

[REDACTED]

From: David Easton
Sent: 06 November 2018 12:55
To: Planning.Responses
Subject: FW: Reconvened Special Development Control Committee 13 November 2018

Could the below please be uploaded to P/140/16 OUT, P/134/16/OUT, P/6/17/OUT and P/25/17/OUT.

Many thanks,
David

From: paul collins [REDACTED]
Sent: 06 November 2018 11:37
To: Liz Futchter
Cc: Committees; Neil Crowther; David Easton
Subject: RE: Reconvened Special Development Control Committee 13 November 2018

Dear Ms Futchter

Thank you for your e mail which is noted.

Please arrange for my e mail and your response to be placed on the following Planning web files for future reference if required: P/140/16 OUT, P/134/16/OUT, P/6/17/OUT and P/25/17/OUT.

Thanks

Paul Collins BA (Hons) DipTP MRTPI
[REDACTED]



RTPI

Chartered Town Planner

From: Liz Futchter [mailto:Liz.Futchter@arun.gov.uk]
Sent: Tuesday, November 6, 2018 11:18 AM
[REDACTED]

Cc: Committees <Committees@arun.gov.uk>; Neil Crowther <Neil.Crowther@arun.gov.uk>; David Easton <David.Easton@arun.gov.uk>

Subject: Reconvened Special Development Control Committee 13 November 2018

Dear Mr Collins

I have been passed your email of 3 November 2018 to respond to.

The agenda for the reconvened meeting of the special Development Control Committee on 13 November 2018 is correct and has been published in accordance with the requirements of both the Committee Procedure Rules set

out at Part 5, Section 3 of the Council's Constitution and the Committee Process from the Planning Local Code of Conduct, set out in Part 8, Section 6, paragraph 4.0.

The draft minutes published from the adjourned meeting of 24 October 2018 record where the Committee had got to in its deliberations on application P/6/17/OUT. These minutes, along with the record of the reconvened meeting on 13 November 2018, will be subject to approval by the Development Control Committee at its meeting on 12 December 2018.

The draft minutes confirm that the Development Control Committee on 24 October 2018 voted to not accept the officer recommendation of approval on application P/6/17/OUT and that they did not accept one proposed motion of deferral of the application on specific grounds. That in no way stops the Committee from proposing and voting on an alternative reason for deferral or a motion for refusal, as the agenda confirms.

You also ask about the membership of the Committee. Councillor Wells had resigned from the Committee prior to the special meeting on 24 October 2018. Unfortunately, this was not picked up by the Committee Manager and reported at the meeting. His seat is to be filled by Councillor Mrs Rapnik, as will be reported for information to the Full Council meeting on 7 November 2018. However, Councillor Mrs Rapnik will not be sitting as a member of the Committee on 13 November 2018 as she has yet to undertake the required training as confirmed in Part 3, paragraph 4.3 of the Council's Constitution.

Yours sincerely

Liz Fletcher
Group Head of Council Advice & Monitoring Officer

Liz Fletcher | Group Head of Council Advice and Monitoring Officer, Arun District Council | Location: Second Floor, Arun Civic Centre,
Maltravers Road, Littlehampton, BN17 5LF
Internal: 37610 | External: +44 (0) 1903 737610 | E-mail: liz.fletcher@arun.gov.uk

Visit Arun's web site at www.arun.gov.uk



Save the environment - think before you print.

From: paul collins [REDACTED]
Sent: 03 November 2018 16:57
To: Committees
Subject: FW: DRAFT MINUTES OF SPECIAL DEVELOPMENT CONTROL COMMITTEE 24 OCTOBER 2018/AGENDA FOR RECONVENED MEETING 13 NOVEMBER 2018

Dear Committees

I have received an out of office reply to my e mail below which states that Carrie does not work on Mondays and that if I need an immediate response, I should resend to committees@arun.gov.uk and a member of the team will endeavour to assist me. Do e mail resent herewith

Thanks

Paul Collins BA (Hons) DipTP MRTPI
[REDACTED]



RTPI

Chartered Town Planner

From: paul collins [REDACTED]
Sent: Saturday, November 3, 2018 4:51 PM
To: 'Carrie.OConnor@arun.gov.uk' <Carrie.OConnor@arun.gov.uk>
Cc: 'Karl Roberts' <Karl.Roberts@arun.gov.uk>; 'Neil Crowther' <Neil.Crowther@arun.gov.uk>; 'Cllr. Richard Bower' [REDACTED]
Subject: DRAFT MINUTES OF SPECIAL DEVELOPMENT CONTROL COMMITTEE 24 OCTOBER 2018/AGENDA FOR RECONVENED MEETING 13 NOVEMBER 2018

Dear Carrie

I refer to the above published on the Council's web site on 1st November 2018 and seek clarification from you as the designated Committee Manager regarding same so that I can advise my client Pagham Parish Council prior to the reconvened meeting taking place.

As you are aware Paragraphs 4.2 and 4.3 of the PART 8 – CODES AND PROTOCOLS (SECTION 6 - PLANNING LOCAL CODE OF CONDUCT FOR MEMBERS AND OFFICERS) read as follows:

4.2 In the event that the Committee vote to reject the Officer's recommendation, the following process will be followed:

- The Senior Planning Officer present will be asked by the Chairman whether or not sufficient information was given by Members to enable the composition of clear and convincing reasons for refusal or alternatively Conditions of any approval by Officers. If this is possible, the suggested wording of the refusal reasons or the Condition will be read to the Committee by Officers and a further vote will be taken on that suggestion.*

4.3 In the event that Officers do not find it possible to phrase a Condition or reason(s) for refusal based on the Members' debate, there are two alternative courses of action:

- Senior Planning and Legal Officers present will advise the Committee as to any planning/financial/legal implications of determining the application contrary to the Officer's advice (if any) in such circumstances and the Chairman will ask whether any Member wishes to move a resolution (with a seconder) regarding the wording of a decision or,*
- The Chairman will ask the Committee whether or not it wishes the application to be deferred to enable an Officer's report to be prepared for the next available meeting so as to reflect the debate held and the issues raised. In either case, a vote should be taken.*

Unfortunately it is clear from the Draft Minutes now published that this sequential process was not, in fact, followed at the meeting on 24 October 2018 but more fortunately what is clear from the Draft Minutes with regard to Application P/6/17 OUT is that:

- The Committee voted to reject the Officer's recommendation
- The Committee voted not to defer the application to enable an Officer's report to be prepared for the next available meeting so as to reflect the debate held and the issues raised.
- The Senior Planning Officer present advised that , in his opinion, all of the matters raised by members in rejecting the Officers recommendation had been satisfactorily addressed through the Local Plan production and examination and that refusal on any of those grounds would be very difficult to sustain so no such refusal reasons were put to the Committee for a vote and
- The Chairman then suspended the meeting

Given the foregoing and the fact that the meeting is being reconvened on 13 November 2018 at the point of the adjournment it seems to me that contrary to the published agenda, the only option for the Committee with regard

to P/6/17 OUT in accordance with the Planning Local Code of Conduct Committee Process is to propose and vote on the refusal reasons in respect of that application as a deferral of the application to a future meeting to enable a further officer report to be prepared covering the specific issues raised by Members has already been rejected by vote.

Therefore, Pagham Parish Council requests that you amend the published agenda in respect of P/6/17 OUT by deleting Option 2 accordingly so that they can then focus any written representations they are entitled to make on their suggested reasons for refusal.

Please can I ask that you respond to this e mail at the earliest opportunity as any corrected agenda must be published at least 5 working days before the meeting reconvened or otherwise.

Finally I note that according to the Council's web site and subject to noting at Full Council on 7 November 2018, Councillor Mrs Rapnik will replace Councillor Wells on this committee and I would also be grateful for your confirmation that this replacement will take place at the reconvened meeting on 13 November 2018

Thanks

Paul Collins BA (Hons) DipTP MRTPI



<http://www.arun.gov.uk>

DX 57406 Littlehampton

You can view Arun District Council's Privacy Policy from <https://www.arun.gov.uk/privacy-policy>

Important Notice This e-mail is intended exclusively for the addressee and may contain information that is confidential and/or privileged. If you are not the intended recipient (or authorised to receive it for the addressee), please notify the sender and delete the e-mail immediately; using, copying, or disclosing it to anyone else, is strictly prohibited and may be unlawful. Any views, opinions or options presented are solely those of the author and do not necessarily represent those of Arun District Council. The information in this e-mail may be subject to public disclosure under the Freedom of Information Act 2000, therefore we cannot guarantee that we will not provide the whole or part of this e-mail to a third party. The Council reserves the right to monitor e-mails in accordance with relevant legislation. Whilst outgoing e-mails are checked for viruses, we cannot guarantee this e-mail is virus-free or has not been intercepted or changed and we do not accept liability for any damage caused. Any reference to "e-mail" in this disclaimer includes any attachments.
