

WARWICK DISTRICT COUNCIL

Minutes of the meeting held on Wednesday 27 February 2002 at the Town Hall, Royal Leamington Spa at 6.00 pm.

PRESENT: Councillors Mrs Begg, Boad, Mrs Boad, Butler, Byrd, Caborn, Cleaver, Cockburn, Coker, Mrs Compton, Copping, Crowther, Darmody, Davis, Doody, Dove, Dray, Mrs Edwards, Mrs Evans, Evans, Ms Flanagan, Gifford, Gill, Golby, Mrs Goode, Hammon, Harris, Mrs Hodgetts, Holland, Kent, Kohler, Mrs Leddy, MacKay, Mrs Mcfarland, Mrs Pavier, Roberts, Shilton, Short, Tamlin and Windybank.

In the absence of the Chairman of the Council, the Vice Chair (Councillor Gill) took the Chair.

669. **PRAYER**

A prayer was offered by the Chairman's Chaplain.

670. **APOLOGIES**

Apologies for absence were received from Councillors Aujla, Guest, Kirton, Talbot and Thomas.

671. **MINUTES**

The minutes of the meeting of the Council held on 2 January 2002, were taken as read, approved and signed by the Vice Chair.

672. **COMMUNICATIONS AND ANNOUNCEMENTS**

- (A) The Vice-Chair reported that a letter had been received from Buckingham Palace acknowledging the Chairman's greetings and congratulations to Her Majesty Queen Elizabeth II on the Golden Jubilee of her ascension to the throne.
- (B) The Vice-Chair reported that a message of condolence had been sent to her Majesty Queen Elizabeth II and members of the Royal Family on the death of HRH Princess Margaret. The Council then stood in silence for one minute as a mark of respect.

673. **QUESTIONS PURSUANT TO STANDING ORDER 7 (2)**

- (A) From Councillor R E Tamlin to the Chair of the Planning Committee:-

"The planning brief for Warwick Gates, which is in Bishop's Tachbrook, Warwick South and Whitnash wards, shows the required sports pitch provision off site at Harbury Lane in Bishop's Tachbrook ward. The signed S106 agreement secures the land and funding to develop as grass pitches, available when occupation at Warwick Gates passes a threshold.

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Can I be told:

- (a) Has the occupancy threshold been passed? If so when, and what is the developer's financial contribution?
- (b) What is the time limit within which the funding must be used? What will be the result of not proceeding before the time limit expires?
- (c) What is planned to take place at Harbury Lane to discharge the brief and when will it occur?"

In the absence of the Chair of the Planning Committee, the Vice-Chair, Councillor Mrs J Compton replied:-

- "(a) The Council may claim the sum of £ 291,518 (index linked from the date of the agreement - 22nd October 1997) from the developer for the laying out of the formal playing field area and ancillary changing / parking facilities. This money can only be claimed once a contract to carry out these works has been let. The agreement also stipulates that the Council must claim this money within three years of the occupation of the 700th dwelling. This threshold was reached in March 2001.
- (b) The funds will only be available to be claimed up to 31st March 2004. In theory if we do not proceed by the above date the developer is released from the obligation and the finance may be lost.
- (c) The Council's Legal Services Business Unit is currently working on the conveyance required to transfer the Harbury Lane site to the Council's ownership. It is estimated that this process will be completed by June 2002.

The project will then require detailed design and the preparation of a planning application for the development, when this has been completed the contract to undertake the works can be let and the monies from the developer sought.

A preliminary plan has indicated that the site will provide 2 football pitches, two rugby pitches and a cricket square. A changing facility and car parking will also be necessary."

In a supplementary question, Councillor Tamlin asked the Vice-Chair:-

"I think it is useful to know that we have until the end of March 2004 to claim the £291,000 before it is lost to the public purse. The occupancy threshold was passed about a year ago. Can I be assured now that the matter has

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been finally resolved on what is to be developed at Harbury Lane, that the legal work and the other matters will be progressed with all urgency to deliver these pitches for the benefit of the Warwick Gates community at the earliest possible opportunity."

In reply, Councillor Mrs Compton said:-

"I am very happy to give Councillor Tamlin that assurance. Matters will be proceeded now with all speed and I have spoken with the Head of Planning and matters will be progressed as soon as they possibly can."

674. THE EXECUTIVE

It was moved by Councillor Dove and duly seconded that

- (1) The reports of the Executive meetings dated 14 January and 11 February 2002 be approved and adopted; and
 - (2) In accordance with normal practice, the Council agreed the budget under minute 656 of the meeting of 11 February 2002 first, together with the report of the Responsible Financial Officer under item number 7 on the agenda which took account of the precept received from Shrewley Parish Council.
- (A) Council Tax - Calculation of Warwick District Element 2002/03 (minute 656)

RESOLVED that

- (1) The recommendation set out in minute 656 be adopted;
- (2) In accordance with the report from the Responsible Financial Officer, it be noted that for the year 2002/03 the Warwickshire County Council and the Warwickshire Police Authority have stated the following amounts in precepts issued to the Council in accordance with section 40 of the Local Government Finance Act 1992 for each of the categories of dwellings shown below:-

Band	Warwickshire County Council £	Warwickshire Police Authority £
A	534.0299	67.8543
B	623.0349	79.1633
C	712.0399	90.4724
D	801.0448	101.7814
E	979.0548	124.3995
F	1,157.0648	147.0176
G	1,335.0747	169.6357
H	1,602.0897	203.5629

- (3) Having calculated the aggregate in each case of the

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amounts at the above paragraph and the amounts required under section 36(1) of the Local Government Finance Act 1992, the Council in accordance with section 30(2) of the Act hereby sets the amounts shown in Appendix "A" as the amounts of council tax for the year 2002/03 for each of the categories of dwellings shown.

(B) The original motion was then put to the meeting and declared carried.

675. **COMMUNITY SCRUTINY COMMITTEE**

It was moved by Councillor Doody, duly seconded and

RESOLVED that the reports of the Community Scrutiny Committee dated 8 January and 5 February 2002, be approved and adopted.

676. **ENVIRONMENT SCRUTINY COMMITTEE**

It was moved by Councillor Mrs Compton, duly seconded and

RESOLVED that the reports of the Environment Scrutiny Committee dated 8 January and 8 February, 2002, be approved and adopted.

677. **RESOURCES SCRUTINY COMMITTEE**

It was moved by Councillor Caborn, duly seconded and

RESOLVED that the reports of the Resources Scrutiny Committee dated 8 January and 5 February 2002, be approved and adopted.

678. **REGULATORY COMMITTEE**

It was moved by Councillor Shilton, duly seconded and

RESOLVED that the report of the Regulatory Committee dated 10 January 2002, be approved and adopted.

679. **STANDARDS COMMITTEE**

It was moved by Councillor Mrs Boad, duly seconded and

RESOLVED that the report of the Standards Committee dated 16 January 2002, be approved and adopted.

680. PLANNING COMMITTEE

It was moved by Councillor Mrs Compton, duly seconded and

RESOLVED that the reports of the Planning Committee dated 9 and 28 January 2002, be approved and adopted subject to the inclusion in Appendix A to minute 582 of Councillor Tamlin having declared a non pecuniary, substantial interest and having left the room during the consideration of the planning applications in respect of The Meadow, Kingsley Road, Bishops Tachbrook (W20010670) and Aylesford School, Shelley Avenue, Warwick (W20010813)

681. NOTICES OF MOTION

It was moved by Councillor W L Gifford and duly seconded:-

"This Council believes that before extending GATS (the General Agreement on Trade in Services) the government should consider the possible effects of GATS upon the provision of public services, especially at the local level. This Council asks the Chief Executive to write to the Secretary of State for the Environment, Transport and the Regions with the following questions:

1. Which Council services will be affected by GATS?
2. What will be the effect on procurement, planning and sustainable development?

This Council should write to the local MP's James Plaskitt and Andy King, asking them to take up the issue and should express its concern to the LGA."

RESOLVED that the motion stand referred to the Executive.

682. COMMON SEAL

It was

RESOLVED that the Common Seal of Warwick District Council be affixed to such deeds and documents as may be required for implementing decisions of the Council arrived at this day.

(The meeting ended at 8.30 pm)

CHAIRMAN

COUNCIL MINUTES (Continued)

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