

Leader

No	Decision	Reason	Key	Confidential	Date Taken
874/18	This EDR relates to a previous EDR ref BSA/18. To additionally contribute £5,000 from Growth Point Reserve to notably add value to the commissioning of a landscape plan for the Westlands, in conjunction with the Environment Agency.	Further to the previous EDR, the Council now has the opportunity to significantly increase the scope of the landscape plan for the Westlands. This will include a greater level of design elements, costings and visualisations. The total cost for the landscape plan is £42,000. The Council would contribute an additional £5,000, bringing its total contribution to £15,000, (35.7% of the cost).	No	No	29/03/2018

Deputy Leader (Planning)

No	Decision	Reason	Key	Confidential	Date Taken
870/18	To agree and publish the attached decision statement, sending the Shobnall Neighbourhood Plan (NPF) to Referendum on 7th June 2018.	The Parish Council consulted on a pre-submission version of their draft Neighbourhood Development Plan between 13th October 2015 and 3rd December 2016, fulfilling all the obligations set in Regulation 14. The Parish Council submitted their Neighbourhood Development Plan to East Staffordshire Borough Council in August 2017 in accordance with Regulation 15. The Borough Council published the submitted Neighbourhood Development Plan and its supporting documents for 6 weeks between 23rd August and 4th October 2017 in accordance with Regulation 16. Tim Jones was appointed to examine the Neighbourhood Plan, and the Examination took place in October and November 2017. The Examiner concluded he was satisfied that the Neighbourhood Development Plan was capable of meeting the legal requirements set out in the Localism Act 2011, including meeting the Basic Conditions, subject to the modifications set out in his report. Schedule 4B 112 to the Town and Country Planning Act 1990 requires a local authority must consider each of the recommendations made in the Examiner's report and decide what action to take in response to each recommendation. If the authority is satisfied that, subject to the modifications made, the draft Neighbourhood Development Plan meets the legal requirements and Basic Conditions as set out in the legislation, a referendum must be held on the making of the Neighbourhood Development Plan by the Borough Council. If the local authority is not satisfied that the Neighbourhood Development Plan meets the Basic Conditions and legal requirements then it must refuse the proposal. A referendum must take place and a majority of residents must vote in favour of the Neighbourhood Development Plan before it can be 'made'. The Basic Conditions are: 1. No right to national policy and guidance from the Secretary of State. 2. Contributes to sustainable development. 3. Is in general conformity with the strategic policy of the development plan for the area or any part of that area. 4. Does not breach or otherwise conflict with EU obligations - this includes the SEA Directive of 2001/42/EC. 5. The making of the Neighbourhood Plan is not likely to have a significant effect on a European site (as defined in the Conservation of Habitats and Species Regulations 2010) or a European offshore marine site (as defined in the Offshore Marine Conservation (Natural Habitats - EC Regulations 2007) (6)) (either alone or in combination with other plans or projects). It is the responsibility of the Local Authority to consider each of the recommended modifications made by the examiner and decide whether they meet the basic conditions, and make the changes to the plan necessary. The decision statement goes through each modification in turn and includes the Council's response. The Council has accepted the East Staffordshire Borough Council has a duty as a Competent Authority under the Conservation of Habitats Regulations 2010 (Habitat Regulations) to ensure that the Local Plans and planning application decisions comply with the Habitats Regulations. East Staffordshire has been on the Cannoek Chase SAC Partnership since 2011 and a Memorandum of Understanding setting out the terms of reference and roles and responsibilities was signed in 2016. Evidence commissioned by the SAC Partnership suggests that the planned level of growth as set out in the Local Plans within a significant effect on the designated site. The greater part of this effect would arise from development within 0.5km zone as it has been determined through research that this zone would contribute the most visitors to the SAC. The effect of increased visitor numbers consists of additional damage from site use and vehicle emissions. In granting planning permission the Local Planning Authorities must comply with their duty under the Habitats Regulations as Competent Authorities to ensure appropriate mitigation is delivered prior to developments being built and new visits generated. Therefore SAC partners have agreed to formally support the evidence base reports and acknowledge a 15km Zone of Influence, with financial contributions being sought in the 0.5km zone only. Contributions in this zone would mitigate all planned development within the 15km Zone of Influence. For larger unknown and unplanned proposals in this zone, additional impacts should be investigated further on a case by case basis. The Local Plan includes a policy relating to European Sites and requires with specific regard to developments likely to impact Cannoek Chase SAC that they mitigate any adverse impacts through financial contributions. The Cannoek Chase SAC Guidance has been prepared to set out where mitigation will be sought, and the level of contribution. The guidance has been prepared in partnership and is consistent with other relevant local planning authority guidance.	No	No	25/04/2018
880/18	To publish the Cannoek Chase SAC Guidance to mitigate.	The NNPF aims to conserve heritage assets and their settings in a manner appropriate to their significance. The intention of the Heritage Impact Assessment Guidance Notes (Appendix 3) is to give an understanding of the nature, extent and importance of a heritage asset and its setting, so that the potential impact of change on its significance can be properly judged, as well as to help inform successful design. 'Heritage Assets' are defined as: *Listed Buildings *Conservation Areas *Scheduled Ancient Monuments *Registered Historic Parks and Gardens *Battlefields *Other non-designated sites and buildings of local architectural, historic or archaeological interest as determined by the local authority, such as non-listed farm buildings, chapels, archaeological sites and locally important historic parks and gardens. The Guidance Note explains what information should be submitted as part of an Assessment of Significance which will form part of the Heritage Statement necessary for validation. The Guidance Note is supplemented at the end with useful links to on line heritage information at a national or local level which will assist applicants in being able to find the relevant information. To assist with structuring an assessment a proforma (Appendix 2) has been produced to accompany the guidance notes which can be used when submitting an application. The proforma is only intended as a guide and does not have to be used. Where a proposed change is minor an assessment might just be a short paragraph and could be included as part of a Design and Access Statement. For more significant proposals it might need to be a supplementary document with additional reports, studies, historic information, photographs and any other information where relevant.	No	No	25/04/2018
881/18	Adopt a Heritage Impact Assessment Guidance Note, as guidance.	The NNPF aims to conserve heritage assets and their settings in a manner appropriate to their significance. The intention of the Heritage Impact Assessment Guidance Notes (Appendix 3) is to give an understanding of the nature, extent and importance of a heritage asset and its setting, so that the potential impact of change on its significance can be properly judged, as well as to help inform successful design. 'Heritage Assets' are defined as: *Listed Buildings *Conservation Areas *Scheduled Ancient Monuments *Registered Historic Parks and Gardens *Battlefields *Other non-designated sites and buildings of local architectural, historic or archaeological interest as determined by the local authority, such as non-listed farm buildings, chapels, archaeological sites and locally important historic parks and gardens. The Guidance Note explains what information should be submitted as part of an Assessment of Significance which will form part of the Heritage Statement necessary for validation. The Guidance Note is supplemented at the end with useful links to on line heritage information at a national or local level which will assist applicants in being able to find the relevant information. To assist with structuring an assessment a proforma (Appendix 2) has been produced to accompany the guidance notes which can be used when submitting an application. The proforma is only intended as a guide and does not have to be used. Where a proposed change is minor an assessment might just be a short paragraph and could be included as part of a Design and Access Statement. For more significant proposals it might need to be a supplementary document with additional reports, studies, historic information, photographs and any other information where relevant.	No	No	25/04/2018
886/18	To 'Make' the Shobnall Neighbourhood Plan after successful referendum on 7th June 2018.	The Shobnall Neighbourhood Plan Referendum was held on Thursday 7th June. The results are as follows: *Yes: 80.3% *No: 9.7% *Doubtful: None *Returned: 9.5% The referendum result was a 'yes' vote of more than 50% therefore in accordance with section 38A(4) of the Planning and Compulsory Purchase Act 2004 Act (and Regulation 19 of the Neighbourhood Planning (General) Regulations 2012) the local planning authority must publish a Decision Statement setting out the decision (please see the separate 'Decision Statement') and the reason for making that decision. The LPA must also send a copy of the decision statement to the qualifying body and any person who asked to be notified of the decision. Regulation 20 of the neighbourhood planning regulations states that the LPA must publish the neighbourhood plan on their website and details of where a copy can be inspected.	No	No	14/06/2018

Deputy Leader (Regulatory Services)

No	Decision	Reason	Key	Confidential	Date Taken
882/18	To give permission for the publishing of a Statement of Intent on the Council's website which will allow the charity the Cold to work with participating Energy suppliers in the area to apply the Flexible Eligibility criteria and reach up to 10% of their Affordable Warmth targets in households that fall outside of the eligibility criteria under the government's Energy Company Obligation scheme.	To support the government's Energy Company Obligation scheme which aims to reduce carbon emissions and tackle fuel poverty.	No	No	02/05/2018
887/18	To approve the introduction of charges for requested food hygiene reviews and enhanced food business advice and compliance service.	There are 1200 registered food businesses within East Staffordshire with an average of 140 new businesses opening each year. Approximately 17 requests for reviews are received each year from food businesses wanting to improve their food hygiene rating. The majority of food businesses within East Staffordshire are generally compliant, with the majority of businesses rated either as a 4 or 5, however these businesses that experience a reduction in rating have often expressed concerns over the length of time that are required to wait for a re-visit due to the 3 month stand still period. Due to the popularity and publicity of Rate my Place and the Food Hygiene Rating Scheme, businesses have often said that a poor rating has a major effect on their businesses. It is therefore proposed to introduce a self-funding chargeable food advice service to support food businesses and improve food hygiene standards within East Staffordshire. It is proposed to offer: *A re-inspection service for businesses that request re-rating under the food hygiene rating scheme. This will be undertaken within three	No	No	13/06/2018

Deputy Leader (Cultural Services)

No	Decision	Reason	Key	Confidential	Date Taken
884/18	Adoption of minor amendments to Safeguarding Children and Adults at Risk of Abuse and Neglect Policy.	Minor changes to legislation and safeguarding procedures.	No	No	16/06/2018