

Committee: Planning Committee
Date: Thursday 11 December 2008
Time: 4.00 pm
Venue: Bodicote House, Bodicote, Banbury, OX15 4AA

Membership

Councillor Fred Blackwell (Chairman)	Councillor Mrs Catherine Fulljames (Vice-Chairman)	
Councillor Ken Atack	Councillor Alastair Milne Home	Councillor Leslie F Sibley
Councillor Maurice Billington	Councillor David Hughes	Councillor Chris Smithson
Councillor Colin Clarke	Councillor James Macnamara	Councillor Lawrie Stratford
Councillor Diana Edwards	Councillor Christopher Pack	Councillor Rose Stratford
Councillor Michael Gibbard	Councillor D M Pickford	
Councillor Eric Heath	Councillor G A Reynolds	

Substitutes

Councillor Luke Annaly, Councillor Rick Atkinson, Councillor Margaret Cullip, Councillor Andrew Fulljames, Councillor Timothy Hallchurch MBE, Councillor P A O'Sullivan, Councillor George Parish, Councillor Trevor Stevens, Councillor Carol Steward, Councillor Nicholas Turner, Councillor Barry Wood and Councillor John Wyse

AGENDA

- 1. Apologies for Absence and Notification of Substitute Members**
- 2. Declarations of Interest**

Members are asked to declare any interest and the nature of that interest which they may have in any of the items under consideration at this meeting

- 3. Petitions and Requests to Address the Meeting**

The Chairman to report on any requests to submit petitions or to address the meeting.

4. **Urgent Business**

The Chairman to advise whether they have agreed to any item of urgent business being admitted to the agenda.

5. **Minutes** (Pages 1 - 5)

To confirm as a correct record the Minutes of the meeting of the Committee held on 20 November 2008.

Planning Applications

6.	Formerly Neithrop County Primary Infants School, Prescott Close, Banbury	08/02066/F	Banbury Ruscote	8 - 16
7.	Manor Farm, Ardley Road, Middleton Stoney	08/02112/F	Ambrosden and Chesterton	17 - 20
8.	Land North of Willowbank Farm, Fewcott Road, Fritwell	08/02236/F	Caversfield	21 - 25
9.	Amenity Area At Sandford Green, Banbury	08/02292/CDC	Banbury Ruscote	26 - 30
10.	Oxhay Farm, Mollington Road, Cropredy, Oxfordshire	06/01346/F	Cropredy	31 - 60

Tree Preservation Orders

11. **Tree Preservation Order (No 03) 2008, Applegate, East End, Hook Norton** (Pages 61 - 65)

Summary

The purpose of this report is to advise Members of an objection received to the above-mentioned Tree Preservation Order (TPO) and to seek approval to confirm the Order.

Recommendation

It is **RECOMMENDED** that after consideration of the objection, the comments of the Head of Urban & Rural Services and Head of Development Control and Major Developments the Tree Preservation Order (No.03) 2008 be confirmed.

12. **Tree Preservation Order (no. 4) 2008 Ash Tree at Land Adjacent to 60 Tadmarton Road, Bloxham** (Pages 66 - 68)

Summary

To seek the confirmation of an unopposed Tree Preservation Order relating to an ash tree at land adjacent to 60 Tadmarton Road, Bloxham (copy plan attached as Annex 1).

Recommendation

It is **RECOMMENDED** that the Committee resolves to confirm the Order without modification.

13. **Tree Preservation order (no. 5) 2008 - Norway Maple at Heriot house, 8 Dog Close, Adderbury** (Pages 69 - 72)

Summary

To seek the confirmation of an unopposed Tree Preservation Order relating to a Norway maple at Heriot House, 8 Dog Close, Adderbury (copy plan attached as Annex 1).

Recommendation

It is RECOMMENDED that the Committee resolves to confirm the Order without modification.

Review and Monitoring Reports

14. **Appeals Progress Report** (Pages 73 - 75)

Summary

This is a standard report item, the aim of which is to keep Members informed upon applications which have been determined by the Council, where new appeals have been lodged, Public Inquiries/Hearings scheduled or appeal results received.

Recommendation

It is **RECOMMENDED** that the Committee resolves to accept this position statement.

15. **Decisions Subject to Various Requirements - Progress Report,** (Pages 76 - 77)

Summary

This is a standard report item the aim of which is to keep Members informed upon applications which they have authorised decisions upon subject to various requirements which must be complied with prior to the issue of decisions.

Recommendation

It is **RECOMMENDED** that the Committee resolve to accept this position statement.

16. Exclusion of the Public and Press

The following report(s) contain exempt information as defined in the following paragraph(s) of Part 1, Schedule 12A of Local Government Act 1972. 7 – Information relating to any action taken or to be taken in connection with the prevention, investigation or prosecution of crime.

Members are reminded that whilst the following item(s) have been marked as exempt, it is for the meeting to decide whether or not to consider each of them in private or in public. In making the decision, Members should balance the interests of individuals or the Council itself in having access to the information. In considering their discretion Members should also be mindful of the advice of Council Officers.

Should Members decide not to make a decision in public, they are **RECOMMENDED** to pass the following recommendation:

“That in accordance with Section 100A (4) of Local government Act 1972, the press and public be excluded from the meeting for the following item(s) of business, on the grounds that they could involve the likely disclosure of exempt information as defined in paragraph(s) 7 of Schedule 12A of that Act”.

17. Prosecution Report (Pages 78 - 79)

Information about this Agenda

Apologies for Absence

Apologies for absence should be notified to democracy@cherwell-dc.gov.uk or 01295 221587 prior to the start of the meeting.

Declarations of Interest

Members are asked to declare interests at item 2 on the agenda or if arriving after the start of the meeting, at the start of the relevant agenda item. The definition of personal and prejudicial interests is set out in Part 5 Section A of the constitution. The Democratic Support Officer will have a copy available for inspection at all meetings.

Personal Interest: Members must declare the interest but may stay in the room, debate and vote on the issue.

Prejudicial Interest: Member must withdraw from the meeting room and should inform the Chairman accordingly.

With the exception of the some very specific circumstances, a Member with a personal interest also has a prejudicial interest if it is one which a Member of the public with knowledge of the relevant facts would reasonably regard as so significant that it is likely to prejudice the Member's judgement of the public interest.

Local Government and Finance Act 1992 – Budget Setting, Contracts & Supplementary Estimates

Members are reminded that any member who is two months in arrears with Council Tax must declare the fact and may speak but not vote on any decision which involves budget setting, extending or agreeing contracts or incurring expenditure not provided for in the agreed budget for a given year and could affect calculations on the level of Council Tax.

Queries Regarding this Agenda

Please contact Alexa Coates, Legal and Democratic Services alexa.coates@cherwell-dc.gov.uk
(01295) 221591

Mary Harpley
Chief Executive

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