



REGULATORY COMMITTEE

MINUTES of a MEETING of the REGULATORY COMMITTEE held at COUNTY HALL, TROWBRIDGE on WEDNESDAY 8 JUNE 2005.

PRESENT:

Mr M Connolly (Chairman), Mr PR Davis, Mr A N Deane, Mrs MEM Groom, Mr RS Henning, Mr JP Johnson, Mr A Molland, Mrs P Rugg, Mr IC West, Mrs M White and Mr RS While.

Mr PCB Coleman, Mr A Davis and Miss MF de Rhé-Philipe also attended the meeting.

41. **Apologies** Apologies for absence were received from Mrs S K Doubell.

42. **Minutes of Previous Meeting**

Resolved: To confirm and sign the minutes of the Committee meeting held on 13 April 2005.

43. **Chairman's Announcements** The Chairman reported that the Clerk would be writing to those members of this Committee and their substitutes who were unable to attend the training session on 24 May 2005 in order to make alternative arrangements.

44. **Members' Interests** Mr RS Henning declared a personal interest in agenda item no. 9 - Upper Deverills: Proposed New Sewage Treatment Works at Site off B3095 at Monkton Deverill (Grid Reference 385265 - 137135) for Wessex Water Limited (Application No. W.05.09005) (see minute no. 45 below) because he would be representing North Wiltshire District Council on the Wessex Water Consultative Group. He would however take part in the discussion and vote.

45. **Upper Deverills: Proposed New Sewage Treatment Works at Site off B3095 at Monkton Deverill (Grid Reference 385265 - 137135) for Wessex Water Limited (Application No. W.05.09005)** At the beginning of this item, the following members of the public made statements to which the Chairman responded:-

- Mr W Knowles, a resident of Kingston Deverill and Cllr. R Munro of Upper Deverills Parish Council – against the proposal.
- Mr D Modley, Engineering Manager of Wessex Water – in response, on behalf of the applicant.

On considering a report by the Director of Environmental Services and a statement submitted by Mr AT Lee, a resident of Monkton Deverill and on hearing the views of Miss MF de Rhé-Philippe, as local member,

***Resolved:** To grant planning permission, subject to the conditions set out in the Director's report, with the proviso that Condition 15 be amended to read as follows:-*

"Prior to the commencement of development a noise survey shall be undertaken to establish the existing background noise levels for the proposed site. The noise emitted from the site shall not exceed the existing background noise level by more than 5dBA (between the hours of 2200 and 0700) and there shall be no distinct frequency component. The noise levels shall be determined at the nearest noise sensitive property (currently No 69 Kingston Deverill) and shall be measured at a microphone height of between 1.2 and 1.5 metres".

46. **Calne: Proposed Siting of a Single Mobile Classroom with Toilets at Fynamore Primary School, Isis Close, Calne for Wiltshire County Council (Application No. N.05.07011)** On considering a report by the Director of Environmental Services,

***Resolved:** To grant planning permission, subject to the conditions set out in the Director's report.*

47. **Exclusion of the Public**

***Resolved:** To agree, that in accordance with Section 100A(4) of the Local Government Act 1972, to exclude the public from the meeting for the business specified in Minute Number 48, because it was likely that if members of the public were present there would be disclosure to them of exempt information as defined in paragraph 5 of Part I of Schedule 12A to the Act.*

48. **Appeal Against Refusal of Transport from Marlborough to Wiltshire College, Chippenham** On considering a confidential report by the Director, Department for Children & Education, together with supplementary evidence submitted by the child's parents, an e mail from Mrs EM Hannaford, the local member and a letter from The Rt Hon Michael Ancram MP,

***Resolved:** To approve the provision of transport to Wiltshire College, Chippenham from the applicant's home in Marlborough as a departure from the County Council's Post 16 Transport Scheme for the following reasons:-*

- (1) *There is an established link between Rowdeford School and Wiltshire College Chippenham.*
- (2) *The student would be able to continue the weekly links with Lackham College.*
- (3) *It was not made sufficiently clear to the applicant at an early stage that she would be expected to continue her studies in Swindon rather than Chippenham. The student would not have been prepared for a move to Swindon College at this stage.*

Members made clear that approving an exception in this case did not set a precedent for the future, and that all future requests should be treated on their individual merits; they also accepted Officers' undertakings to ensure that parents in a similar position were informed at an early stage of Council's transport policy and its implications for post-16 placements.

(Duration of meeting: 10.30am – 12.05pm)

The Officer who has produced these minutes is Roger Bishton, Democratic & Members' Services, direct line (01225) 713035 or e-mail rogerbishton@wiltshire.gov.uk

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