
PLANNING COMMITTEE

MINUTES of the Meeting held in the Council Chamber, Swale House, East Street, Sittingbourne, Kent, ME10 3HT on Thursday, 10 March 2016 from 7.03 - 9.50 pm.

PRESENT: Councillors Mike Baldock, Cameron Beart, Bobbin, Andy Booth, Tina Booth (substitute for Councillor Mike Dendor), Roger Clark, Richard Darby, Mark Ellen, Sue Gent, James Hall, Mike Henderson, James Hunt, Lesley Ingham, Peter Marchington, Bryan Mulhern (Chairman), Prescott (Vice-Chairman) and Ben Stokes.

OFFICERS PRESENT: Simon Algar, Rob Bailey, Gary Cordes, James Freeman, Kellie MacKenzie and Graham Thomas.

ALSO IN ATTENDANCE: Councillors Lloyd Bowen, Nigel Kay, Roger Truelove, Ghlin Whelan and Mike Whiting.

APOLOGY: Councillor Mike Dendor.

584 FIRE EVACUATION PROCEDURE

The Chairman ensured that those present were aware of the emergency evacuation procedure.

585 MINUTES

The Minutes of the Meeting held on 11 February 2016 (Minute Nos. 492 – 497) were taken as read, approved and signed by the Chairman as a correct record subject to the following amendments:

Minute No. 497 Item 2.13, the motion 'that the application be deferred to allow re-consultation on the amended plans be amended' was seconded by Councillor Cameron Beart **not** Councillor Mike Dendor.

Minute No. 497 item 2.7 14/501588/OUT Land at Stones Farm, The Street, Bapchild, Kent, ME9 9AD, the following be included: Councillor Mike Baldock asked that it be recorded that he voted against the application.

586 DECLARATIONS OF INTEREST

Councillor Mike Henderson declared a Non Pecuniary Interest in respect of item 3.1 15/509814/FULL 19 South Road, Faversham as he was a Trustee of Faversham Swimming Pool. Councillor Henderson did not speak or vote on this item.

587 PLANNING WORKING GROUP

The Minutes of the Meeting held on 29 February 2016 (Minute Nos. 536 – 537) were taken as read, approved and signed by the Chairman as a correct record.

15/503342/FULL – 16 Stiles Close, Minster-on-Sea Kent, ME12 2TQ

The Vice-Chairman in the Chair for this item, moved the officer recommendation to approve the application and this was seconded.

A Ward Member spoke against the application and raised the following concerns: would have an adverse impact on neighbouring properties due to its size; would increase parking problems; visually overbearing to the surrounding area; two parking spaces was mis-leading; and Minster Parish Council raise objection to the proposal.

In response to queries from Members, the Area Planning Officer stated that the landscaped, gravelled area, and dropped kerb were not in the ownership of the applicant. The distance from the proposed extension to the boundary line of no. 12 Appleford Drive, Minster was a maximum 0.5 metres. He had not calculated the percentage increase over the current building.

Members considered the application and raised the following points: was not 'a fait accompli' as suggested by an objector; the officer recommendations were clear and members of the Planning Committee made no prior consideration; ½ metre distance on southerly site to boundary of no. 12 was 'tight' and would not be accessible; was not a modest extension; too close to the boundary of no. 12 Appleford Drive; and would impact on the modern/rural image of the estate; and the impact to the quality of life of the residents of 12 Appleford Drive would be a 'step too far'.

On being put to the vote the motion to approve the application was lost.

Councillor Andy Booth moved the following motion: That the application be refused due to its inappropriate scale which would have an adverse impact on the visual amenities of the area and on the residential amenities of the adjacent properties causing loss of outlook and overshadowing. This was seconded by Councillor Tina Booth.

On being put to the vote the motion was agreed.

Resolved: That application 15/503342/FULL be refused due to its inappropriate scale which would have an adverse impact on the visual amenities of the area, and on the residential amenities of the neighbouring property causing loss of outlook and overshadowing.

588 DEFERRED ITEMS

Def Item 1 REFERENCE NO - 15/503580/FULL		
APPLICATION PROPOSAL		
Stationing of one residential caravan, as amended by revised site location plan received 11 June 2015, and by details contained in revised Noise Impact Assessment by Acoustics Plus ref: 103005.ad.Issue 2 dated 18 November 2015 including revised site layout drawing PBA2 REV.A).		
ADDRESS Land North Of Homestall Road Doddington Kent ME9 0LB		
WARD	PARISH/TOWN COUNCIL	APPLICANT

Teynham & Lynsted	Norton and Buckland	Mr Patrick Nolan AGENT Philip Brown Associates
-------------------	---------------------	---

The Area Planning Officer drew attention to his update which was tabled for Members. He reported that delegation was sought to issue a refusal of planning permission subject to no fresh representations raising fresh issues being received on or before 15 March 2016.

Parish Councillor Colin Woods, representing Newnham Parish Council, spoke against the application.

Mrs Jean Price, an objector, spoke against the application.

The Chairman moved the officer recommendation to refuse the application and this was seconded.

Ward Members spoke against the application and raised points which included: praise local residents for their work and clear arguments to refuse the application; dispute the applicant’s gypsy and traveller status, they do not lead a nomadic life; there are sufficient gypsy and traveller sites available; no amenities at the site; drainage from the motorway goes into an ‘open’ pond at the site and closeness to the M2 would have an adverse impact on the health and wellbeing of the applicant; within an Area of Outstanding Natural Beauty (AONB); the proposed acoustic fence unacceptable in an AONB; the site would be visible from Straight Hill; the number of gypsy and traveller sites in the area would mean that the settled community were outnumbered by the gypsy and traveller community; does not comply with Council policies; and was the wrong location.

Members considered the application and raised the following comments: concerned that the planning history may legally mean the application could be approved on appeal as set out in paragraph 9.1 of the committee report; this was not a suitable site for anybody to live; and if the applicant believes he can survive on the site that is his responsibility, we should not refuse on lack of amenity grounds.

Resolved: That application 15/503580/FULL be delegated to officers to refuse for the reason outlined in the report, subject to no fresh representations raising fresh issues being received on or before 15 March 2016.

Def Item 2 REFERENCE NO - 15/508025/REM		
APPLICATION PROPOSAL Approval of Reserved Matters for residential redevelopment of 142 dwellings together with access roads, footpaths, drainage, associated car/bicycle parking provision, groundwork's, landscaping, open space and infrastructure (all matters being sought except access).		
ADDRESS Former HBC Engineering Site Power Station Road Minster-on-sea Kent ME12 3AB		
WARD Minster Cliffs	PARISH/TOWN COUNCIL Minster-on-Sea	APPLICANT Persimmon Homes South East & TBH AGENT Victoria Swift

The Area Planning Officer reported that, as set out in the report, additional details relating to the issue of adoption of the road and public landscaped areas had been received. The landscape proposals were tabled for Members.

Mrs Victoria Swift, the applicant, spoke in support of the application.

The Chairman moved the officer recommendation to approve the application and this was seconded.

A Ward Member spoke against the application. He raised the following points: wrong location; infrastructure issues; and would exacerbate the current traffic congestion on this part of the Isle of Sheppey.

A Member welcomed the landscape proposals but asked that entirely native planting be used and that the applicant provide the English names for officers not the Latin names.

The Area Planning Officer stated that this could be delegated to officers.

Some Members raised concern about drainage at the site and that the roads were not to be adopted by Kent County Council (KCC). The following points were made: these issues need to be addressed now or they will be a problem for residents in the future; Southern Water Services are regularly pumping out sewage in this area; and is the perfect site but unviable.

The Area Planning Officer reminded Members that outline planning permission had been granted for the application and sewage, traffic issues and matters relating to the non-adoption of highways or landscaping were not items to be considered under Reserved Matters.

On being put to the vote the motion to approve the application was lost.

There was some discussion about refusing the application. Councillor Prescott moved a motion to defer the application. This was not seconded.

At this point the Head of Planning Services used his delegated powers to 'call-in' the application.

Resolved: That as the Planning Committee was minded to make a decision that would be contrary to officer recommendation and contrary to planning policy and/or guidance, determination of the application be deferred to the next meeting of the Committee.

Post Meeting Note: This item will be considered at the Extraordinary Planning Committee meeting on Wednesday 30 March 2016.

589 SCHEDULE OF DECISIONS

PART 1

Any other reports to be considered in the public session

1.1 REFERENCE NO - 14/505440/FULL		
APPLICATION PROPOSAL Proposed mixed use development - on six parcels of land - of 215 residential apartments (use class C3), 3158 sq m of retail space (use class A1), A 308 space multi storey car park, 1713 sq.m cinema (use class D2), 2320 sq.m ground floor restaurant units (use class A3), first floor D2 use and the re-alignment of St Michael's road with amendments to the road network and the creation of a new public square in Sittingbourne Town Centre, in front of the railway station.		
ADDRESS Spirit Of Sittingbourne Regeneration Site Identified On Site Location Plan (drg Number: 14.35.100 Revision PO) Sittingbourne Kent ME10 3DU		
WARD St Michaels	PARISH/TOWN COUNCIL	APPLICANT The Spirit of Sittingbourne LLP AGENT Mr Alastair Cracknell

The Head of Planning Services reported that a further representation had been received in support of the planning application from Sittingbourne Retail Park Ltd stating that it would bring much needed fresh investment into Sittingbourne and help raise its profile in competing with other centres in this part of Kent.

The Head of Planning Services further reported that an additional letter had been received expressing the following: concerns about the proposal to remove the drop-off area for the rail station; do not believe the cinema would be providing an affordable service to local residents; and other issues raised which had already been considered by the committee or raise issues about general regeneration within the town centre.

The Head of Planning Services advised that amended plans had very recently been received which revised the scheme demonstrating how the public realm area would be handled. He sought delegation to either supplement existing conditions or introduce new conditions to require samples and Local Authority agreement to the materials to be used within the public realm and any details regarding features including public art/sculptural features and any associated highway amendments.

The Chairman moved the officer recommendation to approve the application and this was seconded.

A Ward Member raised concern that such important issues were being delegated to officers, particularly those outlined in paragraph 3.18 of the committee report, which he considered lacked clarity.

Members raised the following points: was important that Members kept control and concerned about the degree of officer delegation recommended; concern that there was still no clear resolution on public realm; agree should not pass-over this degree of details to planning officers; if we do not agree to extend the cinema opening time would the company pull out of the project?; if we don't delegate to officers would delay the project even further; this was not the time for 'political jousting', officers were professionals and we should entrust them with the delegation; Members can speak to Planning Officers at any time about any aspect of the application they are

concerned about; and concern about the inadequate parking proposed which will put people off visiting the town centre.

Councillor Mike Henderson moved the following motion: That the proposed delegations set out in paragraphs 3.09, 3.17, 3.18 and 3.20 of the Committee report be not delegated to officers, as this was not seconded, the Chairman then suggested that those items be delegated to officers in conjunction with the Chairman of Planning Committee and Ward Member. This was agreed by Members.

Resolved: That application 14/505440/FULL be delegated to officers to approve subject to signing of Section 106 Agreement, to either supplement existing conditions or introduce new conditions to require samples and Local Authority agreement to the materials to be used within the public realm and any details regarding features including public art/sculptural features and any associated highway amendments. That paragraphs 3.09, 3.16, 3.17 and 3.18 of the Committee report be delegated to officers to approve in consultation with the Planning Committee Chairman and Ward Member.

PART 2

Applications for which **PERMISSION** is recommended

2.1 REFERENCE NO - 15/507023/FULL			
APPLICATION PROPOSAL			
Retention of chicken sheds, associated outbuildings, storage and toilet/kitchenette facility. Ancillary to personal agricultural/leisure use.			
ADDRESS Dukes Shaw, Bexon Lane, Bredgar, Kent, ME9 8HG			
WARD West Downs	PARISH/TOWN COUNCIL Bredgar	APPLICANT Eastland	Mr Peter
		AGENT	

Mr Eastland, the applicant, spoke in support of the application.

Councillor Mike Henderson moved a motion for a site meeting. This was seconded by Councillor Prescott.

On being put to the vote the motion was agreed.

Resolved: That application 15/507023/FULL be deferred to allow the Planning Working Group to meet on site.

2.2 REFERENCE NO - 15/510505/FULL			
APPLICATION PROPOSAL			
Construction of a new community centre with adjoining changing room facilities and associated landscaping works			
ADDRESS Land North East Of Barley House Great Easthall Way Sittingbourne Kent ME10 3TF			
WARD	PARISH/TOWN COUNCIL	APPLICANT	Swale Borough

Murston		Council AGENT BBM Sustainable Design
---------	--	---

The Area Planning Officer reported that he had requested details from the agent of the reptile survey which were as follows: *“We have instructed Green Space Ecology to carry out the reptile survey for the site. The survey will be carried out over a period of weeks from March onwards as the reptiles need to be active, for the survey to be completed. Based on this information I would be grateful if these works could be conditioned as a pre-construction commencement condition, due to the nature of the survey work, no construction work would be able to commence until the survey is complete”*.

The Area Planning Officer explained that he had passed this on to KCC Ecology who responded as follows: *“Our advice is that all surveys should be carried out prior to determination to ensure that SBC can consider all material considerations when determining the planning application.”*

However Paragraph 99 of Government Circular (ODPM 06/2005) also states that surveys can be conditioned in exceptional circumstances.”

The Area Planning Officer stated that in this case there were no exceptional circumstances and as such, as per the report, he was seeking delegation to approve subject to ecology issues being resolved and any conditions required. He further stated that he had yet to receive a response from Southern Water (expiry date 14 March 2016) and sought delegation to approve subject to no objection from Southern Water and any condition required by them.

The Area Planning Officer reported that one objection had been received relating to noise from the proposed use, impact on privacy, impact on visual amenity, loss of light, parking and disturbance during construction, all of which are covered within the committee report. The writer also commented that works had begun on site. The Planning Officer reported that he had visited the site and this was not the case and initial works with regards to the reptile survey had taken place.

The Chairman moved the officer recommendation to approve the application and this was seconded.

A Member considered March was the wrong time of the year to undertake a reptile survey.

Councillor Mike Henderson moved the following addendum: That the reptile survey be undertaken during the months of May and June. This was seconded by Councillor Mike Baldock.

The Area Planning Officer suggested that the reptile survey be undertaken in-line with Natural England best practice. This was agreed by Members.

Resolved: That application 15/510505/FULL be delegated to officers to approve subject to conditions (1) to (19) in the report, the receipt of the reptile survey, the KCC ecologists comments on it and any appropriate additional

conditions they requested, and to the comments of Southern Water and any additional conditions they requested, and that the reptile survey be undertaken in-line with Natural England best practice.

2.3 REFERENCE NO - 16/501079/FULL		
APPLICATION PROPOSAL Replace front door and front windows, repaint front elevation and window sills.		
ADDRESS 17 Orchard Place Faversham Kent ME13 8AP		
WARD Abbey	PARISH/TOWN COUNCIL Faversham Town	APPLICANT Mr Ross McCardle

The Area Planning Officer reported that Faversham Town Council raised no objection. He recommended that the application be approved subject to no fresh material planning issues being raised in any representations received prior to the closing date of 11 March 2016.

The Chairman moved the officer recommendation to approve the application and this was seconded.

Resolved: *That application 16/501079/FULL be approved subject to conditions (1) and (2) in the report and to no fresh material planning issues being raised in any representations received prior to the closing date of 11 March 2016.*

2.4 REFERENCE NO - 16/500288/FULL		
APPLICATION PROPOSAL Conversion of existing integral garage to dining room		
ADDRESS Aylesbury Cottage 41A Horselees Road Boughton Under Blean Kent ME13 9TE		
WARD Boughton & Courtenay	PARISH/TOWN COUNCIL Dunkirk	APPLICANT Mr G Blandford & Miss E Ward AGENT Jason Davies Architectural Services

Parish Councillor John Peto, representing Dunkirk Parish Council, spoke against the application.

The Chairman moved the officer recommendation to approve the application and this was seconded.

A Ward Member was concerned that the proposal would exacerbate existing parking problems which were already dangerous.

Members considered the application and raised the following points: could set a precedent; and residents were already unable to use their garages so do not see how it would increase parking problems.

Resolved: That application 16/500288/FULL be approved subject to conditions (1) and (2) in the report.

2.5 REFERENCE NO – 15/506115/FULL			
APPLICATION PROPOSAL			
One new 4 bedroom detached dwelling to replace existing 3 bedroom dwelling			
ADDRESS The Chimes Beach Approach Warden Kent ME12 4NJ			
WARD Leysdown & Warden	PARISH/TOWN COUNCIL Warden	APPLICANT Mr N Armstrong	AGENT Oakwell Design Ltd

The Area Planning Officer reported that a further objection had been received from a neighbour who had intended to speak at the meeting but had been taken ill. In summary, he was very concerned regarding the impact on the outlook from his dwelling, loss of light, loss of privacy and regarding the location of his chimney relative to the proposed dwelling he was concerned that smoke from his chimney would cause issues for the occupiers of the proposed property particularly in their bedrooms. The Area Planning Officer reported that he had sought the further comments of the Council’s Environmental Health team on this matter, and they commented that they had considered the location of the adjacent bungalow, The Beeches, and specifically the position of its chimney stack relative to the proposed dwelling. Environmental Health were of the opinion that there should be no adverse impact on the amenity of either the new dwelling or adjacent bungalow as a result of combustion emissions from the bungalow’s chimney stack.

The Area Planning Officer reported that concern had been raised about the impact on nesting birds and suggested the application be delegated to officers to approve subject to a further condition relating to nesting birds.

The Chairman moved the officer recommendation to approve the application and this was seconded.

A Ward Member stated that she could not think of a planning reason to refuse the application.

Resolved: That application 15/506115/FULL be delegated to officers to approve subject to conditions (1) to (13) in the report and the imposition of a further condition relating to nesting birds.

2.6 REFERENCE NO – 15/503652/FULL, 15/503656/LBC and 15/503659/ADV		
APPLICATION PROPOSAL		
Change of use from A1 to A1, A3 and B1. Alterations to shopfront. Internal alterations, creation of new staircase and removal of existing, one window to rear to be removed. Advertisement consent for 1x fascia sign to front of shop.		
ADDRESS 5 Market Street, Faversham, Kent, ME13 7AH		
WARD Abbey	PARISH/TOWN COUNCIL Faversham Town	APPLICANT Mr Oc Yan

A Ward Member spoke against the application. He considered that the site was within the core shopping area of Faversham Town Centre.

Councillor Bryan Mulhern moved a motion for a site meeting. This was seconded by Councillor Mike Henderson.

Resolved: *That applications 15/503652/FULL, 15/503656/LBC and 15/503659/ADV be deferred to allow the Planning Working Group to meet on site.*

2.7 REFERENCE NO – 15/510564/FULL		
APPLICATION PROPOSAL Demolition of garage/workshop; Construction of two-storey side and single-storey rear extensions, front porch and alterations to front fenestration		
ADDRESS 6 Meadow Rise Iwade Kent ME9 8SB		
WARD Bobbing, Iwade & Lower Halstow	PARISH/TOWN COUNCIL Iwade	APPLICANT Mr P Seitz AGENT John Childs and Associates

The Area Planning Officer reported that with regard to the requested amended plans showing a 2 metre space between the first floor flank elevation and the side boundary, the agent was currently away on holiday, and he had not therefore received amended plans for Members to view. He explained that he had discussed the issue with the applicant who considered that the scheme was acceptable as submitted but was willing to amend the plans should Members agree the recommendation outlined in the report. The officer sought delegation to approve the application subject to receipt of amended plans.

Mr Seitz, the applicant, spoke in support of the application.

The Chairman moved the officer recommendation to approve the application and this was seconded.

Councillor Ben Stokes moved the following motion: That the application be deferred pending receipt of amended drawings. This was seconded by Councillor Mike Baldock.

There was some discussion about deferring the application and the following points were made: do not see the point of deferring, the planning officer had suggested a sensible way forward; deferring the application was a ‘common sense’ approach; and need to consider the costs involved with deferring the application.

Resolved: *That application 15/510564/FULL be deferred for the receipt of amended drawings, or refused if amended drawings were not submitted.*

2.8 REFERENCE NO – SW/14/0530
APPLICATION PROPOSAL Siting of two mobile homes with associated utility blocks, with parking for cars and two touring caravans for gypsy family and erection of stables.

ADDRESS The Barn Yard, Land Adjoining Blackthorne Lodge, Greyhound Road, Minster, Sheerness, Kent, ME12 3SP		
WARD Sheppey Central	PARISH/TOWN COUNCIL Minster-on-Sea	APPLICANT Mrs Patience Brazil AGENT Mr Martin Foad

This item was withdrawn from the agenda.

PART 3

Applications for which **REFUSAL** is recommended

3.1 REFERENCE NO – 15/509814/FULL		
APPLICATION PROPOSAL Erection of one detached dwelling		
ADDRESS 19 South Road Faversham Kent ME13 7LR		
WARD St Ann's	PARISH/TOWN COUNCIL Faversham Town	APPLICANT Mrs L C Guthrie AGENT Redsquare Architects Ltd

Mr Daniel Waller, an objector, spoke against the application.

Mr Simon Timms, the agent, spoke in support of the application.

The Chairman moved the officer recommendation to refuse the application which was seconded.

A Ward Member spoke against the application.

A Member raised concern about the pre-application advice given to the applicant and that this should be looked into.

In response to a query from a Member, the Chairman explained that he had requested that the item be considered by the Planning Committee and not delegated to officers.

Resolved: That application 15/509814/FULL be refused for the reasons outlined in the committee report.

PART 5

- **Item 5.1 – 24 Admirals Walk, Minster**

APPEAL DISMISSED

Observations

DELEGATED REFUSAL:

Full support for the Council's decision.

- **Item 5.2 – 11 Range Road, Eastchurch**

APPEAL ALLOWED

Observations

DELEGATED REFUSAL:

A disappointing decision, but one that provides clear direction that the Council's five-year housing supply shortfall must be afforded great weight towards approving residential development in the countryside.

- **Item 5.3 – Howt Green Farm, Sheppey Way, Bobbing**

APPEAL ALLOWED PLUS COSTS AWARDED AGAINST THE COUNCIL

Observations

AGAINST OFFICER RECOMMENDATION:

A decision that fully endorses the appellant's case against the refusal of planning permission.

- **Item 5.4 – Moth's Field, Denstroude Lane, Dunkirk**

APPEAL DISMISSED

Observations

DELEGATED REFUSAL:

Full support for the Council's decision.

- **Item 5.5 – The Ponderosa, 48 Keycol Hill, Bobbing**

APPEAL DISMISSED

Observations

DELEGATED REFUSAL:

Full support for the Council's decision.

- **Item 5.6 – Land at Cedar Lodge, Whybornes Chase, Minster**

SW/14/0516	APPEAL DISMISSED
14/506851	APPEAL ALLOWED

Observations**COMMITTEE REFUSALS AGAINST OFFICERS' RECOMMENDATION**

Clear decisions in which the Inspector supported Member's view that semi-detached dwellings would be out of character with the area; but however that a single detached dwelling would cause no harm to local amenity.

- **Item 5.7 – The Old Bindery, Butcher's Field, Throwley**

APPEAL ALLOWED**Observations****APPEAL AGAINST CONDITION OF DELEGATED DECISION:**

This site now has a very complex planning history. Despite the Inspector making it quite clear that the Council's decision to grant a very carefully worded permission was entirely consistent with that of three previous Inspectors, and a permission which he has essentially supported; he has removed the requirement to re-position the largest caravan on the site, which was one of the main controls on the permission that a previous Inspector felt necessary to enable the previous temporary permission to be granted. In fact, he has removed any controls over where caravans can be parked, which is very disappointing given the very obvious sensitivity of the site.

- **Item 5.8 – 2 Greenacres, Holywell Lane, Upchurch**

APPEAL DISMISSED**Observations****ENFORCEMENT APPEAL:**

A good decision, and full support for the Council.

- **Item 5.9 – Land at Vicarage Lane, Ospringe**

APPEAL DISMISSED**Observations****ENFORCEMENT APPEAL:**

Very clear support for the Council's action, with the Inspector making only minor changes to the enforcement notice despite the appellant appealing on numerous grounds.

590 EXCLUSION OF PRESS AND PUBLIC

Resolved:

(1) That under Section 100A(4) of the Local Government Act 1972, the press and public be excluded from the meeting for the following items of business on the grounds that they involve the likely disclosure of exempt information as defined in Paragraphs 2, 3 and 6 of Part 1 of Schedule 12A of the Act:

- 1. Information relating to any individual.**
- 2. Information which is likely to reveal the identity of an individual.**
- 3. Information relating to the financial or business affairs of any particular person (including the authority holding that information).**
- 4. Information relating to any consultation or negotiations, in connection with any labour relations matter arising between the authority or a Minister of the Crown and any employees of, or office holders under, the authority.**
- 5. Information in respect of which a claim to legal professional privilege could be maintained in legal proceedings.**
- 6. Information which reveals that the authority proposes:**
 - (a) to give under any enactment a notice under or by virtue of which requirements are imposed on a person; or**
 - (b) to make an order or direction under any enactment.**
- 7. Information relating to any action taken in connection with the prevention, investigation or prosecution of crime.**

591 REPORT OF THE HEAD OF PLANNING

6.1 Newington Hand Car Wash, 67 High Street, Newington

Resolved: That an Enforcement Notice be issued pursuant to the provisions of Section 172 of the Town and Country Planning Act 1990, as amended, requiring the use of the land for the stationing of a caravan used residentially and/or the use of the main building for residential purposes cease within 3 months of the Notice taking effect.

That the Head of Planning Services and Head of Legal Partnership of the Council be authorised to prepare and serve the necessary documentation, including the precise wording and reasons thereof to give effect to this decision.

6.2 ENF/13/013 – alleged unlawful use of garage for car sales at Iwade Garage, Iwade

Resolved: That the situation be noted and no further action be taken.

592 ADJOURNMENT OF MEETING

The meeting was adjourned at 8.45pm and reconvened at 8.53pm.

Chairman

Copies of this document are available on the Council website <http://www.swale.gov.uk/dso/>. If you would like hard copies or alternative versions (i.e. large print, audio, different language) we will do our best to accommodate your request please contact Swale Borough Council at Swale House, East Street, Sittingbourne, Kent, ME10 3HT or telephone the Customer Service Centre 01795 417850.

All Minutes are draft until agreed at the next meeting of the Committee/Panel