

Regulatory Committee

Date: Tuesday 6 August 2024
Time: 10.30 am
Venue: Committee Room 2, Shire Hall

Membership

Councillor Robert Tromans (Chair)
Councillor John Cooke (Vice-Chair)
Councillor Jeff Clarke
Councillor Judy Falp
Councillor Dave Humphreys
Councillor Andy Jenns
Councillor Dale Keeling
Councillor Justin Kerridge
Councillor Chris Mills
Councillor Caroline Phillips
Councillor Tim Sinclair
Councillor Adrian Warwick

Items on the agenda: -

1. General

(1) Apologies

To receive any apologies from Members of the Committee.

(2) Disclosures of Pecuniary and Non-Pecuniary Interests

(3) Minutes of Previous Meetings

5 - 10

2. Delegated Decisions

11 - 12

Members are asked to note the applications dealt with under delegated powers since the last meeting.

3. Appointment of Director to Warwickshire Legal Services Ltd

13 - 14

Monica Fogarty
Chief Executive
Warwickshire County Council
Shire Hall, Warwick

Disclaimers

Webcasting and permission to be filmed

Please note that this meeting will be filmed for live broadcast on the internet and can be viewed on line at warwickshire.public-i.tv. Generally, the public gallery is not filmed, but by entering the meeting room and using the public seating area you are consenting to being filmed. All recording will be undertaken in accordance with the Council's Standing Orders.

Disclosures of Pecuniary and Non-Pecuniary Interests

Members are required to register their disclosable pecuniary interests within 28 days of their election of appointment to the Council. Any changes to matters registered or new matters that require to be registered must be notified to the Monitoring Officer as soon as practicable after they arise.

A member attending a meeting where a matter arises in which they have a disclosable pecuniary interest must (unless they have a dispensation):

- Declare the interest if they have not already registered it
- Not participate in any discussion or vote
- Leave the meeting room until the matter has been dealt with
- Give written notice of any unregistered interest to the Monitoring Officer within 28 days of the meeting

Non-pecuniary interests relevant to the agenda should be declared at the commencement of the meeting.

The public reports referred to are available on the Warwickshire Web
<https://democracy.warwickshire.gov.uk/uuCoverPage.aspx?bcr=1>

Public Speaking

Any member of the public who is resident or working in Warwickshire, or who is in receipt of services from the Council, may speak at the meeting for up to three minutes on any matter within the remit of the Committee. This can be in the form of a statement or a question. If you wish to speak please notify Democratic Services in writing at least three working days before the meeting. You should give your name and address and the subject upon which you wish to speak. Full details of the public speaking scheme are set out in the Council's Standing Orders.

COVID-19 Pandemic

Any member or officer of the Council or any person attending this meeting must inform Democratic Services if within a week of the meeting they discover they have COVID-19 or have been in close proximity to anyone found to have COVID-19.

This page is intentionally left blank

Regulatory Committee

Tuesday 2 April 2024

Minutes

Attendance

Committee Members

Councillor Jill Simpson-Vince (Chair)
Councillor John Cooke (Vice-Chair)
Councillor Andy Jenns
Councillor Justin Kerridge
Councillor Chris Mills
Councillor Adrian Warwick

Officers

Ross Caws, Head of SEND & Inclusion
John Cole, Senior Democratic Services Officer
Caroline Gutteridge, Senior Solicitor – Legal Service Manager, Commercial and Regulatory
Georg Urban, Planning Officer

1. General

(1) Apologies

Apologies for absence were received from Councillors Jeff Clarke, Judy Falp, David Humphreys, Caroline Phillips, and Tim Sinclair.

(2) Disclosures of Pecuniary and Non-Pecuniary Interests

There was none.

(3) Minutes of the Previous Meeting

The minutes of the meeting held on 12 March 2024 were approved as an accurate record.

2. Delegated Decisions

Members noted the delegated decision made by officers since the last meeting as set out in the report.

3. Application under Section 73 of the Town and Country Planning Act (as amended) seeking permission for the variation of condition 2 of planning permission RBC/22CC007 for a new fire rescue training centre including a 'hot smoke house' Minerva fire simulation training facility, a welfare building, on-site parking, road way, fencing and planting, Warwickshire County Council owned land, former Land & Chippings site, Paynes Lane, Rugby, CV21 2UH

Georg Urban (Planning Officer) introduced the report, stating that the application had been deferred by the Committee in January 2024 pending additional information. This had now been received. He advised that the application was made under Section 73 of the Town and Country Planning Act 1990 to vary one of the conditions attached to a previously granted permission.

Georg Urban advised that the original application had been approved by the Committee in June 2023. Approval was now sought to carry out the development without complying with certain conditions which had been attached to the previous permission. In these circumstances, it was necessary for the Committee to consider only the revised conditions. In this instance, some changes to the site layout were proposed alongside changes to the design of one of the buildings. Permission for an additional building on the site was also sought by the applicant. He provided a description of the site and its location.

Georg Urban provided an overview of the proposed site layout, highlighting changes from the existing permission. Minor amendments to the dimensions and design of the welfare building were proposed, as well as construction of a single storey equipment store building. Landscaping work was also proposed including soil mounds on the western, southern, and eastern parts of the site. These would be formed from material excavated from the site following removal of the existing hardstanding. The mounds would be no higher than 1.5m. The design of the fire simulation training facility was unchanged from the original planning application. The impact of these changes had been considered and deemed to be acceptable. No objections had been received from consultees or from members of the public.

Georg Urban advised that no objection had been raised by the Highway Authority. In its consultation response to the previous application, the Highway Authority had recommended a condition that use of the facility be restricted to Warwickshire Fire and Rescue Service (WFRS). This condition had been carried over to the revised application. He reported that neighbouring residential properties and businesses had been notified by letter, site notices had been displayed, and a press advert had been published. No representations had been received. The proposal was in accordance with the relevant planning policy considerations.

The Chair stated that, in January 2024, the Committee had deferred coming to a decision on the revised application pending receipt of additional information including the proposed revised designs for the welfare building. She reminded members that questions should be limited to the elements of the application which had been modified – these were the proposed landscaping, new equipment store building, and redesigned welfare building.

There were no questions and the Committee proceeded to discussion of the application.

Councillor Warwick stated that, as it was an application under Section 73 of the Town and Country Planning Act, the principle of the development had been approved. The proposed modifications were not significantly different to what had already been agreed.

The recommendation was proposed by Councillor Warwick and seconded by Councillor Mills. A vote was held, and the Committee voted unanimously in favour of the recommendation.

Resolved:

That the Regulatory Committee authorises the grant of a planning permission for the construction of a new fire rescue training centre including a 'hot smoke house' Minerva fire simulation training facility, a welfare building, onsite parking, roadway, fencing, and planting, without complying with condition 2 of planning permission reference RBC/22CC007 (development to be carried out in accordance with the approved plans and details), subject to the conditions and for the reasons contained within Appendix B of the report of the Executive Director for Communities.

4. Reports Containing Confidential or Exempt Information

Resolved:

That members of the public be excluded from the meeting for the items mentioned below on the grounds that their presence would involve the disclosure of exempt information as defined in paragraphs 1 and 2 of Part 1 of Schedule 12A of the Local Government Act 1972.

5. Proposed Settlement Following the Decision of the Local Government and Social Care Ombudsman

The Committee held a confidential discussion.

The meeting rose at 10:58.

.....
Chair

This page is intentionally left blank

Regulatory Committee

Tuesday 14 May 2024

Minutes

Attendance

Committee Members

Councillor Robert Tromans (Chair)
Councillor John Cooke (Vice-Chair)
Councillor Jeff Clarke
Councillor Dave Humphreys
Councillor Andy Jenns

Councillor Justin Kerridge
Councillor Chris Mills
Councillor Caroline Phillips
Councillor Tim Sinclair
Councillor Adrian Warwick

1. General

(1) Apologies

Apologies were received from Councillor Judy Falp and Councillor Dale Keeling.

(2) Disclosures of Pecuniary and Non-Pecuniary Interests

None.

2. Election of Chair

Councillor Chris Mills proposed that Councillor Rob Tromans be appointed as Chair. This was seconded by Councillor Tim Sinclair and unanimously approved by members.

Resolved

That Councillor Rob Tromans be appointed Chair of the Regulatory Committee for the ensuing municipal year.

3. Election of Vice-Chair

Councillor Rob Tromans proposed that Councillor John Cooke be appointed as Vice-Chair. This was seconded by Councillor Jeff Clarke and unanimously approved by members.

Resolved

That Councillor John Cooke be appointed Vice-Chair of the Regulatory Committee for the ensuing municipal year.

This page is intentionally left blank

Regulatory Committee – 6 August 2024

Applications Dealt with Under Delegated Powers

Recommendation

That the Regulatory Committee notes the content of the report

Delegated Powers

C. APPLICATIONS DEALT WITH UNDER DELEGATED POWERS		
Application reference & valid date electoral division case officer	Site location & proposal	Decision date
<u>WDC/23CC005</u> Case Officer Georg Urban	Construction of a new primary school and day nursery, car and cycle parking, play space, sports fields, MUGA, landscaping and ancillary works pursuant to planning permission ref: WDC/23CC001, land to the North of Fusiliers Way, Southwest of Evergreen School, Warwick	Approved 28 March 2024
<u>RBC/23CC006</u> Case Officer Andrew Huntley	Proposed demolition of disused lock up garages and convert area to a parking facility for a school drop off-pick up zone at Lock-up Garages, r/o 1 - 9, Holbrook Road, Long Lawford, Rugby, CV23 9AL	Approved 25 April 2024
<u>NWB/23CM009</u> Case Officer David Cooper	Change of use of land to operational land to house a Sewage Pumping Station with associated landscaping, at land off Caldecote Lane, Caldecote, North Warwickshire. CV10 0TN	Approved 2 May 2024
<u>RBC/23CM021</u> Case Officer David Cooper	Installation of a new carbon sequestration-cement additive plant (recycling glass, fly-ash and bypass-dust) including conveyors and associated works for a temporary period of three years, at Rugby Cement Plant, Lawford Road, Rugby. CV21 2RY	Approved 8 May 2024
<u>NWB/23CM014</u> Case Officer David Cooper	Erection of a lightning protection mast at the existing Anaerobic Digestion facility, Coleshill Food Waste AD Plant, Marconi Way, Coleshill. B46 1DG	Approved 11 May 2024

This page is intentionally left blank

Regulatory Committee

6th August 2024

Change of Director – Warwickshire Legal Services Limited

Recommendation(s)

1. That the Committee notes that Mark Randell, Legal Service Manager – Practice Management, is retiring and consequently will resign as a Director of Warwickshire Legal Services Trading Limited (“WLStl”) and
2. That the Committee notes and approves the appointment of Caroline Gutteridge, Legal Service Manager – Commercial & Regulatory as a Director of WLStl.

1.0 Key Issues

- 1.1** WLStl is a wholly owned trading company of Warwickshire County Council. Its function is to enable wider trading of our Legal Services to other public sector clients. The Council is the sole shareholder. WLStl’s current governance structure is:
- The Council’s Shareholder’s Representative is Sarah Duxbury, Director of Strategy, Planning and Governance.
 - WLStl’s Directors are Mark Randell, Legal Service Manager - Practice Management and Nic Vine, Head of Legal and Governance
- 1.2** Due to Mark Randell’s retirement from the Council, a change of directorship of WLStl is required.
- 1.3** It is proposed that Mark Randell, Legal Service Manager - Practice Management resigns as a director of WLStl and is replaced by Caroline Gutteridge, Legal Service Manager – Commercial & Regulatory. This will ensure that the Director appointed to WLStl has sufficient legal operational oversight to be able to fulfil the Directorship duties.
- 1.4** As an Alternative Business Structure (ABS) under Solicitors Regulatory Authority (SRA) rules, the company must also appoint a Compliance Officer for Legal Practice (COLP) and Compliance Officer Finance and Administration (COFA). Mark Randell is authorised by SRA as COFA. The COFA must of sufficient seniority to fulfil the role and meet certain criteria. Caroline Gutteridge, Legal Service Manager – Commercial & Regulatory meets the relevant requirements to act as COFA and an application will be made to the SRA for the appointment of the COFA. Nic Vine will remain as Director and COLP for WLStl
- 1.5** The ongoing monitoring and overview of the company’s performance will

continue to be undertaken through the Shareholder's Representative and reported through the appropriate officer oversight boards and to members through the annual accounts.

2.0 Financial Implications

3.1 None

3.0 Environmental Implications

3.1 None

4.0 Timescales associated with the decision and next steps

4.1 The change of directors will be actioned at Companies House once approved by the Committee.

5.0 Background papers

5.1 None.

	Name	Contact Information
Report Author	Nichola Vine Head of Legal and Governance Services	nicholavine@warwickshire.gov.uk Tel: (01926) 47 6379
Director	Sarah Duxbury Director of Strategy Planning and Governance	sarahduxbury@warwickshire.gov.uk Tel: (01926) 41 2090
Strategic Director	Rob Powell Executive Director for Resources	robpowell@warwickshire.gov.uk
Portfolio Holder	Cllr Yousef Dahmash Portfolio Holder for Customer and Transformation	cllrdahmash@warwickshire.gov.uk

The report was not circulated to members prior to publication