

## **PLANNING COMMITTEE**

**TUESDAY, 17 APRIL 2012**

PRESENT: - Councillors Dale Heenan (Chair), Junab Ali, Steve Allsopp, Alan Bishop, Doreen Dart, Fionuala Foley, Brian Ford, Colin Lovell and David Wren.

Apologies for absence were received from Councillors Vera Tomlinson and Nicky Sewell.

### **134. Declarations of Interest**

There were no declarations of interest

### **135. Exempt Items - Exclusion of Press and Public**

That, in accordance with Section 100A(4) of the Local Government Act 1972, the public be excluded during the discussion of the matters referred to in the items listed below, on the grounds that they involve the likely disclosure of exempt information, as defined in the respective paragraph of Part 1 of Schedule 12A of the Act, and the public interest in maintaining the exemption outweighs the public interest in disclosing the information".

<u>Minute No.</u>	<u>Paragraph No.</u>
<b>140</b>	<b>1 and 2</b>

### **136. Minutes**

Resolved – That the minutes of the meeting held on 13<sup>th</sup> March 2012 be confirmed and signed.

### **137. Public Question Time**

Carole Bent, Marlborough Lane, asked a series of questions, including:

- 1) Is the Committee aware that the local planning authority has powers under the Town and Country planning Act 1990 to revoke a planning permission, in cases where information comes to light demonstrating that that the planning committee were ( whether intentionally or unintentionally) given misleading information that influenced their decision.
- 2) Please confirm what the criteria would be for the council to enact its powers in relation to revoking the Croft school Application? ( Planning Committee)
- 3) What formal opportunity would there be for a member of the public to provide evidence of misleading information.
- 4) Is it the duty of Councillors or Officers to uncover any misleading information?
- 5) What happens if it shown that a traffic assessment was provided with an incorrect catchment area

The Chair, Richard Bell and Kehinde Awojobi responded to all questions at the meeting.

Muriel Stirling, Old Town, asked what mitigations there were if a project was granted permission at full or not full capacity.

Kehinde Awojobi and Claire Cornelius responded at the meeting.

The Chair read a series of questions concerning the Local Plan from David Jones and The Chair, Richard Bell and Claire Cornelius responded at the meeting.

### **138. Determination of Planning and Related Applications**

The Committee considered: -

- (a) Applications for permission to develop;
- (b) Recommendations of the Director of Planning and Transport;
- (c) The views of interested persons set out in the report circulated with the Committee Agenda;
- (d) The comments of Councillor Wright in respect of application numbered S/11/1610

Resolved – (1) That, in respect of application numbered S/11/1610; (a) permission to develop be granted, subject to the conditions listed in the Committee Report, and the following amended condition:

#### Amended Condition:

2 No part of building shall be used as a social club outside the hours of 08:00am - 10:00pm Sunday to Thursday and 08:00am to 11:00pm Friday and Saturdays.

Reason: In the interest of residential amenity.

Relevant Policy: Swindon Local Plan 2011 DS6 (2006).

(b) That the Licencing Committee note that in considering any licencing requests for this property that gambling may be taking place on the premises.

(2) That permission to develop be granted in respect of application numbered S/11/1733 subject to the conditions set out in the Committee report and with the corrected plan (Rev D) inserted.

### **139. Planning Agreements**

The Director of Law and Democratic Services submitted a report concerning the current position in relation to Planning Agreements authorised by members, or by officers under delegated powers, which need to be completed before planning permission can be issued. The report also sets out details relating to Unilateral Planning Obligations (“Unilateral Undertakings”) accepted in lieu of Planning Agreements.

Resolved – That the report be noted.

### **140. Enforcement**

The Director of Law and Democratic Services submitted a report concerning the current position in relation to enforcement action authorised either by members or by officers under delegated powers.

Resolved – That the report be noted.