



# Record of decision

**THE FOLLOWING DECISIONS WERE TAKEN ON THURSDAY, 10 JANUARY 2019  
BY THE CABINET**

**THE CALL IN PERIOD FOR THESE DECISIONS EXPIRES AT 5.00 PM ON MONDAY,  
21 JANUARY 2019**

Members of the Cabinet who were present

Cllrs Dave Stewart (Chairman), Barry Abraham, Paul Brading, John Hobart, Stuart Hutchinson, Clare Mosdell, Michael Murwill, Tig Outlaw, Ian Ward, Wayne Whittle

Members also present (non-voting)

Cllrs Paul Fuller, Steve Hastings, Karl Love, John Nicholson

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Confirmed as a true record of decisions taken .....  
**Leader of the Council**

<b>Agenda item</b>	<a href="#"><u>Minutes of the Last Meeting</u></a>
Decision reference	<b>48 (18/19)</b>
Decision Taken	That the minutes of the meeting held on 8 November 2018 be agreed.
Questions / Amendments	None.

<b>Agenda item</b>	<a href="#"><u>Declarations of Interest</u></a>
Decision reference	<b>49 (18/19)</b>
	None declared.

<b>Agenda item</b>	<b><u>Public Question Time</u></b>
Decision reference	<b>50 (18/19)</b>
Questions	<p>Rose Lynden-Bell of Cowes asked a question in relation to the number of Section 215 notices that had been issued as a result of delayed development. The Cabinet Member for Planning and Housing advised that data on this would be provided.</p> <p>A supplementary question was asked in relation to additional resources being made available to the planning officers. The Cabinet Member for Planning and Housing advised that there was an increase in capacity including the appointment of a Senior Enforcement Officer, to accommodate the additional workload.</p> <p>Tanja Rebel of Cowes asked whether the council would declare a climate emergency. The Cabinet Member for Adult Social Care and Public Health advised that all cabinet members had received this question as an email and requested that one response be provided. The Leader clarified that the Isle of Wight is above the national average with regards to recycling and waste disposal.</p> <p>A supplementary question was asked in relation to a declaration of a climate emergency and whether this would include biodiversity. The Leader advised that a written response would be provided.</p> <p>Cameron Palin of East Cowes asked whether Cllr Stewart regretted not listening to the Cowes Harbour Master with regards to the floating bridge. The Chairman clarified that he was not the Leader of the Council at that time and could not speak on behalf of Cllr Stephens.</p> <p>A supplementary question was asked in relation to dredging restrictions at Cowes Harbour. The Leader advised that the issues relating to the Floating Bridge was due to the length of chains and that the Cowes Harbour Commissioner was aware of the Councils position on this.</p>

<b>Agenda item</b>	<b><u>Chairman's Announcements</u></b>
Decision reference	<b>51 (18/19)</b>
Summary of Discussion	<p>The chairman advised that contingency plans were being formulated in conjunction with neighbouring authorities regarding traffic congestion in Portsmouth in the event of a no-deal Brexit.</p>

<b>Agenda item</b>	<b><u>Revocation of Planning Permissions</u></b>
Decision reference	<b>52 (18/19)</b>
Summary of Discussion	The Cabinet Member for Planning and Housing presented a report on the proposed a set of criteria that the Council may wish to utilise when determining whether to revoke a planning consent that had been previously granted. It also set out how Section 215 Notices (enforcement notices) may be used as a pre-cursor to revocation.
Issues raised by other members	No issues raised.
Decision taken	<p>THAT the following be agreed;</p> <p>a) A two-tiered approach be adopted in relation to the non-development of sites with planning consent, as follows;</p> <p style="padding-left: 40px;">i. To progress via a Section 215 Notice to ensure that the amenity of the site is improved, and an incentive is thereby given to the developer to implement the planning consent;</p> <p style="padding-left: 40px;">ii. To initiate revocation processes if (a) the above fails using the criteria outlined in Option 1of the report (or as amended by Cabinet in Option 2)</p> <p>b) The planning case for any consideration of revoking a planning consent is considered by Planning Committee and then referred to Full Council for final approval.</p>
Reason for the decision and corporate objective it aligns with	To align with one of the key activities in the Corporate Plan 2017 – 2020, namely Growth and Regeneration. This includes development on the Island and strategic requirements to deliver housing.
Options considered and rejected	<p>Option 1 – to consider revocation of unimplemented planning permissions on a case by case basis, based on one or more of the following criteria:</p> <p style="padding-left: 20px;">(a) It is at least two years since the date the decision notice was issued;</p> <p style="padding-left: 20px;">(b) There has been no visible activity on site in relation to the development since the planning permission notice was issued;</p> <p style="padding-left: 20px;">(c) The land ownership has changed since the decision notice was issued</p> <p style="padding-left: 20px;">(d) The developer has filed for bankruptcy</p> <p style="padding-left: 20px;">(e) Any pre-commencement conditions have not been progressed</p> <p>Option 2 – to accept the principle of Option 1 but consider and revise the criteria.</p> <p>Option 4 – to make no change to the current processes.</p>
Declarations of Interests	None.

<b>Agenda item</b>	<b><u>Quarterly Performance Management &amp; Finance Report (Q2)</u></b>
Decision reference	<b>53 (18/19)</b>
Summary of Discussion	The Deputy Leader and Cabinet Member for Resources presented the Quarterly Performance Management & Finance Report for the period ended 30 September 2018.
Issues raised by other members	No issues raised.
Decision taken	THAT Cabinet note the performance in relation to the council's priorities as set out in the report and the priority report detail as set out in Appendix A, together with the council's financial position as set out at Appendices B and C.
Reason for the decision and corporate objective it aligns with	The report set out the results of the council's performance against the established indicators and targets that underpin the delivery of the current Corporate Plan.
Options considered and rejected	None.
Declarations of Interests	None.

<b>Agenda item</b>	<b><u>Cabinet Member Announcements</u></b>
Decision reference	<b>54 (18/19)</b>
Summary of Discussion	<p>The Cabinet Member for Infrastructure and Transport provided an update on the road works being carried out by Southern Water. It was expected the works would take three-four months to complete. Traffic flow would be monitored by Island Roads as part of the contract management and a Floating Bridge discount card was available during this time to help to alleviate any traffic issues.</p> <p>The Cabinet Member for Community Safety and Public Protection thanked all members of staff in the Isle of Wight Fire and Rescue Service regarding the recent inspection, which found the service to be effective in keeping the community safe.</p> <p>The Cabinet Member for Procurement, Waste Management, Special Projects and Forward Planning reiterated that the Island was keen to be as environmentally friendly as possible and aimed to lead the country in waste management.</p>

	<p>The Cabinet Member for Planning and Housing advised that the Island Plan consultation had been extended until the end of February 2019 to allow for further engagement with the community.</p> <p>The Cabinet Member for Children's Services, Education and Skills drew members' attention to the Children's Services' recent 'Good' Ofsted rating. This was followed an 'Inadequate' rating in 2012 which triggered a forced partnership with Hampshire. Following the intense inspection at the end of 2018, Children's Services was now one of only 26 authorities (out of a total 150) to be rated Good in every area.</p> <p>Additionally it was advised that following a successful bid, Cowes Enterprise College had funding to install a state-of-the-art 4G sports centre.</p> <p>The Cabinet Member for Environment and Heritage advised that work was completed before Christmas 2018 to upgrade the Tone Zone at 1Leisure The Heights. Work on improving coastal paths was ongoing, and meetings would continue with environment officers and the Cabinet Member for Procurement, Waste Management, Special Projects and Forward Planning, to improve the environment.</p>
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<b>Agenda item</b>	<b><u><a href="#">Consideration of The Forward Plan</a></u></b>
Decision reference	<b>55 (18/19)</b>
Summary of Discussion	<p>The chairman advised on items on the Forward Plan.</p> <p>An extra-ordinary meeting of the Cabinet would be held on Thursday, 24 January 2019 to consider the report on the proposed creation of a new Combined Fire Authority. This paper would also be considered at Full Council.</p> <p>Other reports due to be considered at Full Council on Wednesday, 16 January 2018 would be; the adoption of two revised Policy Statements of with regards to Licensing, the Pay Policy, and a report on the Increase in Long Term Empty Property Premiums.</p>

<b>Agenda item</b>	<u><a href="#">Member Question Time</a></u>
Decision reference	<b>56 (18/19)</b>
Questions	<p>Cllr Paul Fuller asked a question in relation to Section 106 finances. The Chief Executive clarified that these finances are allocated for specific purposes and therefore cannot be re-allocated. The Cabinet Member for Planning and Housing advised that a report detailing the finances was available and ensured that Cllr Fuller would be sent a copy of this.</p> <p>Cllr Karl Love requested an update in relation to the development at Kingston Marine and Saunders Road. The Chief Executive advised that this was part of the Regeneration programme. Cllr Love requested timescales and it was advised that this information is not currently available.</p> <p>Cllr John Nicholson asked a question in relation to the contract management of utility companies digging up newly laid roads. The Cabinet Member for Transport and Infrastructure advised that due to the current works in Newport, the work at St Mary's roundabout had been postponed and that the Floating Bridge discount scheme had been introduced to alleviate these issues.</p>