

Decision No: CMM52 – 30/07/2009

Forward Plan No: N/A

This record relates to Agenda Item 21 on the agenda for the Decision-Making

RECORD OF CABINET MEMBER DECISION

DECISION-MAKER: COUNCILLOR GEOFFREY THEOBALD

PORTFOLIO AREA: ENVIRONMENT

SUBJECT: SOUTH DOWNS NATIONAL PARK -
LAND AT GREEN RIDGE

AUTHOR: ROB FRASER

THE DECISION

- (1) That the Cabinet Member for Environment:
- (a) Welcomes the Government's recent decision that there should be a South Downs National Park.
 - (b) Supports the addition of land at Roedean Crescent and Patcham Recreation ground.
 - (c) Formally objects on behalf of the council to the Addition 6 embankments on basis that land at Green Ridge and the adjacent Mill Road/A27 embankment should all be included in addition 6 if discussions with DEFRA fail to result in acceptance of the inclusion of Green Ridge within the National Park Designation.

REASON FOR THE DECISION

The need to agree to submit a formal objection to the exclusion of land at Green Ridge before the deadline of 13 July 2009, if that is the wish of the Council.

DETAILS OF ANY ALTERNATIVE OPTIONS

1. Seeking a resolution that does not involve a legal challenge or accepting the Secretary of State's proposed boundary would be less costly and could increase the chance of an earlier designation of the National park Boundary.
2. Mounting a legal challenge is a costly option which should be pursued only as a resort and considered after formal designation of the boundary should formal objections or discussions with DEFRA not be successful.

OTHER RELEVANT MATTERS CONCERNING THE DECISION

None

CONFLICTS OF INTEREST

None.

CONFIRMED AS A TRUE RECORD:

We certify that the decision this document records was made in accordance with the Local Authorities (Executive Arrangements) (Access to Information) (England) Regulations 2000 and is a true and accurate record of that decision

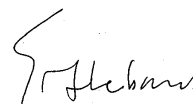
Date:

30 July 2009

Decision Maker:

Councillor Geoffrey Theobald
Cabinet Member for Environment

Signed:



Proper Officer:

30 July 2009

Mark Wall, Head of Democratic Services

Signed:



SCRUTINY

Note: This decision will come in to force at the expiry of 5 working days from the date of publication subject to any review under the Council's Scrutiny 'Call-In' provisions.

Call-In Period
1-6 August 2009

Date of Call-in *(if applicable) (this suspends implementation)*

Call-in Procedure completed *(if applicable)*

Call-in heard by *(if applicable)*

Results of Call-in *(if applicable)*

Decision No: CMM53 – 30/07/2009

Forward Plan No: N/A

This record relates to Agenda Item 22 on the agenda for the Decision-Making

RECORD OF CABINET MEMBER DECISION

DECISION-MAKER: COUNCILLOR GEOFFREY THEOBALD

PORTFOLIO AREA: ENVIRONMENT

SUBJECT: LOCAL DEVELOPMENT FRAMEWORK
CORE STRATEGY - BACKGROUND
STUDIES

AUTHOR: REBECCA FRY

THE DECISION

- (1) That the Cabinet Member for Environment approves the final reports of these five background studies as supporting evidence for the Core Strategy and other appropriate Development Plan Documents and council strategies.

REASON FOR THE DECISION

To gain formal approval of the five completed background studies that form part of the evidence base for the Core Strategy and other Development Plan Documents and council strategies. It also allows the final documents to go into the public domain to inform planning decisions.

DETAILS OF ANY ALTERNATIVE OPTIONS

None required as the studies are concerned with the identification of matters of fact. The Studies are required by Government planning guidance requiring plans to be supported by a sound evidence base. Indeed if the final background studies are not approved the interim versions will remain in the public domain. The latest information may not therefore be taken into consideration in planning matters. Without formal approval of the background studies the evidence base to the Core Strategy may be considered unsound.

OTHER RELEVANT MATTERS CONCERNING THE DECISION

None

CONFLICTS OF INTEREST

None.

CONFIRMED AS A TRUE RECORD:

We certify that the decision this document records was made in accordance with the Local Authorities (Executive Arrangements) (Access to Information) (England) Regulations 2000 and is a true and accurate record of that decision

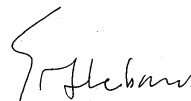
Date:

30 July 2009

Decision Maker:

Councillor Geoffrey Theobald
Cabinet Member for Environment

Signed:



Proper Officer:

30 July 2009

Mark Wall, Head of Democratic Services

Signed:



SCRUTINY

Note: This decision will come in to force at the expiry of 5 working days from the date of publication subject to any review under the Council's Scrutiny 'Call-In' provisions.

Call-In Period

1-6 August 2009

Date of Call-in *(if applicable) (this suspends implementation)*

Call-in Procedure completed *(if applicable)*

Call-in heard by *(if applicable)*

Results of Call-in *(if applicable)*

Decision No: CMM54 – 30/07/2009

Forward Plan No: N/A

This record relates to Agenda Item 23 on the agenda for the Decision-Making

RECORD OF CABINET MEMBER DECISION

DECISION-MAKER: COUNCILLOR GEOFFREY THEOBALD

PORTFOLIO AREA: ENVIRONMENT

SUBJECT: RESPONSE TO CONSULTATION
PAPER ON A NEW PLANNING POLICY
STATEMENT 4: PLANNING FOR
PROSPEROUS ECONOMIES

AUTHOR: CARLY DOCKERILL

THE DECISION

- (1) That the Cabinet Member for Environment notes the content of draft PPS4 Planning for Prosperous Economies and agrees the proposed response on draft PPS4 to the Department of Communities and Local Government as set out in Appendix B of this report.

REASON FOR THE DECISION

To ensure there is detailed, up to date, clear advice to all those with an interest in the development process on the economy and relevant town centre issues.

DETAILS OF ANY ALTERNATIVE OPTIONS

The report considers the draft guidance in comparison to the status quo.

OTHER RELEVANT MATTERS CONCERNING THE DECISION

None

CONFLICTS OF INTEREST

None.

CONFIRMED AS A TRUE RECORD:

We certify that the decision this document records was made in accordance with the Local Authorities (Executive Arrangements) (Access to Information) (England) Regulations 2000 and is a true and accurate record of that decision

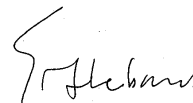
Date:

30 July 2009

Decision Maker:

Councillor Geoffrey Theobald
Cabinet Member for Environment

Signed:



Proper Officer:

30 July 2009

Mark Wall, Head of Democratic Services

Signed:



SCRUTINY

Note: This decision will come in to force at the expiry of 5 working days from the date of publication subject to any review under the Council's Scrutiny 'Call-In' provisions.

Call-In Period

1-6 August 2009

Date of Call-in *(if applicable) (this suspends implementation)*

Call-in Procedure completed *(if applicable)*

Call-in heard by *(if applicable)*

Results of Call-in *(if applicable)*

Decision No: CMM55 – 30/07/2009

Forward Plan No: N/A

This record relates to Agenda Item 24 on the agenda for the Decision-Making

RECORD OF CABINET MEMBER DECISION

DECISION-MAKER: COUNCILLOR GEOFFREY THEOBALD

PORTFOLIO AREA: ENVIRONMENT

SUBJECT: PARTIAL REVIEW OF THE REGIONAL SPATIAL STRATEGY FOR THE SOUTH EAST: PROVISION FOR GYPSIES, TRAVELLERS AND TRAVELLING SHOWPEOPLE

AUTHOR: SANDRA ROGERS

THE DECISION

- (1) That the Cabinet Member for Environment agrees the proposed response as set in this report, which states that:
 - (a) The council generally supports the overall levels of provision proposed in the submission document for Gypsies, Travellers and Travelling Showpeople (1, pitches for Gypsies and Travellers and 302 spaces for Travelling Showpeople for the South East region in the period to 2016).
 - (b) The council supports the proposed allocation of 13 residential pitches for Gypsies and Travellers in Brighton & Hove.
 - (c) The council supports the delegated approach to the determination of further transit provision made in the region.
 - (d) The council is unable to support the allocation of 2 Travelling Showpeople spaces to Brighton & Hove.
- (2) That the Cabinet Member for Environment agrees that the report be forwarded to the Planning Inspectorate.

REASON FOR THE DECISION

To inform the Environment Cabinet Member of the South East Partnership Board's recommendations to government in terms of the proposed pitch/plot requirements for Gypsies, Travellers and Travelling Showpeople for Brighton & Hove for the period 2006 – 2016 and to agree the council's response to help inform the next stage of the process which will be the Examination in Public scheduled for February 2010.

DETAILS OF ANY ALTERNATIVE OPTIONS

SEERA held a 12 week 'Issues and Options' consultation between 1 September and 21 November 2008 with respect to the provision of 1,064 residential pitches for Gypsies and Travellers between 2006 – 2016 and the provision of up to 276 residential plots for Travelling Showpeople between 2006 – 2016 and four distribution options (A-D). The four options consulted on at Issues and Options stage, all providing the same total number of pitches, are summarised in Appendix 1.

OTHER RELEVANT MATTERS CONCERNING THE DECISION

None

CONFLICTS OF INTEREST

None.

CONFIRMED AS A TRUE RECORD:

We certify that the decision this document records was made in accordance with the Local Authorities (Executive Arrangements) (Access to Information) (England) Regulations 2000 and is a true and accurate record of that decision

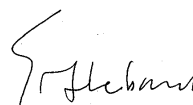
Date:

30 July 2009

Decision Maker:

Councillor Geoffrey Theobald
Cabinet Member for Environment

Signed:



Proper Officer:

30 July 2009

Mark Wall, Head of Democratic Services

Signed:



SCRUTINY

Note: This decision will come in to force at the expiry of 5 working days from the date of publication subject to any review under the Council's Scrutiny 'Call-In' provisions.

Call-In Period

1-6 August 2009

Date of Call-in *(if applicable) (this suspends implementation)*

Call-in Procedure completed *(if applicable)*

Call-in heard by *(if applicable)*

Results of Call-in *(if applicable)*

Decision No: CMM56 – 30/07/2009

Forward Plan No: ENV10358

This record relates to Agenda Item 25 on the agenda for the Decision-Making

RECORD OF CABINET MEMBER KEY DECISION

DECISION-MAKER: COUNCILLOR GEOFFREY THEOBALD

PORTFOLIO AREA: ENVIRONMENT

SUBJECT: RESIDENT PARKING SCHEME –
FORMAL TRAFFIC ORDER REPORT

AUTHOR: CHARLES FIELD

THE DECISION

- (1) That, the Cabinet Member for Environment, having taken account of all duly made representations and objections, approves as advertised the following orders;
 - (a) Brighton & Hove Various Controlled Parking Zone Consolidation Order 2008 Amendment Order No* 200* Regulation Order 2003 (Area J Extension)
 - (b) Brighton & Hove Various Controlled Parking Zone Consolidation Order 2008 Amendment Order No* 200* Regulation Order 2003 (Area O Extension)
 - (c) Brighton & Hove Various Controlled Parking Zone Consolidation Order 2008 Amendment Order No* 200* Regulation Order 2003 (Area A)
 - (d) Brighton & Hove (Waiting & Loading Restrictions and Parking Places) Consolidation Order 2008 Amendment Order No.* 200* (Dyke Road).
- (2) That the Cabinet Member for Environment agrees that any amendments included in the report and subsequent requests deemed appropriate by officers are added to the proposed scheme during implementation and advertised as an amendment traffic regulation order.

REASON FOR THE DECISION

To seek approval of the 3 schemes to the implementation stage after taking into consideration of the duly made representations and objections. These proposals and amendments are recommended to be taken forward for the reasons outlined within the report.

DETAILS OF ANY ALTERNATIVE OPTIONS

For the majority of the proposals the only alternative option is doing nothing which would mean the proposals would not be taken forward. However, it is the recommendation of officers that these proposals are proceeded with for the reasons outlined within the report.

OTHER RELEVANT MATTERS CONCERNING THE DECISION

None

CONFLICTS OF INTEREST

None.

CONFIRMED AS A TRUE RECORD:

We certify that the decision this document records was made in accordance with the Local Authorities (Executive Arrangements) (Access to Information) (England) Regulations 2000 and is a true and accurate record of that decision

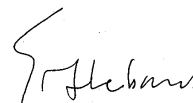
Date:

30 July 2009

Decision Maker:

Councillor Geoffrey Theobald
Cabinet Member for Environment

Signed:



Proper Officer:

30 July 2009

Mark Wall, Head of Democratic Services

Signed:



SCRUTINY

Note: This decision will come in to force at the expiry of 5 working days from the date of publication subject to any review under the Council's Scrutiny 'Call-In' provisions.

**Call-In Period
1-8 August 2009**

Date of Call-in *(if applicable) (this suspends implementation)*

Call-in Procedure completed *(if applicable)*

Call-in heard by *(if applicable)*

Results of Call-in *(if applicable)*

Decision No: CMM57 – 30/07/2009

Forward Plan No: N/A

This record relates to Agenda Item 26 on the agenda for the Decision-Making

RECORD OF CABINET MEMBER DECISION

DECISION-MAKER: COUNCILLOR GEOFFREY THEOBALD

PORTFOLIO AREA: ENVIRONMENT

SUBJECT: OLD SHOREHAM ROAD CYCLE ROUTE

AUTHOR: DAVID PARKER

THE DECISION

- (1) That the Cabinet Member for Environment gives approval to conduct public consultation with key stakeholders and residents along the Old Shoreham Road route as detailed in this report. Members will be informed of the outcome of the consultation and findings will be brought back at a future Environment Cabinet Member Meeting.

REASON FOR THE DECISION

By granting approval to consult on the plans the Cabinet Member will allow Officers to amend the design in line with the views of local people and present an improved final design to the Cabinet Member later in 2009.

DETAILS OF ANY ALTERNATIVE OPTIONS

Progressing the scheme with minimal external consultation was rejected due to the scope and location of the cycle route. The improvements will affect a large area and will affect a large number of users and it was therefore felt that to ensure the scheme benefited everyone a city-wide consultation is required. Two design alternatives such as an extended footway or a freeway cycle route have been rejected based on the availability of funds and timescales for implementation, as both these options would exceed these.

OTHER RELEVANT MATTERS CONCERNING THE DECISION

None

CONFLICTS OF INTEREST

None.

CONFIRMED AS A TRUE RECORD:

We certify that the decision this document records was made in accordance with the Local Authorities (Executive Arrangements) (Access to Information) (England) Regulations 2000 and is a true and accurate record of that decision

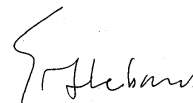
Date:

30 July 2009

Decision Maker:

Councillor Geoffrey Theobald
Cabinet Member for Environment

Signed:



Proper Officer:

30 July 2009

Mark Wall, Head of Democratic Services

Signed:



SCRUTINY

Note: This decision will come in to force at the expiry of 5 working days from the date of publication subject to any review under the Council's Scrutiny 'Call-In' provisions.

Call-In Period

1-6 August 2009

Date of Call-in *(if applicable) (this suspends implementation)*

Call-in Procedure completed *(if applicable)*

Call-in heard by *(if applicable)*

Results of Call-in *(if applicable)*

Decision No: CMM58 – 30/07/2009

Forward Plan No: N/A

This record relates to Agenda Item 27 on the agenda for the Decision-Making

RECORD OF CABINET MEMBER DECISION

DECISION-MAKER: COUNCILLOR GEOFFREY THEOBALD

PORTFOLIO AREA: ENVIRONMENT

SUBJECT: WOODINGDEAN CROSSROADS -
PROPOSED PUBLIC CONSULTATION

AUTHOR: ANDREW RENAUT

THE DECISION

- (1) That the Cabinet Member for Environment approves the initial principles of proposals to improve Woodingdean Crossroads as set out in Appendix A.
- (2) That the Cabinet Member for Environment authorises the Director of Environment undertake consultation with the local community and wider interest groups within the city on the proposals and to report the outcome of the consultation to a full Environment Cabinet Member Meeting in 2009.

REASON FOR THE DECISION

In order to seek the views of the local community in Woodingdean and wider interests in the city, such as other stakeholders, organisations and agencies, it is essential to:

- ensure that any proposed scheme can be built and is both safe and is cost effective and
- provide an opportunity for people to see and discuss the proposals with council officers and representatives, prior to approving a preferred scheme/design.

DETAILS OF ANY ALTERNATIVE OPTIONS

Having been identified as a road safety priority in 2006, it is considered essential that measures are developed and introduced at this junction. The proposed design is considered to be the most appropriate to address the problems that have been identified. Subject to finalising a safe and satisfactory engineering solution, changes may be necessary as a result of consultation, prior to the approval of any preferred scheme. A number of options are also proposed for consideration as part of the consultation to address some specific elements of the proposed scheme, such as pedestrian crossing and loading/parking facilities.

OTHER RELEVANT MATTERS CONCERNING THE DECISION

None

CONFLICTS OF INTEREST

None.

CONFIRMED AS A TRUE RECORD:

We certify that the decision this document records was made in accordance with the Local Authorities (Executive Arrangements) (Access to Information) (England) Regulations 2000 and is a true and accurate record of that decision

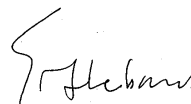
Date:

30 July 2009

Decision Maker:

Councillor Geoffrey Theobald
Cabinet Member for Environment

Signed:



Proper Officer:

30 July 2009

Mark Wall, Head of Democratic Services

Signed:



SCRUTINY

Note: This decision will come in to force at the expiry of 5 working days from the date of publication subject to any review under the Council's Scrutiny 'Call-In' provisions.

**Call-In Period
1-6 August 2009**

Date of Call-in *(if applicable) (this suspends implementation)*

Call-in Procedure completed *(if applicable)*

Call-in heard by *(if applicable)*

Results of Call-in *(if applicable)*

Decision No: CMM59 – 30/07/2009

Forward Plan No: N/A

This record relates to Agenda Item 28 on the agenda for the Decision-Making

RECORD OF CABINET MEMBER DECISION

DECISION-MAKER: COUNCILLOR GEOFFREY THEOBALD

PORTFOLIO AREA: ENVIRONMENT

SUBJECT: DOUBLE PARKING AND DROPPED FOOTWAY ENFORCEMENT

AUTHOR: PAUL NICHOLLS

THE DECISION

- (1) That the Cabinet Member for Environment approves the commencement of enforcement of the contraventions of 'double parking' and being 'parked adjacent to a dropped footway' under the provisions of the Traffic Management Act 2004.
- (2) That the Cabinet Member for Environment approves additionally that the contravention of being 'parked in an electric vehicles' charging place during restricted hours without charging' is to be enforced at a later date, should it be required, under the provisions of the Traffic Management Act 2004.

REASON FOR THE DECISION

The enforcement of these contraventions should help reduce inconsiderate parking which causes congestion and help improve road traffic safety throughout Brighton and Hove.

DETAILS OF ANY ALTERNATIVE OPTIONS

None identified.

OTHER RELEVANT MATTERS CONCERNING THE DECISION

None

CONFLICTS OF INTEREST

CONFIRMED AS A TRUE RECORD:

We certify that the decision this document records was made in accordance with the Local Authorities (Executive Arrangements) (Access to Information) (England) Regulations 2000 and is a true and accurate record of that decision

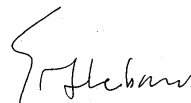
Date:

30 July 2009

Decision Maker:

Councillor Geoffrey Theobald
Cabinet Member for Environment

Signed:



Proper Officer:

30 July 2009

Mark Wall, Head of Democratic Services

Signed:



SCRUTINY

Note: This decision will come in to force at the expiry of 5 working days from the date of publication subject to any review under the Council's Scrutiny 'Call-In' provisions.

Call-In Period

1-6 August 2009

Date of Call-in *(if applicable) (this suspends implementation)*

Call-in Procedure completed *(if applicable)*

Call-in heard by *(if applicable)*

Results of Call-in *(if applicable)*

Decision No: CMM60 – 30/07/2009

Forward Plan No: N/A

This record relates to Agenda Item 29 on the agenda for the Decision-Making

RECORD OF CABINET MEMBER DECISION

DECISION-MAKER: COUNCILLOR GEOFFREY THEOBALD

PORTFOLIO AREA: ENVIRONMENT

SUBJECT: CONSULTATION PLAN FOR THE LEVEL REDEVELOPMENT

AUTHOR: JAN JONKER

THE DECISION

- (1) That the Cabinet Member for Environment endorses the consultation plan for Level, set out in Section 4 of this report.
- (2) That the Cabinet Member for Environment endorses the preparation of a funding to the Parks for People Heritage Lottery Fund.

REASON FOR THE DECISION

The Level is an important open space for the city, heavily used by residents and visitors. It does suffer from anti-social behaviour and parts of it are in a poor state of repair. Some funding is available to make improvements to the park, and applications are being made for further funding. In order to be able to start to deliver improvements and apply for further funding a master plan is essential. This plan needs to be based on extensive public consultation.

DETAILS OF ANY ALTERNATIVE OPTIONS

1. This report seeks permission to consult. As part of the consultation process options will be developed which will feed in to the development of a master plan.
2. The alternative to consulting on redevelopment at The Level is not to consult on options for improvements to the park. Given the reasons outlined in this report, not consulting is not considered to be appropriate.

OTHER RELEVANT MATTERS CONCERNING THE DECISION

None

CONFLICTS OF INTEREST

CONFIRMED AS A TRUE RECORD:

We certify that the decision this document records was made in accordance with the Local Authorities (Executive Arrangements) (Access to Information) (England) Regulations 2000 and is a true and accurate record of that decision

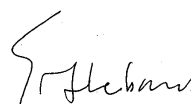
Date:

30 July 2009

Decision Maker:

Councillor Geoffrey Theobald
Cabinet Member for Environment

Signed:



Proper Officer:

30 July 2009

Mark Wall, Head of Democratic Services

Signed:



SCRUTINY

Note: This decision will come in to force at the expiry of 5 working days from the date of publication subject to any review under the Council's Scrutiny 'Call-In' provisions.

Call-In Period
1-6 August 2009

Date of Call-in *(if applicable) (this suspends implementation)*

Call-in Procedure completed *(if applicable)*

Call-in heard by *(if applicable)*

Results of Call-in *(if applicable)*