legislation, regulations and guidance. The revised Policy is attached as Appendix A and is being presented to the Executive for recommendation to Council for adoption.

The Council has an existing Gambling Policy which, during this review, has been rewritten for ease of understanding. There have not been any substantive policy changes. The local areas profile has been reviewed and expanded upon. Local Risk Assessments are now required to be kept on gambling premises. The Policy sets out the standards and criteria for applications received according to the Gambling and how those applications will be determined and the licensing objectives promoted.

Options Considered:

As recommendation.

Decision:

RESOLVED that, having considered the revised Gambling Policy as detailed in Appendix A to the report, the Executive recommends it to Council for adoption.

Reason:

Section 349 of the Gambling Act 2005 ("the Act") requires the licensing authority to prepare and publish a Statement of Licensing Policy every three years. This outlines the general approach of the licensing authority when making licensing decisions under the Act and can be reviewed and revised by the authority at any time.

Confirmed as a true record:

Councillor SDT Woodward (Executive Leader)

Monday, 4 March 2019

FAREHAM

BOROUGH COUNCIL

2018/19
Decision No.
2097

Record of Decision by Executive

Monday, 4 March 2019

Portfolio	Planning and Development
Subject:	Local Development Scheme
Report of:	Director of Planning & Regulation
Corporate Priority:	(All Corporate Priorities)

Purpose:

To approve the Local Development Scheme (2019) for adoption.

Local Planning Authorities are required by legislation to prepare and maintain a Local Development Scheme (LDS). The purpose of the Fareham Borough LDS is to set out the timetable for producing the Fareham Borough Local Plan Review and the Authority Monitoring Reports (AMR).

An up-to-date LDS ensures that the community and other interested parties are aware of the programme for preparing the Fareham Local Plan 2036 and importantly when there will be opportunities to respond to consultations on it.

The timetable set out in the LDS aims for the adoption of the Fareham Local Plan 2036 in early 2021, beginning with a consultation in Spring 2019 focusing on options to address the issue of meeting the additional housing need.

Options Considered:

As recommendation.

Decision:

RESOLVED that the Executive agrees:

- (a) to adopt the Fareham Borough Local Development Scheme 2019 as set out in Appendix A to the report; and
- (b) that the Director of Planning and Regulation is authorised to make any necessary minor changes to the Local Development Scheme, providing that these do not change the overall direction, shape or emphasis of the document, prior to the document being published on the Council's website.

Reason:

To meet the Council's statutory responsibility for setting out an up-to-date timetable for the production of the Fareham Local Plan 2036, so that local communities and interested parties can keep track of progress.

Confirmed as a true record:

Councillor SDT Woodward (Executive Leader)

Monday, 4 March 2019

FAREHAM

BOROUGH COUNCIL

2018/19
Decision No.
2098

Record of Decision by Executive

Monday, 4 March 2019

Portfolio	Policy & Resources
Subject:	Business Rates Discretionary Relief
Report of:	Director of Finance & Resources
Corporate Priority:	Dynamic, prudent and progressive Council; Maintain and extend prosperity

Purpose:

To consider changes to the Council's Business Rate Discretionary Relief Policy which will allow additional assistance to eligible businesses.

The Chancellor has introduced several discretionary measures with the aim to assist businesses with the cost of Business Rates.

All these measures fall outside Fareham's existing discretionary rate relief policy, this report seeks to vary that policy to incorporate the following changes:

Revaluation Relief

Agree the continuation of Revaluation Relief which supports businesses who have suffered the largest increases in their Business Rate Bills following the 2017 revaluation. Fareham has a reduced maximum grant of £36,000 to distribute in 2019/2020 and £5,000 in 2020/21.

Newspaper Relief

Agree the continuation of the Business Rate discount for office space occupied by local newspapers, this relief of up to £1,500 has now been extended until 31 March 2020.

Retail Relief

Agree the new award of Retail Relief for Businesses which could reduce the Business Rates payable for eligible properties by up to one third.

The Government will fully reimburse local authorities for the local share of the discretionary relief granted.

Options Considered:

As recommendation.

Decision:

RESOLVED that the Executive agrees to a variation to the Business Rate Discretionary Relief Policy to allow relief to be granted in the specific circumstances detailed in the report from 01 April 2019.

Reason:

To offer reductions in Business Rates payable which will give financial assistance to businesses in accordance with government requirements.

Confirmed as a true record:

Councillor SDT Woodward (Executive Leader)

Monday, 4 March 2019

FAREHAM

BOROUGH COUNCIL

2018/19
Decision No.
2099

Record of Decision by Executive

Monday, 4 March 2019

Portfolio	Policy & Resources
Subject:	D-Day 75 Community Event
Report of:	Head of Leisure and Corporate Services
Corporate Priority:	Strong, safe, inclusive and healthy communities

Purpose:

To outline plans to commemorate the 75th anniversary of D-Day.

At the December 2016 Executive meeting, two events to commemorate two important anniversaries at Daedalus were approved, the first being the 100th anniversary of flying at Daedalus and the second, the 75th anniversary of D-Day.

Fareham's 75th anniversary of D-Day event is proposed to take place over two days. It will provide a unique opportunity to publicly commemorate the anniversary, raise awareness of the history of the airfield and attract new interest from the flying community.

Options Considered:

As recommendation.

Decision:

RESOLVED that the Executive approves:

- (a) the Council's plan for a two-day community event to commemorate the 75th D-Day Anniversary; and
- (b) an increase in the event budget from £30,000 to £60,000, to enable the event to take place over two days.

Reason:

To provide a fitting two-day community event to commemorate the 75th anniversary of D-Day.

Confirmed as a true record:

Councillor SDT Woodward (Executive Leader)

Monday, 4 March 2019

FAREHAM

BOROUGH COUNCIL

2018/19
Decision No.
2100

Record of Decision by Executive

Monday, 4 March 2019

Portfolio	Policy & Resources
Subject:	Citizen of Honour Nominations
Report of:	Head of Leisure and Corporate Services
Corporate Priority:	Strong, safe, inclusive and healthy communities

Purpose:

This report presents nominations for consideration under the Council's annual Citizen and Young Citizen of Honour Awards 2019.

The Citizen of Honour Award was introduced in November 1996. Five years later, the scheme was extended to recognise the efforts of younger residents under the age of 18 through the Young Citizen of Honour Award.

Over the last 22 years, the award has honoured 95 residents of the Borough, with nomination being received from all areas of Fareham.

This year, the Council has received 22 nominations overall. There are 16 nominations for the Citizen of Honour Award (18 and over) and 6 nominations for the Young Citizen of Honour Award (under 18).

In order to encourage resident participation in future years, those who put someone forward for nomination this year, will be invited to do so again next year if their candidate does not win the 2019 award. The Executive reserves the right to increase the number of candidates who are honoured in future awards, provided a higher number of nominations are received.

Options Considered:

As recommendation.

Decision:

RESOLVED that the Executive agrees:

- (a) that candidates 5, 7, 11, 13, 14 & 16 are selected from the nominations at confidential Appendix A to be formally recognised as Citizens of Honour 2019;
- (b) that candidates 17, 18 & 20 are selected from the attached nominations at Confidential Appendix B, as Young Citizens of the year; and
- (c) that the persons listed as numbers 5, 7, 11, 13, 14, 16, 17, 18 & 20 in the confidential Appendices A and B of the report be selected for the annual Citizen of Honour and Young Citizen of Honour Awards 2019.

Reason:

The Citizen of Honour and Young Citizen of Honour Awards are valuable initiatives for rewarding local residents for their community service and for recognising the important contribution and difference that they have made to the lives of others. The Young Citizen of Honour category also recognises young people who have overcome severe personal difficulties or who give up their time to care for family or friends.

Confirmed as a true record:

Councillor SDT Woodward (Executive Leader)

Monday, 4 March 2019

FAREHAM

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2018/19
Decision No.
2102

Record of Decision by Executive

Monday, 4 March 2019

Portfolio	Policy & Resources
Subject:	Irrecoverable Debts
Report of:	Director of Finance & Resources
Corporate Priority:	Dynamic, prudent and progressive Council

Purpose:

This report proposes the approval of the write-off of certain debts over £5,000 which are considered to be irrecoverable.

The confidential Appendix A to the report lists the debts that are considered irrecoverable. Every effort has been made to recover the debts and there is no further legal action that can be taken, where it is applicable.

Options Considered:

As recommendation.

Decision:

RESOLVED that the Executive agrees that the debts listed in Appendix A to this report be written off as irrecoverable.

Reason:

There is no further legal action that can be taken to collect the debt or exceptional circumstances apply that justify the non-collection of the debt.

Confirmed as a true record:

Councillor SDT Woodward (Executive Leader)

Monday, 4 March 2019