

COUNCIL MEETING 30 NOVEMBER 2006

MINUTE EXTRACT

OBJECTION TO DECISION
DEVELOPMENT CONTRIBUTIONS AND THE PLANNING PROCESS

In accordance with Rule 12 of the Cabinet Procedure Rules, Councillors Draycott (proposer), Waddington (seconder), Sood, Hall and Wann have objected to the decision of Cabinet held on 30 October 2006 with regard to the above.

The submitted grounds for objection are:-

'as the Cabinet did not fully take into account the representations from Scrutiny and DC Committee'

A copy of the report is attached.

An extract of the minutes of the meeting of the Cabinet held on 30 October are detailed below.

CABINET - 30 OCTOBER - MINUTE EXTRACT

98. DEVELOPMENT CONTRIBUTIONS AND THE PLANNING PROCESS

Councillor Scuplak submitted a report that reviewed the Council's existing arrangements for handling developer contributions and sought agreement to revised policies and procedures designed to improve the Council's corporate approach in dealing with developer contributions.

The relevant minute extracts of the Economic Development and Planning Scrutiny Committee on 21 September 2006, the Planning and Development Control Committee on 3 October 2006, and the Housing and Community Safety Scrutiny Committee on 5 October 2006 had been circulated to the Cabinet.

Councillor Scuplak referred to the comments that had been referred to Cabinet by the above committees, reporting that all committees had felt that affordable housing should be given higher priority. He welcomed the comments but stated that he could not support higher priority being given to affordable housing as it would create a situation where there was no prioritization of factors, and consequently, could lead to developers choosing to develop in cities other than Leicester.

RESOLVED:

- (1) that the summary of developer contributions as set out in the Planning Obligations Summary detailed at Appendix 2 be approved
- (2) that the flowcharts which set out the progresses for handling developer contributions as detailed in Appendix 3 be approved

- (3) that the Developer Contributions Guidance for Officers as set out in Appendix 4 be approved
- (4) that the terms of reference for a Developer Contributions Officer Group as detailed in Appendix 5 be approved
- (5) that the establishment of a post of Developer Contributions Officer with appropriate support as detailed in Appendix 6 be approved; and
- (6) that the summary action plan as set out in Appendix 7 be approved.

The City Council is recommended to consider the report.

Under the provisions of Cabinet Procedure Rule 12 (h), the Council may either confirm the decision of Cabinet which would take immediate effect or refer the matter back to Cabinet with an alternative recommendation for Cabinet to consider.

Proposed by Councillor Scuplak seconded by Councillor Roger Blackmore:

That the decision of Cabinet, taken at its meeting on 30 October 2006, in respect of Development Contributions and the Planning Process, be confirmed.

AN AMENDMENT

Moved by Councillor Draycott, seconded by Councillor Joshi:-

“Delete the words ‘be confirmed’ and replace by:

“be referred back to Cabinet for further consideration as Council recognises the housing needs in the city and agrees to ask Cabinet to move Affordable Housing into Priority 2”.

AMENDED MOTION TO READ:

“That the decision of Cabinet, taken at its meeting on 30 October 2006, in respect of Development Contribution and the Planning Process, be referred back to Cabinet for further consideration, as Council recognises the housing needs in the city and agrees to ask Cabinet to move Affordable Housing into Priority 2”.

The Lord Mayor put the Amendment to the vote and declared it carried.

The Lord Mayor put the now substantive motion (as amended) to the vote and declared it carried.