

27 APRIL 1998

NEW FOREST DISTRICT COUNCIL

Minutes of a meeting of the New Forest District Council held at Appletree Court, Lyndhurst on Monday, 27 April 1998.

p Cllr J A G Hutchins JP - Chairman  
p Cllr Mrs A M Howe - Vice-Chairman

Councillors:

p K E Austin  
p Mrs O A M Badland  
p S Bailey  
p P A Baker  
p Mrs P D Baker  
p Major C Beeton MBE  
p Mrs C A Bianchi  
E R Bowring  
p D S Burdle  
p J E Coles  
p Miss S A Cooke  
e M R Cox  
p D E Cracknell  
p W F Croydon  
p B D Dash  
p G Dawson  
p J J Dawson  
p Miss P A Drake  
p K W Drew  
p B C Earwicker  
A S Emery  
p Mrs L K Errington  
e R K Goodridge  
  
p W J Greer  
p R C H Hale  
p L E Harris  
p D Harrison  
p F R Harrison

Councillors:

p S A Hayes  
p J M Hoy  
p M R Jones  
p M J Kendal  
p G N D Locock  
p Mrs B M Maynard  
p N D M McGeorge  
p Mrs M McLean  
p S M Noel  
p R F Orton  
e P G Pearce-Smith  
p C G Ramsden  
p A W Rice TD  
p B Rickman  
p Miss G M Rickus CBE  
p Mrs M J Robinson  
p D N Scott  
p Lt Col M J Shand  
p S A Shepherd  
p Mrs B Smith  
p Mrs L P Snashall  
p G Spikins  
p Mrs J K Vernon-Jackson MBE  
JP DL  
p M S Wade  
p S S Wade  
p Dr M N Whitehead  
e Mrs D Wilson  
p Mrs P A Wyeth

Officers Attending:

I B Mackintosh, N J Gibbs, D A Gurney, Ms E Malcolm, Mrs A Allport, K Ireland and T Simpson.

58. MINUTES.

RESOLVED:

That the minutes of the meeting held on 2 March 1998, having been circulated, be signed by the Chairman as a correct record.

59. CHAIRMAN'S ANNOUNCEMENTS.

(a) Charity Dinner and Dance

The Chairman reported that his dinner and dance had raised 543 for the Children's Hospice and the Stable Family Home Trust. He then went on to thank his Secretary, Mrs H Saunders, for organising the event and all those who had donated raffle prizes.

(b) Mr G Tombs

The Chairman informed members that Mr G Tombs had been appointed as a Standing Adviser to the Local Government Association's Public Protection Committee.

(c) Mr E S Johnson

The Chairman announced that the former Director of Planning, Mr E Johnson, had been unanimously elected as the Chairman Designate of New Forest Committee to take over from Mr M Drummond.

(d) Cllr G Dawson

The Chairman welcomed Cllr G Dawson to his first Council meeting following his recent illness.

60. DIRECT SERVICES CONTRACTS COMMITTEE.

The Chairman of the Committee presented the minutes of the meeting held on 24 February 1998.

On the motion that the minutes be received, it was -

RESOLVED:

That the minutes be received.

61. ENVIRONMENTAL SERVICES AND LICENSING COMMITTEE.

The Chairman of the Committee presented the minutes of the meeting held on 5 March 1998.

On the motion that the minutes be received -

(a) Dogs (Fouling of Land) Act 1996 - Dog Fouling Order 1998 (Minute 66)

In response to a query, the Chairman of the Committee confirmed that the Order could be amended to include additional land.

(b) Coast Protection - Proposed Administration Changes (Minute 67)

Following a question, the Chairman of the Committee confirmed that the letter to the Ministry of Agriculture, Fisheries and Food and other parties had been sent by the officer responsible for coast protection issues, as was normal practice in such circumstances.

RESOLVED:

That the minutes be received.

62. BUSINESS SERVICES CONTRACTS COMMITTEE.

The Vice-Chairman of the Committee presented the minutes of the meeting held on 6 March 1998.

On the motion that the minutes be received, it was -

RESOLVED:

That the minutes be received.

63. LEISURE SERVICES COMMITTEE.

The Chairman of the Committee presented the minutes of the meeting held on 10 March 1998 and drew attention to Minute 91 in that Cllr Robinson's interest had been in the Waterside Arts Festival. Attention was drawn to another error in the same minute in that it was proposed to renovate rather than replace Bartley Village Hall. These corrections would be made at the next meeting of the Committee.

On the motion that the minutes be received -

(a) Grant Aid Fund Applications (Minute 91)

Clarification was sought as to whether the capital grant application in respect of Bartley Village Hall really had been deferred for 1998/99. The Chairman of the Committee confirmed that this was correct.

RESOLVED:

That the minutes be received.

64. PLANNING AND TRANSPORTATION COMMITTEE.

The Chairman of the Committee presented the minutes of the meetings held on 11 March and 8 April 1998 and drew attention to the minutes of 11 March in that Cllr Beeton should have been shown as being in attendance at the morning session. Attention was also drawn to errors in the minutes of 8 April in that the word "south" in the fifth line of the first paragraph of the preamble to minute 210 should read "north" and that the approval conditions in respect of planning application 62915 were shown as refusal reasons in Schedule 1 to the minutes. These would be corrected at the next meeting of the Committee.

On the motion that the minutes be received -

(a) Milford and Keyhaven Sea Scouts Headquarters -  
Keyhaven Car Park (Minute 222)

In response to a query regarding the effective date of the five yearly rent reviews, the Chairman of the Committee undertook to send Cllr Kendal a

written response.

RESOLVED:

That the minutes be received.

65. CENTRAL SERVICES COMMITTEE.

The Chairman of the Committee presented the minutes of the meeting held on 17 March 1998.

On the motion that the minutes be received and the recommendations adopted -

- (a) Establishment of Separate Parish at Godshill (Minute 71)

Concern was expressed about the level of local support for the proposal and it was moved that the matter be referred back so that a ballot could be held under this Council's supervision. On a vote being taken, the motion to refer the recommendation back was lost.

RESOLVED:

That the minutes be received and the recommendations adopted.

66. HOUSING COMMITTEE.

The Chairman of the Committee presented the minutes of the meeting held on 24 March 1998.

On the motion that the minutes be received, it was -

RESOLVED:

That the minutes be received.

67. POLICY AND RESOURCES COMMITTEE.

The Chairman of the Committee presented the minutes of the meeting held on 7 April 1998. Attention was drawn to the third line of the response to question 2 in Annex 1 in that the word "mitigate" should read "militate". This would be corrected at the next meeting of the Committee.

On the motion that the minutes be received and the recommendations adopted -

- (a) Ampress Site, Lymington (Minute 96)

Cllrs Robinson, Snashall and Vernon-Jackson disclosed interests in this item and, having left the meeting, took no part in the discussion thereon. In reply to a question, the Chairman of the Committee confirmed that discussions were still taking place in respect of the site.

- (b) Delegations to Officers (Minute 101)

Following a query, the Chairman of the Committee explained that delegations could only be to officers in consultation with elected members as it was not possible to delegate decisions to individual councillors.

- (c) Economic Strategy Statement 1998/99 (Minute 108)

It was confirmed that land zoned for industry would be protected for such use and that efforts were being made to meet the need for industrial land.

RESOLVED:

That the minutes be received and the recommendations adopted.

68. CAR PARKING CHARGES.

The Chairman allowed consideration of this item as a matter of urgency in view of the financial consequences to this Council of the County Council's decision not to give consent to all of the proposed Car Parking Order.

The Chairman of Policy and Resources Committee moved the following motion, which was duly seconded:

"That, to facilitate the implementation of the District of New Forest (Off-Street Parking Places) (Amendment No. 2) Order 1997, the Managing Director be authorised to take any and all action necessary -

- (a) for the implementation of all or part of the said Order;
- (b) to appeal to the Secretary of State under Section 39(5) of the Road Traffic Regulation Act 1984;
- (c) subject to legal advice, to introduce charging for those car parks for which Hampshire County Council would not issue consent under Section 39 of the Road Traffic Regulation Act 1984 at the rates proposed within the said Order".

A lengthy debate ensued, during which the following amendment was moved by Cllr Greer and seconded:

"That, to facilitate the implementation of the District of New Forest (Off-Street Parking Places) (Amendment No 2) Order 1997, the Managing Director be authorised to take all and any action necessary to arrange a meeting with Hampshire County Council's New Forest Transportation Strategy Panel as soon as possible to seek a resolution of the differences to avoid the expense of litigation and reference to the Secretary of State".

Various members spoke for and against the amendment and

notices of further amendments were given. Following a request that the matter be determined by recorded vote, more than 15 other members indicated their support in accordance with Standing Order 19.

The vote on the amendment was taken as follows:

For	Against	Abstained
Austin	P A Baker	Hutchins
Badland	P D Baker	
Bailey	Coles	
Beeton	Cooke	
Bianchi	Croydon	
Burdle	Dash	
Cracknell	G Dawson	
Drake	J J Dawson	
Drew	Earwicker	
Errington	Hale	
Greer	Harris	
Hayes	D Harrison	
Hoy	F R Harrison	
Jones	Howe	
Kendal	Locock	
Noel	Maynard	
Orton	McGeorge	
Ramsden	McLean	
Rice	Rickus	
Rickman	Robinson	
Scott	Shand	
Spikins	Shepherd	
Wyeth	Smith	
	Snashall	
	Vernon-Jackson	
	M S Wade	
	S S Wade	
	Whitehead	

With 23 members voting in favour, 28 against and 1 abstention, the amendment was lost.

The further amendments of which notice had been given were withdrawn. The Chairman of the Policy and Resources Committee then moved the following addition to his motion:

"(d) To arrange a further meeting with the County Council as quickly as possible in an effort to avoid the two Councils being involved in expensive litigation and/or submissions to the Secretary of State".

On being put to the vote, it was -

RESOLVED:

That, to facilitate the implementation of the District of New Forest (Off-Street Parking Places) (Amendment No. 2) Order 1997, the Managing Director be authorised to take any and all action necessary -

- (a) for the implementation of all or part of the said Order;
- (b) to appeal to the Secretary of State under Section 39(5) of the Road Traffic Regulation Act 1984;
- (c) subject to legal advice, to introduce charging for those car parks for which Hampshire County Council would not issue consent under Section 39 of the Road Traffic Regulation Act 1984 at the rates proposed within the said Order;
- (d) to arrange a further meeting with the County Council as quickly as possible in an effort to avoid the two Councils being involved in expensive litigation and/or submissions to the Secretary of State.

(NOTE: Cllr Scott asked to be recorded as abstaining in respect of (a) above and voting against (b) and (c) above and Cllrs Kendal and Rice asked to be recorded as having voted against (c) above).

CHAIRMAN