

CABINET

HELD: Wednesday, 22 February 2017

Start: 6.30 pm

Finish: 6.45pm

PRESENT:

Councillor: Councillor I Moran (Leader of the Council in the Chair)

Portfolio

Councillors:	Councillor T Aldridge	Portfolio Holder for Older People
	Councillor J Hodson	Portfolio Holder for Planning
	Councillor J Patterson	Portfolio Holder for Housing and Landlord Services
	Councillor K Wilkie	Portfolio Holder for Street Scene
	Councillor K Wright	Portfolio Holder for Health and Community Safety
	Councillor C Wynn	Portfolio Holder for Finance

In attendance: Devine, G Hodson, D Westley
Councillors

Officers:

- Chief Executive (Ms K Webber)
- Director of Development and Regeneration (Mr J Harrison)
- Director of Housing and Inclusion (Ms J Sinnott-Lacey)
- Borough Solicitor (Mr T Broderick)
- Borough Treasurer (Mr M Taylor)
- Borough Transformation Manager & Deputy Director of Housing and Inclusion (Mr S Walsh)
- Interim Director of Street Scene (Mr P Samosa)
- Principal Member Services Officer (Mrs S Griffiths)

83 APOLOGIES

There were no apologies for absence.

84 SPECIAL URGENCY (RULE 16 ACCESS TO INFORMATION PROCEDURE RULES)/URGENT BUSINESS

There were no items of special urgency.

85 DECLARATIONS OF INTEREST

There were no declarations of interest.

86 **PUBLIC SPEAKING**

There were no items under this Heading.

87 **MATTERS REQUIRING DECISIONS**

Consideration was given to the report relating to the following matters requiring decisions as contained on pages 1577 – 1924 and page 1987 of the Book of Reports.

88 **LOCAL PLAN REVIEW - SCOPING AND ISSUES & OPTIONS CONSULTATION**

Councillor Hodson introduced the report of the Director of Development and Regeneration which sought authorisation to publicly consult on the Scope of a new Local Plan and the Local Plan Review: Issues & Options Topic Document. He went on to thank Officers for their efforts and the Local Plan Working Group for their contribution to the production of a high quality document.

He circulated a motion proposing that the item be referred to the Executive Overview and Scrutiny Committee for comment.

In reaching the decision below, Cabinet considered the motion from Councillor Hodson and the details as set out in the report before it and accepted the reasons contained therein.

RESOLVED (A) That the minutes of the Local Plan Cabinet Working Group meetings of 18 October 2016, 7 December 2016 and 19 January 2017 (provided at Appendices A-C); the Scoping Consultation Feedback Report and the responses received to the Scoping Consultation (provided at Appendix D); the Sustainability Appraisal and Habitat Regulations Assessment of the Issues & Options Paper (provided at Appendices E and F); and the Duty to Co-operate Statement (provided at Appendix G) be noted.

(B) That the Local Plan Review: Issues & Options Topic Papers (provided at Appendix H-L) be approved for public consultation and that comments on the Scope of a new Local Plan also be sought from the public alongside the public consultation.

(C) That the item be referred to the Executive Overview and Scrutiny Committee for comment and that the call-in procedure is not appropriate for this item due to it being submitted to the next meeting of the Executive Overview and Scrutiny Committee on 30 March 2017.

89 **PROVISION OF NEW CYCLE & PEDESTRIAN LINK THROUGH THE TAWD VALLEY, SKELMERSDALE, LINKING TO WEST LANCASHIRE COLLEGE**

Councillor Hodson introduced the report of the Director of Development and Regeneration which sought approval for proposed amendments to the plans for the Tawd Valley cycle and pedestrian link in Skelmersdale.

In reaching the decision below, Cabinet considered the details as set out in the report before it and accepted the reasons contained therein.

RESOLVED That the proposed amendments to the route of, and proposals for, the Tawd Valley cycle and pedestrian link be approved.

90 **EXCLUSION OF PRESS AND PUBLIC**

RESOLVED That under Section 100A(4) of the Local Government Act 1972, the public be excluded from the meeting during consideration of the following item of business on the grounds that it involves the likely disclosure of exempt information as defined in paragraphs 3 (financial/business affairs) and 5 (legal matters) of Part 1 of Schedule 12A of that Act and as, in all the circumstances of the case, the public interest in maintaining the exemption under Schedule 12A outweighs the public interest in disclosing the information.

91 **MATTER REQUIRING DECISION**

Consideration was given to the report relating to the following matter requiring decision as contained on pages 1925 – 1985 and 1989 of the Book of Reports.

92 **PLANNING APPEAL DECISION REGARDING LAND TO THE EAST OF PRESCOT ROAD, AUGHTON**

Councillor Hodson introduced the joint report of the Director of Development and Regeneration and Borough Solicitor which provided an update on the Council's proceedings in relation to land to the East of Prescott Road, Aughton.

A motion from Councillor Hodson was circulated at the meeting.

In reaching the decision below, Cabinet considered the motion from Councillor Hodson and the details as set out in the report before it and accepted the reasons contained therein.

RESOLVED (A) That the granting of permission to proceed with the legal challenge (and listing of the full hearing of the substantive challenge, at Manchester High Court, on 4 July 2017) be noted.

- (B) That Counsel's Further Opinion (Appendix B to the report) and recent developments as outlined in paragraph 4 to the report, be noted.
- (C) That the Council continue proceedings to challenge the Planning Inspectorate's appeal decision regarding land to the east of Prescott Road, Aughton.
- (D) That the Director of Development and Regeneration and the Borough Solicitor be given delegated authority in consultation with the Leader and Portfolio Holder for Planning to undertake any necessary actions in relation to the proceedings referred to in (C) above.

Note

No representations had been received in relation to the above item being considered in private.

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Leader