

METROPOLITAN BOROUGH OF SEFTON

COUNCIL SUMMONS

To Members of the Metropolitan Borough Council

Dear Councillor

You are requested to attend a Meeting of the Sefton Metropolitan Borough Council to be held on **Thursday 14th January, 2010 at 6.30 pm at the Town Hall, Bootle** to transact the business set out on the agenda overleaf.

Yours sincerely,

Legal Director

Town Hall,
Southport

6 January 2010

Please contact Steve Pearce, Head of Committee and Member Services
on 0151 934 2046 or e-mail steve.pearce@legal.sefton.gov.uk

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A G E N D A

1. Apologies for Absence

2. Declarations of Interest

Members and Officers are requested to give notice of any personal or prejudicial interest and the nature of that interest, relating to any item on the agenda in accordance with the relevant Code of Conduct.

3. Minutes

(Pages 5 - 16)

Minutes of the Extraordinary and Ordinary Meetings of Council held on 17 December 2009

4. Mayor's Communications

Public Session

5. Matters Raised by the Public

(Pages 17 -
18)

Mr Ian Hamilton Fazey, Chairman of the Waterloo Residents' Association has submitted a petition signed by residents of the Borough, requesting the Licensing and Regulatory Committee to accept a number of recommendations in the Guidelines to the Licensing Act 2003 and he will be permitted to make a statement as to the content of the petition which will not exceed five minutes. A copy of the issues highlighted in the petition is attached for information.

(Details of any further Petitions notified or Questions submitted to the Legal Director by members of the public in accordance with Rule 11 of the Council and Committee Procedure Rules will be circulated at the meeting).

Council Business Session

6. Questions Raised by Members of the Council

To receive and consider questions to Cabinet Members, Chairs of Committees or Spokespersons for any of the Joint Authorities upon any matter within their portfolio/area of responsibility, of which notice has been given in accordance with Rule 12 of the Council and Committee Procedure Rules.

7. Strategic Budget Review - Further Options

(Pages 19 -
28)

Report of the Chief Executive

- 8. Joint Waste Development Plan - Consultation on Preferred Options** (Pages 29 - 58)
Report of the Planning and Economic Regeneration Director
- 9. Article 4(2) Direction for Moor Park Conservation Area** (Pages 59 - 66)
Report of the Planning and Economic Regeneration Director
- 10. Membership of Committees 2009/10**
To consider any changes to the Membership of any committees etc.
- 11. Matters dealt with in accordance with Rule 17 of the Scrutiny Procedure Rules (Call-In and Urgency) of the Constitution** (Pages 67 - 68)
Report of the Legal Director.
- 12. Notice of Motion by Councillor McGuire**
To consider the following Motion submitted by Councillor McGuire:
- “This Council notes that:
1. Climate change predictions show that without severe cuts in greenhouse gas emissions, the world will be hit by drought, flooding and famine affecting all of us, and poorest countries in particular. Some of these countries are already suffering from the effects of climate change. This is an issue of social justice as well as a call to take environmental action.
 2. Under the UK Climate Change Act 2008, the UK is due to cut its emissions by 34% by 2020, but according to climate change scientists, a cut of 10% in 2010 is in line with what is now needed to avert runaway climate change.
 3. Increasing numbers of councils are signing up to the "10:10 Campaign" which seeks to persuade individuals, businesses, organisations and the UK government to reduce their CO2 emissions by 10% in 2010.
- This Council supports the aims and ambitions of the 10:10 Campaign and therefore resolves to sign up to the campaign as part of Sefton's commitment to tackling climate change.”

THIS SET OF MINUTES IS NOT SUBJECT TO "CALL-IN"

EXTRAORDINARY MEETING OF COUNCIL

MEETING HELD AT THE TOWN HALL, BOOTLE ON THURSDAY 17TH DECEMBER, 2009

PRESENT: The Mayor (Councillor Doran) (in the Chair)

Councillors Barber, Blackburn, Booth, Bradshaw, Brady, Brodie - Browne, Byrom, Cluskey, Colbert, Connell, Cummins, Cuthbertson, Dodd, M Dowd, P Dowd, Fairclough, Lord Fearn, Fenton, Friel, Gibson, Glover, Griffiths, Gustafson, Hands, Hill, Hough, Ibbs, D Jones, T Jones, Kerrigan, Larkin, Maher, Mahon, C Mainey, S Mainey, McGuire, Moncur, Parry, Pearson, Preston, D Rimmer, Roberts, Robertson, Shaw, Storey, Sumner, Tattersall, Tonkiss, Tweed, Veidman, Sir Ron Watson, Weavers and Webster

47. APOLOGIES FOR ABSENCE

Apologies for absence were received from the Deputy Mayor, Councillor M. Fearn and Councillors Brennan, Byrne, D. Hardy, P. Hardy, Howe, McGinnity, Papworth, Platt, Porter and B. Rimmer.

48. DECLARATIONS OF INTEREST

No declarations of interest were received.

49. ELECTORAL CYCLE – RESOLUTION FOR WHOLE COUNCIL ELECTIONS

Further to Minute No. 193 of the Cabinet meeting held on 12 November 2009, the Council considered the report of the Legal Director on the provisions of the Local Government and Public Involvement in Health Act 2007 which allows local authorities that elect by thirds to move to whole Council Elections every four years. The report indicated that there is a 'permitted resolution period' for authorities that wish to change their electoral cycle and in the case of Sefton and other Metropolitan Councils, a resolution must be passed no later than 31 December 2009 by the Council.

The effect of any potential change in the electoral cycle upon Town and Parish Councils in Sefton, the results of the consultation process undertaken and the financial implications were detailed in the report.

It was moved by Councillor Robertson, seconded by Councillor P. Dowd and

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RESOLVED:

That the Council continue with the current electoral cycle of elections by thirds.

THIS SET OF MINUTES IS NOT SUBJECT TO "CALL-IN"

COUNCIL

MEETING HELD AT THE TOWN HALL, BOOTLE ON THURSDAY 17TH DECEMBER, 2009

PRESENT: The Mayor (Councillor Doran) (in the Chair)

Councillors Barber, Blackburn, Booth, Bradshaw, Brady, Brodie - Browne, Byrom, Cluskey, Colbert, Connell, Cummins, Cuthbertson, Dodd, M Dowd, P Dowd, Fairclough, Lord Fearn, Fenton, Friel, Gibson, Glover, Griffiths, Gustafson, Hands, Hill, Hough, Ibbs, D Jones, T Jones, Kerrigan, Larkin, Maher, Mahon, C Mainey, S Mainey, McGuire, Moncur, Parry, Pearson, Preston, D Rimmer, Roberts, Robertson, Shaw, Storey, Sumner, Tattersall, Tonkiss, Tweed, Veidman, Sir Ron Watson, Weavers and Webster

50. **APOLOGIES FOR ABSENCE**

Apologies for absence were received from the Deputy Mayor, Councillor M. Fearn and Councillors Brennan, Byrne, D. Hardy, P. Hardy, Howe, McGinnity, Papworth, Platt, Porter and B. Rimmer.

51. **DECLARATIONS OF INTEREST**

The following declarations of interest were received:-

Member	Minute	Reason	Action
Councillors Hands and Hill	58 – Review of Members Allowances Scheme – Independent Remuneration Panel	Prejudicial - Chair of Overview and Scrutiny Committee	Left the room during the consideration of the item
Councillor Colbert	63 - Transformation Programme Update - Strategic Budget Review	Prejudicial - He has a close friend who is directly affected by the proposals for potential redundancies	Left the room during the consideration of the item

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52. MINUTES

RESOLVED:

That the Minutes of the Council meeting held on 22 October 2009 be confirmed as a correct record.

53. MAYOR'S COMMUNICATIONS

Visit by the Duke of Kent to the Borough

The Mayor reported that His Royal Highness, The Duke of Kent had visited a number of locations within Sefton on 26 November 2009 and he had subsequently received a letter from the Lord-Lieutenant of Merseyside, Dame Lorna Muirhead DBE, in which she had congratulated the Borough on hosting a most successful Royal visit and in particular thanked 'local' Councillors for their support at each of the venues that were visited.

Mayor's Annual Christmas Gift Appeal 2009

The Mayor encouraged all those who live or work in Sefton to donate a present for the annual Mayors Christmas Gift Appeal. Each year the generosity of people is overwhelming, please make this year as special for someone deserving.

This annual appeal asks all residents in Sefton to try and provide presents for some of the Borough's most deserving children and make this Christmas extra special for them.

All gifts can be left with the Reception Staff at Bootle and Southport Town Halls until 21 December 2009 after which they will be distributed throughout the Borough.

Mayor's Charity Event 2010

The Mayor indicated that all Members of the Council would have received over the past few weeks, the advertisement for the Mayor of Sefton's Annual Charity Night to be held on 12 February 2010 at the Floral Hall, Southport.

The Mayor requested Members to contact the Head of Civic and Mayoral Services as soon as possible to reserve a table as tickets were already selling steadily.

Mayoral Blog

The Mayor reported that as part of the ongoing improvements to the Civic and Mayoral Web Site, he now produced a weekly commentary on the Mayoral Engagements undertaken during the previous week, known to one and all as the - 'Mayoral Blog' which could be accessed on:

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www.sefton.gov.uk/civicanmayoralservices

Councillor Brennan

The Mayor reported that on behalf of the Council, he would be sending a letter of condolence to Councillor Brennan following the death of his father.

Season's Greetings

The Mayor indicated that the Mayoress and himself wished to extend best wishes for a Merry Christmas and Happy New Year to all Members of the Council and Council Officers and he extended an invitation to the Members and Officers present to join the Mayoress and himself in the adjoining room for a glass of wine and a mince pie to celebrate the start of the Festive Season.

PUBLIC SESSION

54. MATTERS RAISED BY THE PUBLIC

The Mayor reported that Members of the public had not submitted any petitions or questions.

COUNCIL SESSION

55. QUESTIONS RAISED BY MEMBERS OF THE COUNCIL

The Council considered a written question from Councillor Shaw to the Cabinet Member - Communities together with a written response from the Cabinet Member.

56. MEDIUM TERM FINANCIAL PLAN 2010/11 TO 2012/13 - UPDATE

The Council considered the report of the Chief Executive, which provided an update on the Medium Term Financial Plan for 2010/11 to 2012/13. The report highlighted the emerging spending pressures, the base assumptions used to determine the budget gap for the above period and the current approved capital schemes, which had yet to be contractually committed.

The report had been considered by the Cabinet at its meeting held earlier that day and a copy of the Cabinet resolution (No. 235) on this issue was circulated prior to the commencement of the Council meeting.

It was moved by Councillor Robertson, seconded by Councillor Brodie-Browne:

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“That

- (1) the amended Budget Gaps for 2010/11, 2011/12 and 2012/13 be noted;*
- (2) the assumption for the level of pay award provision be amended to 0.5% in 2010/11 and 1% in the following two years;*
- (3) the “Other Services Growth” set out in Appendix B of the report be deleted from the Medium Term Financial Plan at this stage;*
- (4) the provision for unavoidable demand be increased to £6.685m in 2010/11, £4.608m in 2011/12 and £3.851m in 2012/13, as detailed in paragraph 4.1.2 of the report;*
- (5) the following uncommitted schemes set out in Appendix C of the report be deleted from the Capital Programme:*
 - 1. Pine Grove Depot*
 - 2. Hawthorne Road Carriageway Maintenance*
 - 3. Disaster Recovery Business Continuity*
 - 4. Roof Repairs to Libraries*
 - 5. Demolition Fund*
 - 6. Development Fund*
- (6) the Strategic Director of Regeneration and Environmental Services submit a report to the Cabinet on the current position relating to the Southport Commerce Park - Phase 3 scheme referred to in Appendix C of the report. The report to provide details of the outcome of the bid for external funding and the marketing proposals;*
- (7) the remaining schemes in Appendix C of the report be retained in the Capital Programme;and*
- (8) the current assumption of a 3% Council Tax increase for 2010/11 be noted and it be considered further in the new year.”*

An amendment was then moved by Councillor Hands, seconded by Councillor Shaw that the Motion be amended by:

“the addition of the following uncommitted schemes in resolution (5):

- 7. Netherton Activity Centre*
- 8. Southport Market Refurbishment”*

The requisite number of Members having signified their wish that the voting on the amendment should be recorded in accordance with Rule 18.4 of the Council and Committee Procedure Rules, the voting was duly recorded and the Members of the Council present at the time, voted as follows:-

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FOR THE MOTION:

Councillors Blackburn, Booth, Brodie-Browne, Colbert, Connell, Dodd, Lord Fearn, Fenton, Gibson, Hands, Hill, Hough, Larkin, McGuire, C. Mainey, S. Mainey, Preston, D. Rimmer, Robertson, Shaw, Sumner, Tattersall, Tonkiss, and Weavers.

AGAINST THE MOTION:

Councillors Barber, Bradshaw, Brady, Byrom, Cluskey, Cummins, Cuthbertson, M. Dowd, P. Dowd, Fairclough, Friel, Glover, Griffiths, Gustafson, Ibbs, D. Jones, T. Jones, Kerrigan, Maher, Mahon, Moncur, Parry, Pearson, Roberts, Storey, Tweed, Viedman, Sir Ron Watson and Webster.

ABSTENTION:

Councillor Doran.

The amendment was lost by 29 votes to 24 with one abstention.

A further amendment was moved by Councillor P. Dowd, seconded by Councillor Gustafson that the Motion be amended by:

“The deletion of the Hawthorne Road Carriageway Maintenance Scheme from resolution (5) and its reinstatement into the Capital Programme.”

The requisite number of Members having signified their wish that the voting on the amendment should be recorded in accordance with Rule 18.4 of the Council and Committee Procedure Rules, the voting was duly recorded and the Members of the Council present at the time, voted as follows:-

FOR THE MOTION:

Councillors Bradshaw, Brady, Byrom, Cluskey, Cummins, M. Dowd, P. Dowd, Fairclough, Friel, Gustafson, Kerrigan, Maher, Mahon, Moncur, Tweed, Veidman and Webster.

AGAINST THE MOTION:

Councillors Barber, Blackburn, Booth, Brodie-Browne, Colbert, Connell, Cuthbertson, Dodd, Lord Fearn, Fenton, Gibson, Glover, Griffiths, Hands, Hill, Hough, Ibbs, D. Jones, T. Jones, Larkin, McGuire, C. Mainey, S. Mainey, Parry, Pearson, Preston, D. Rimmer, Roberts, Robertson, Shaw, Storey, Sumner, Tattersall, Tonkiss, Sir Ron Watson and Weavers.

ABSTENTION:

Councillor Doran.

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The amendment was lost by 36 votes to 17 with one abstention.

Following further debate, on a show of hands, the Mayor declared that the Substantive Motion was carried and it was

RESOLVED That:

- (1) the amended Budget Gaps for 2010/11, 2011/12 and 2012/13 be noted;
- (2) the assumption for the level of pay award provision be amended to 0.5% in 2010/11 and 1% in the following two years;
- (3) the "Other Services Growth" set out in Appendix B of the report be deleted from the Medium Term Financial Plan at this stage;
- (4) the provision for unavoidable demand be increased to £6.685m in 2010/11, £4.608m in 2011/12 and £3.851m in 2012/13, as detailed in paragraph 4.1.2 of the report;
- (5) the following uncommitted schemes set out in Appendix C of the report be deleted from the Capital Programme:
 1. Pine Grove Depot
 2. Hawthorne Road Carriageway Maintenance
 3. Disaster Recovery Business Continuity
 4. Roof Repairs to Libraries
 5. Demolition Fund
 6. Development Fund;
- (6) the Strategic Director of Regeneration and Environmental Services submit a report to the Cabinet on the current position relating to the Southport Commerce Park - Phase 3 scheme referred to in Appendix C of the report. The report to provide details of the outcome of the bid for external funding and the marketing proposals;
- (7) the remaining schemes in Appendix C of the report be retained in the Capital Programme; and
- (8) the current assumption of a 3% Council Tax increase for 2010/11 be noted and it be considered further in the new year.

57. SOUTHPORT CULTURAL CENTRE - TEMPORARY LIBRARY SERVICE

The Mayor reported that the item had been withdrawn from the agenda because the call-in request had been considered by the Overview and Scrutiny Committee (Performance and Corporate Services) at its meeting held on 9 December 2009 and the resolution passed by the Committee

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(Minute No. 29) had been noted by the Cabinet at its meeting held on 17 December 2009 (Minute No.236).

58. REVIEW OF MEMBERS' ALLOWANCES – INDEPENDENT REMUNERATION PANEL

Further to Minute No. 12 of the Council meeting held on 9 July 2009 and Minute No. 30 of the meeting of the Standards Committee held on 15 December 2009, the Council considered the report of the Legal Director which incorporated a copy of the report of the Independent Remuneration Panel (IRP) in relation to the Members' Allowances Scheme.

The report indicated that the IRP had met on 16 November 2009 to consider the resolution from the Council meeting and hear the comments of the Leaders of the Liberal Democrat Group and Labour Group (The Leader of the Conservative Group had sent apologies).

It was moved by Councillor Robertson, seconded by Councillor P. Dowd and

RESOLVED:

That any changes to the Members' Allowances Scheme be deferred until the Independent Remuneration Panel has completed a full review of the Scheme at the beginning of the 2010/11 Municipal Year.

59. MEMBERSHIP OF COMMITTEES AND OUTSIDE BODIES 2009/10

Councillor Griffiths proposed the following changes:-

- Councillor Ibbs to replace Councillor Platt as a Member of the Overview and Scrutiny Committee (Health and Social Care) and Councillor Pearson be appointed as the Spokesperson on the Committee in place of Councillor Platt
- Councillor Pearson to replace Councillor Papworth as the Chair of the Overview and Scrutiny Committee (Regeneration and Environmental Services)
- Councillor Bigley to be appointed as a Member of the Overview and Scrutiny Committee (Regeneration and Environmental Services) in place of Councillor Papworth and be appointed as the new Vice - Chair of the Committee
- Councillor Barber to replace Councillor Platt as a substitute for Councillor Bigley on the Overview and Scrutiny Committee (Regeneration and Environmental Services)
- Councillor Sir Ron Watson to replace Councillor Roberts as a Member of the Licensing and Regulatory Committee

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- Councillor Griffiths to replace Councillor Sir Ron Watson as a Member of the Pay and Grading Committee
- Councillor Ibbs to replace Councillor Platt as the substitute for Councillor Storey on the Planning Committee
- Councillor Porter to replace Councillor Storey as the substitute for Councillor Papworth on the Standards Committee
- Councillor Barber to replace Councillor Platt as a Member of the Local Joint Consultative Committee for Teaching Staff and Councillor T. Jones to replace Councillor Barber as a Substitute Member on the Committee
- Councillor Bigley to replace Councillor Platt as a Member of the Local Joint Consultative Committee
- Councillor Porter to replace Councillor Platt as a Member of the Members Development Steering Group
- Councillor D. Jones to replace Councillor Platt as a Council representative on the Sefton Education Business Partnership
- Councillor D. Jones to replace Councillor Platt as a Council representative on the Sefton F.A.S.T. (Families and Schools Together) Steering Group
- Councillor D. Jones to replace Councillor Platt as a Council representative on the Standing Advisory Committee for Religious Education (SACRE)
- Councillor D. Jones to replace Councillor Platt as a Council representative on the Court of Liverpool University
- Councillor D. Jones to replace Councillor Platt as a Trustee on the Sefton Education Trust

RESOLVED:

That the proposed change detailed above be approved.

60. MATTERS DEALT WITH IN ACCORDANCE WITH RULE 17 OF THE SCRUTINY PROCEDURE RULES (CALL-IN AND URGENCY) OF THE CONSTITUTION

The Council received a report of the Legal Director setting out details of those matters dealt with in accordance with Rule 17 of the Scrutiny Procedure Rules (Call-In and Urgency).

COUNCIL- THURSDAY 17TH DECEMBER, 2009

61. NOTICE OF MOTION BY COUNCILLOR MAHON

It was moved by Councillor Mahon, seconded by Councillor Byrom and

RESOLVED:

“That this Council fully supports the National Fire Sprinkler Network in promoting the benefits and awareness of installing sprinkler systems in public buildings, schools, care homes, commercial premises and residential properties throughout the UK.”

62. EXCLUSION OF PRESS AND PUBLIC

It was moved by Councillor Robertson, seconded by Councillor P. Dowd and

RESOLVED: That

- (1) under Section 100A(4) of the Local Government Act 1972, the press and public be excluded from the meeting for the following item of business on the grounds that it would involve the likely disclosure of exempt information as defined in Paragraph 1 of Part 1 of Schedule 12A to the Act. The Public Interest Test has been applied and favours exclusion of the information from the press and public; and
- (2) the representatives of the Trade Unions be permitted to remain in the meeting during the consideration of Minute No. 63 below.

63. TRANSFORMATION PROGRAMME UPDATE - STRATEGIC BUDGET REVIEW

Further to Minute No. 228 of the Cabinet meeting held on 3 December 2009, the Council considered the report of the Chief Executive which provided an update on progress made in relation to the Transformation Agenda including the Strategic Budget Review (SBR). The report also provided an update on the Medium Term Financial Plan forecasts and set out the next steps in relation to progressing the achievement of SBR savings.

It was moved by Councillor Robertson, seconded by Councillor Brodie-Brown

“That approval be given to the implementation of the savings items detailed in Appendix B of the report and officers be authorised to implement them with immediate effect.”

An amendment was then moved by Councillor P. Dowd and seconded by Councillor Maher that the Motion be amended by the deletion of all the words of the motion and the substitution of the following text:

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“That subject to the deletion of the savings items with potential redundancy implications, set out in pages 41 to 52 of Appendix B to the report, approval be given to the implementation of the remaining savings items in Appendix B and officers be authorised to implement them with immediate effect.”

Following debate, on a show of hands, the Mayor declared that the amendment was lost by 33 votes to 17 with one abstention.

Following further debate, on a show of hands, the Mayor declared that the Substantive Motion was carried by 33 votes to 17 with one abstention and it was

RESOLVED:

That approval be given to the implementation of the savings items listed in Appendix B to the report and officers be authorised to implement them with immediate effect.

WATERLOO

RESIDENTS' ASSOCIATION

PETITION TO SEFTON COUNCIL & ITS LICENSING SUB-COMMITEE

We, the undersigned, bearing in mind **Sefton Council's 'Duty to Involve'** the community in the policy making process under the **Local Government & Involvement in Local Health Act 2007**, and having regard to the Council's policy on alcohol and health, call upon Sefton Council and the Council's Licensing Committee to accept the Secretary of State's '**strong recommendations**' in the **Guidelines to the Licensing Act 2003**, to

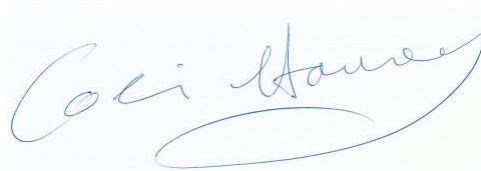
1. Hold a series of well-publicised **Open Meetings** to obtain the views of the public concerning Licensing Policy, and
2. Set up a standing '**Licensing Liaison Forum**' involving all interested parties in which community groups and the public can be represented, and
3. Grant **no new alcohol licences** and **adjourn all current licence applications** in the Waterloo (L22) area until such **Open Meetings** have been held and such a '**Licensing Liaison Forum**' established.

We have pleasure in presenting this petition



Ian Hamilton Fazey OBE

Chairman, Waterloo Residents' Association



Colin Harvey

Treasurer, Waterloo Residents' Association

4 January 2010

NOTES:

- **725 people had signed the petition up until 31 December 2009**
- **There will be further signing opportunities during the weekend of 9 & 10 January 2010**
- **The petition will be lodged with the Council in advance of the 14 January 2010 meeting in accordance with laid-down procedures**
- **It is sponsored by the following members of Sefton Council:-**
- **Councillor Martyn Barber**
- **Councillor Paul Cummins**
- **Councillor Anthony Hill**
- **Councillor Debi Jones**
- **Councillor Andrew Tonkiss**
- **Councillor Daren Veidman**
- **Councillor Veronica Webster**

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REPORT TO: COUNCIL

DATE: 14 January 2010

SUBJECT: STRATEGIC BUDGET REVIEW
FURTHER OPTIONS

WARDS AFFECTED: All

REPORT OF: Margaret Carney
Chief Executive

CONTACT OFFICER: Bill Milburn
Transformation Director
0151 934 4395

EXEMPT/CONFIDENTIAL: No

PURPOSE/SUMMARY:

To approve the implementation of the Strategic Budget Review Options detailed in Annex A and authorise Officers to implement them with immediate effect.

REASON WHY DECISION REQUIRED:

To ensure that timely decisions are made within the timescales to the development of the Transformation Agenda and the achievement of SBR savings.

RECOMMENDATIONS:

That Council approves the implementation of all savings items detailed at Annex A and authorises Officers to implement them with immediate effect

KEY DECISION: Yes

FORWARD PLAN: The Transformation Programme and Strategic Budget Review have been identified in the current Forward Plan

IMPLEMENTATION DATE: Immediately

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ALTERNATIVE OPTIONS:

The Council could continue to plan and set its budget on a traditional incremental approach. However this tends to be shorter term and is unlikely to meet medium term priorities and financial objectives.

IMPLICATIONS:

Budget/Policy Framework: The options presented in the SBR will make significant savings over the period of the SBR. Council approval is required to amend the budget/policy framework.

Financial:

	2009/10 £	2010/11 £	2011/12 £
CAPITAL EXPENDITURE			
Gross Increase in Capital Expenditure			
Funded by:			
Sefton Capital Resources			
Specific Capital Resources			
REVENUE IMPLICATIONS			
Gross Increase in Revenue Expenditure			
Funded by:			
Sefton funded Resources			
Funded from External Resources			
Does the External Funding have an expiry date? Y/N			
How will the service be funded post expiry?			

Legal: The Council must set its Budget within the statutory time limits. All options and decision must be intravires.

Risk Assessment: The Transformation Programme and SBR carry a number of significant risks that will need to be managed throughout the process. The risks identified to date have been added to the Corporate Risk Register

- The ability to identify sufficient acceptable options to balance the budget and achieve a sustainable

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- longer term financial position
- The potential that short term decisions will hamper longer term ambitions
- Reduced moral and motivation of staff
- Reduced performance as options are identified, assessed and decision made
- Political disagreement and tensions as options are identified and assessed
- Industrial relations issues
- The need to use short term one off funding to balance the budget reducing flexibility to deal with other demands and pressures
- Ensuring that partners are fully engaged in the process

Asset Management: Not appropriate

CONSULTATION UNDERTAKEN/VIEWS

There has been full consultation and engagement with the Trade Unions throughout the process.

CORPORATE OBJECTIVE MONITORING:

<u>Corporate Objective</u>		<u>Positive Impact</u>	<u>Neutral Impact</u>	<u>Negative Impact</u>
1	Creating a Learning Community		√	
2	Creating Safe Communities		√	
3	Jobs and Prosperity		√	
4	Improving Health and Well-Being		√	
5	Environmental Sustainability		√	
6	Creating Inclusive Communities		√	
7	Improving the Quality of Council Services and Strengthening local Democracy		√	
8	Children and Young People		√	

LIST OF BACKGROUND PAPERS RELIED UPON IN THE PREPARATION OF THIS REPORT

Report to Cabinet 11 June 2009 "*Strategic Budget Review*"
 Report to Cabinet 1 October 2009 "*Transformation Update*".
 Report to Cabinet 29 October 2009 "*Transformation Programme Update - Senior Management Structure*"
 Report to Cabinet 25 November 2009 "*Transformation Programme Update – Strategic Budget Review*"
 Report to Special Cabinet 3 December 2009 "*Transformation*"
 Report to Cabinet 17 December 2009 "*Strategic Budget Review – Further Options*"

Agenda Item 7

1. Background

1.1 On 17 December 2009, Cabinet considered a report entitled “*Strategic Budget Review – Further Options*” and resolved that:-

- (1) *the progress made on the Strategic Budget Review be noted;*
- (2) *the options within Tables 3 and 4 of Appendix A of the report be developed for further consideration and a further report be submitted to the Cabinet on the progress of the options;*
- (3) ***the options numbered 33 to 40, 42 to 43, 45 to 49 and 52 to 55 within Table 5 of Appendix A, and option 72 within Table 6 of Appendix A of the report be recommended to the Council, at its meeting to be held on 14 January 2010, for implementation;***
- (4) *the options numbered 41, 50, 51, 56 and 62 to 64 within Table 5 of Appendix A, and option 76 within Table 6 of Appendix A of the report be deferred, pending the submission of further details on the schemes to the Cabinet;*
- (5) *the options numbered 44, 57 to 61 within Table 5 of Appendix A, and the options numbered 66 to 71 and 73 to 75 within Table 6 of Appendix A of the report be not implemented; and*
- (6) *option 65 within Table 6 of Appendix A to the report be not implemented but a report on the details of the current twinning activity be submitted to the Cabinet for consideration.*

(In accordance with Rule 18.5 of the Council and Committee Procedure Rules, the following Councillors requested that their votes against the following resolutions referred to above be recorded, namely:

*Resolution 3 - Implementation of Options 36 and 55
Councillors P. Dowd, Fairclough and Maher*

*Resolution 5 - Implementation of Options 59 and 60
Councillors Griffiths, Parry and Porter)*

1.2 The Strategic Budget Review options identified in resolution (3) above have been complied separately in Annex A and Council is asked to formally approve their implementation with immediate effect.

Ref (original reference)	Dept & Work Area	Option	Budget & Savings information	Further Detail/ Comment
33 (LS9)	Leisure Arts & Cultural Services	General reduction in casual staff	Budget £600,200 Saving £20,000	Levels of routine maintenance and cleaning in the public areas will be actively monitored.
34 (LS17)	Leisure Parks Quality Management	Reduce specification / number of maintenance visits etc in Grounds Maintenance contract	Budget £2,397,000 Saving £100,000	Will result in slowdown or cessation of the 'catch up work' that has gone in the parks over the last 3 years (since the contract was retendered and appropriately resourced). This catch up work, e.g. shrub management, replanting of bare areas has resulted in a dramatic decrease in complaints from public to elected members, and has seen a dramatic increase in parks satisfaction. Since retender the budget has already been permanently reduced by £50k, with a further £40k having been taken as one off savings. Further reductions will mean that the contract could once again be under-resourced when it is retendered/ renegotiated and the council may need to find a substantial increase at that time (2013/14).
-S37)	Leisure Recreation Management	Charge schools for use of all pools.	Budget NA Additional Income £100,000	<p>Currently schools do not pay facility hire for the School Swimming Programme. Charging schools for School Swimming Sessions could generate additional income. This proposal does not take account of an individual school's ability to pay, but assumes that as 'learning to swim' is a statutory requirement for all primary schools, school funds would have to be allocated to cover the cost of providing the service.</p> <p>There is little or no alternative provision in the North or Central areas of the Borough, but in the South some schools may have a choice of Liverpool, Knowsley or Sefton pools. It should be noted that Liverpool currently charge £35 per child per 10 week course, but this includes pool hire, transport and Swimming Instructor costs. Knowsley currently charge £30 per school per half hour, and this again includes Swimming Instructor costs. In both cases the School Swimming Instructors are paid at the same level as general Swimming Instructors employed to deliver the Authority's Swimming Instruction Programme, and in most cases are actually the same employees. Currently the School Swimming Teachers in Sefton are employed directly by Children's Schools and Families.</p>

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Ref (original reference)	Dept & Work Area	Option	Budget & Savings information	Further Detail/ Comment
36 (LS32)	Leisure GP Referral Scheme	GP Referral Scheme - Increase charge from £1 to £1.50 per session	Budget NA Additional Income £7,500	A borough-wide GP Referral programme is operated at all Leisure Centres. Clients are referred via GP's and attend an initial 14 week programme costing £1.00 per visit. This fee has remained at the same level for 5 years. Proposal to increase charge from £1.00 to £1.50 per session. Sefton is one of the few Authorities in the whole country to have 100% of surgeries referring clients. Increasing charges may have a negative effect on participation levels. The majority of those attending the scheme are those least able to absorb increased costs and most qualify for Leisure Passport.
37 (HS1)	Health & Social Care Community Care	Private and Voluntary sector providers - Limit inflation increase to 1%.	Budget £1,400,000 Saving £700,000	MTEP assumes 2% inflation for priority services, including Adult Social Care. The main area of spend for Private and Voluntary sectors is employees. Pay increases are likely to be extremely low, as will be inflation. Hence the proposal to limit the inflationary increase to 1%. May get an adverse reaction from providers, in particular residential and nursing homes. They have for many years quoted the Laing and Buisson fair rate for care which Sefton will never achieve. We are around the middle when compared to other LAs. The LA cannot put a ceiling on the amount a home charges for a place and on a number of instances exceeds our Contract rate. This leads to third party top-up arrangements between the home and family. If the family defaults on payment the LA is required to fund the top-up. There is an increasing number of these instances taking place.
38 (HS6)	Health & Social Care ABG	Increase in allocations to be taken as savings.	Budget £130,00 Saving £130,000	ABG documentation details total ABG over original grant source. Still expectation from individual government departments that Councils will allocate to services on that basis. As budget has yet to be set for next year theoretical increases in allocations are not yet with service departments. Proposal is that Health and Social Care allocation from ABG remains at same level as 2009/10.

Ref (original reference)	Dept & Work Area	Option	Budget & Savings information	Further Detail/ Comment
39 (LE2)	Legal 106 Agreements	Partnering – use of an external solicitor	Budget £67,200 Saving £30,000 The saving of £30,000 will only reduce the overspend rather than a budget saving.	The number of S.106 Agreements is likely to decline due to state of property/development market. Work to be done by external solicitors, rather than internally, as and when required. Planning Department advise that applications are down by 20-25% - this will inevitably reduce the number of S.106 Agreements by a similar rate. In this event, fee income would reduce by about £7,000, which would mean that it would no longer be cost-effective to do the work in-house. 1 temporary Scale 6 post would be lost - no redundancy as postholder would revert to Scale 4 post originally held; Scale 4 post will revert to Scale 1/2 post originally held. Contract will end for temporary member of staff.
40 (TS3)	Tech Services Street Lighting	Reduce activity	Budget £1,298,000 Saving £200,000	Part of the core fee paid to Capita – Capita carry out the works as well for street lighting and the budgets cannot be reduced without having a direct impact on them. Note – it needs to be remembered that there is currently a £580k deficit on the Highways budget which needs to be resolved first. Maintenance of the Highway is a statutory function of the Council and if not done to an appropriate standard will result in the Council being liable to prosecution and 3 rd party claims. There is a risk of structurally defective columns failing and causing significant injury to highway users. Lighting is linked to crime, public safety and road safety issues.

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Ref (original reference)	Dept & Work Area	Option	Budget & Savings information	Further Detail/ Comment
42 (CS17)	Children, Schools & Families Children's Services Grants	Reduce activity	Budget £432,000 Saving £50,000 (2011/12)	<p>The grant supports core activity and clearly any cut will impact upon the quality of service provision</p> <p>£254k is managed through Attendance services. This pays for places at IMPACT for pupils arriving in Sefton at KS4 with very troubled history e.g a number of permanent exclusions. Our secondary schools are therefore "protected" but make no contribution to these placements – perhaps some personalisation funding could be withheld with schools agreement for this purpose. (£165k this year).</p> <p>The funding also supports tow part time teachers at the YOT, pays our contribution to the Merseyside Bullybuster project and provides safeguarding training.</p> <p>Complementary education manages £160k – this supports Young cares , school age parents, elective home education, distance learning, sick children, travellers, asylum seekers and primarily (73k) those youngsters with EAL.</p> <p>The remaining funding has been devolved to social care to support teaching and learning for LAC.</p>
43 (CS19)	Children, Schools & Families Student Support	Reduce budget related to sustainable travel to school.	Budget £21,400 Saving £11,000	<p>Sefton has received the completed audit of the transport infrastructure. This data is currently being analysed in order to develop a strategy that will enable promotion of sustainable travel and transport.</p> <p>The 2009/10 funding is to enable Sefton to take the next steps in developing the strategy.</p> <p>The analysis of the data collected will be a lengthy task and will take several months. The £10000 remaining from this year's budget should enable some of that work to continue via a consultant throughout 2009. The implications from the reduced budget will be that the development of certain aspects of the proposed new strategy will be delayed.</p>

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Ref (original reference)	Dept & Work Area	Option	Budget & Savings information	Further Detail/ Comment
45 (CS22)	Children, Schools & Families Gifted & Talented	Cease programme	Budget £208,800 Saving £208,800 (2011/12)	<p>Personalised Learning Gifted and Talented Consultant (current vacancy)</p> <p>Reduced staffing at CLCs contributing to redundancy- cross reference to funding provided to CLCs in 2009-10 budget to support this work.</p> <p>Alternative Funding Schools already have a budget to support gifted and talented pupils. It is unlikely however that schools would find LA wide activities in this area. There is no other obvious area of funding.</p>
46 (CS25)	Children, Schools & Families School Intervention Grant	Reduce intervention in Schools	Budget £79,000 Saving £30,000	<p>Currently there are no Sefton schools in any Ofsted failing categories</p> <p>Currently the LA has relatively few schools under the KS2 and KS4 Floor Targets. Therefore a reduction of £20,000 is possible with careful management of resources. If the above situation changed this funding would have to be restored. Alternative Funding There is no source of alternative funding as this is a duty on the LA.</p>
47 (CS31)	Children, Schools & Families CAMHS	Reduce grant spend	Budget £483,500 Saving £150,000 (2011/2012)	<p>Currently 77% of the budget is supporting clinical posts within the Brief Intervention Team (performing well), it could be argued that we have been propping up a health service.</p> <p>If we cut then waiting times may increase. However we will have new money in 2010 / 11 to support targeted mental health in schools – this is where the CAMHS grant should be spent in developing preventative services rather than clinical.</p> <p>Any cuts to this area of funding would have to be fully discussed with NHS Sefton. Notice periods / consultation etc could be quite lengthy and it is unlikely that any significant savings would be able to be made until year 2.</p>
48 (CS32)	Children, Schools & Families Targeted Youth Support.	Re-alignment of provision with Targeted Youth Support.	Budget £230,000 Saving £93,000	<p>From July 2009 The Behaviour Education Support Team (BEST) will be integrated into TYS and provide specific support around school exclusion, anti-social behaviour and crime including Police Officers linked to the Safer.</p>

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Ref (original reference)	Dept & Work Area	Option	Budget & Savings information	Further Detail/ Comment
49 (PD5)	PERD Kew Park & Ride	Close for 12 months	Budget £250,000 Saving £250,000	Agreed at Cabinet 25 th November 2009.
52 (EP3)	EPD Mechanical Sweeping	Mechanical Sweeping Reduce number of large MS vehicles by 2, and delete 1 HGV Driving post Manual sweeping Reduce Street Services pool (cover) to 15%. Delete 4 x operational staff posts	Budget £180,000 Saving £180,000	Adverse effects on NI 195. Reduction in frequency of road channel (gutter) cleansing in some areas Will impact on NI 195 performance. Shortfall in cover 'pool' will affect performance/ability to provide cover resulting in areas not being swept during some periods of staff holidays/sickness. Reduction of core staffing level will affect opportunities for 'trainees' to obtain permanent posts/work. 4 posts by natural wastage
53 (P4)	EPD Bulky Waste	Reduce service from 6 to 5 collection teams	Budget £60,000 Saving £60,000	Waiting times likely to increase beyond current 5 working days during periods of high demand or when recession ends. Proposal linked to the introduction of a "No Green Waste in respect of bulky items" collection policy for areas with green wheelie bins, possible introduction of second green wheelie bin (after assessment) in some areas. Reduction of a vehicle 4 posts by natural wastage
54 (HS11)	Health & Social Care Supporting People	Efficiencies from service review.	Grant £6.747 million Saving £100,000	Review of Supporting People services/contracts currently underway. This exercise should provide financial efficiencies whilst at the same time maintaining quality services to users. Supporting People Grant is £6.747 million.
55 (HS7)	Health & Social Care Meal Charges	Increase charge by 25p to £3.25.	Budget £453,000 Additional Income £50,000	
72 (LS17)	Leisure Rotten Row	Remove planting on landward side of Rotten Row and grass over	Budget £36,000 Saving £13,000	Possible impact on In Bloom quality awards.

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REPORT TO: Overview and Scrutiny Committee (Regeneration and Environmental Services)
Planning Committee
Cabinet
Council

DATE: 5th January 2010
13th January 2010
14th January 2010
14th January 2010

SUBJECT: Joint Waste Development Plan: Consultation on Preferred Options Report

WARDS AFFECTED: Linacre, Litherland, Netherton and Orrell, Norwood directly
All indirectly

REPORT OF: Andy Wallis, Planning & Economic Regeneration Director

CONTACT OFFICERS: Steve Matthews – Local Planning Manager
0151 934 3559
Alan Jemmett – Director, Merseyside Environmental Advisory Service 0151 934 4950

**EXEMPT/
CONFIDENTIAL:** No

PURPOSE/SUMMARY:

This report, and the report attached in Annex 1, outlines progress with the preparation of the joint Merseyside Waste Development Plan Document (DPD) and the reasons why it is now necessary to seek approval and endorsement of the Preferred Options Report. This will include consultation on specific sites that have the potential to accommodate the additional waste management facilities that will be required in the future.

The Merseyside Environmental Advisory Service is leading the plan-preparation process and has prepared the report in Annex 1.

This is in accordance with a decision of City Region Cabinet that all the authorities participating in the preparation of the joint plan should receive a common report to explain and recommend approval of this Preferred Options Report.

The recommendations make it clear that members are being asked to both approve and endorse the Preferred Options Report. This is a significant shift in emphasis, as it means members will be endorsing the technical content of the report including the proposed policies and proposed site allocations in advance of a six week period of public consultation. Four sites are identified in total within Sefton, together with the types of waste uses which are considered suitable for these sites.

This consultation requires the approval of all six participating authorities. It is anticipated that subject to these approvals the consultation will commence on 18th February 2010.

The report outlines the proposed arrangements for consultation.

The full consultation document will be made available on the web-site and to assist members a copy has been placed in the party group offices in Bootle/Southport Town Halls.

REASON WHY DECISION REQUIRED:

To authorise the commencement of public consultation on this stage of the Waste DPD and to comply with statutory provisions in relation to consultation on development plan documents.

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RECOMMENDATIONS:

Overview & Scrutiny; Planning Committee; Cabinet

That the following recommendations to Council be agreed.

Council

- 1 That the Preferred Options Report be approved and endorsed.
- 2 That the commencement of a six-week public consultation process on the Waste DPD Preferred Options Report during 2010 be agreed.
- 3 That Members note that the Waste DPD forms an essential part of Sefton's Local Development Framework.
- 4 That the Waste DPD team is delegated to make editorial changes to the Preferred Options Report as a consequence of the report being considered and comments made.
- 5 That Members receive a further report on the outcomes of the Preferred Options consultation.

KEY DECISION:

Yes

FORWARD PLAN:

Yes (Dec 2009 – March 2010)

IMPLEMENTATION DATE:

Following the Council meeting on 14th January 2010

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ALTERNATIVE OPTIONS:

There is no alternative to considering this Preferred Options Report. However, the Report itself includes a number of options and states which are preferred.

IMPLICATIONS:

Budget/Policy Framework:

There are no immediate financial implications. But delay in the process of preparing and adopting the Waste DPD and in the subsequent development of facilities required to reduce landfill could have significant adverse financial consequences for all the authorities. Corporate Plan Strategic Objective 9 supports the development of a more sustainable waste management strategy.

Financial:

<u>CAPITAL EXPENDITURE</u>	2006/ 2007 £	2007/ 2008 £	2008/ 2009 £	2009/ 2010 £
Gross Increase in Capital Expenditure				
Funded by:				
Sefton Capital Resources				
Specific Capital Resources				
<u>REVENUE IMPLICATIONS</u>				
Gross Increase in Revenue Expenditure				
Funded by:				
Sefton funded Resources				
Funded from External Resources				
Does the External Funding have an expiry date? Y/N	When?			
How will the service be funded post expiry?				

Legal:

None

Risk Assessment:

A separate risk register is maintained for this project. A key risk identified is the breakdown of the joint commitment and approvals process required to progress the Waste DPD.

Asset Management:

Not applicable

CONSULTATION UNDERTAKEN/VIEWS

None

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CORPORATE OBJECTIVE MONITORING:

<u>Corporate Objective</u>		<u>Positive Impact</u>	<u>Neutral Impact</u>	<u>Negative Impact</u>
1	Creating a Learning Community		√	
2	Creating Safe Communities		√	
3	Jobs and Prosperity	√		
4	Improving Health and Well-Being		√	
5	Environmental Sustainability	√		
6	Creating Inclusive Communities		√	
7	Improving the Quality of Council Services and Strengthening local Democracy	√		
8	Children and Young People		√	

LIST OF BACKGROUND PAPERS RELIED UPON IN THE PREPARATION OF THIS REPORT

Joint Merseyside Waste DPD Preferred Options Report

Background

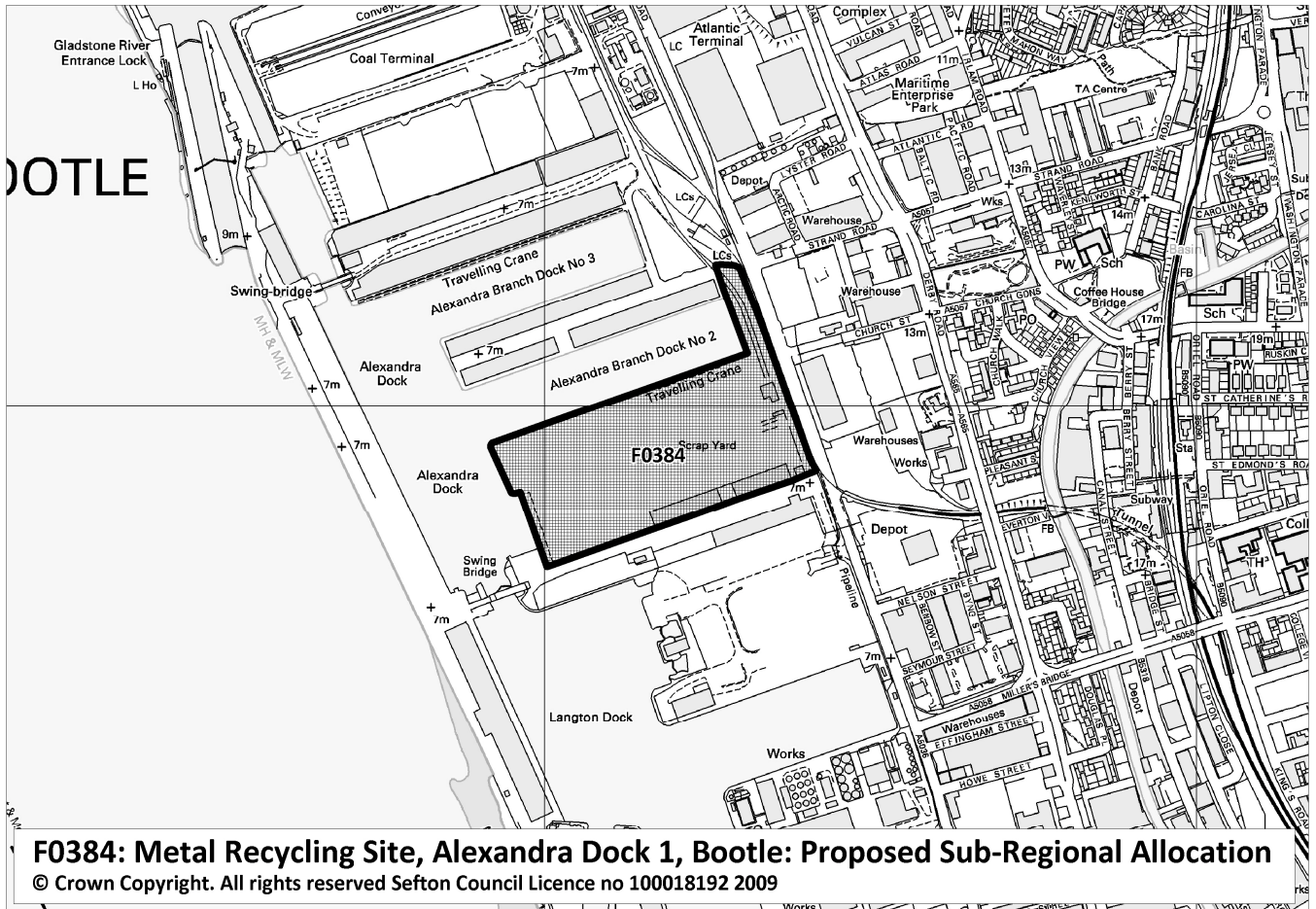
1. The joint Merseyside Waste Development Plan Document (DPD) is a statutory plan and is a key part of Sefton's Local Development Framework. The Merseyside authorities are required to contribute to this important piece of work which must allocate suitable sites, or preferred locations, to meet future needs for waste management facilities in the most sustainable way. A key principle in preparing the Waste Plan is that waste should be disposed of close to where it is generated. It is no longer possible to assume that waste can simply be exported outside the Merseyside sub-region.
2. The preparation of a Waste Development Plan Document is a complex and lengthy process. It needs to be supported by up to date evidence, there is a rigorous approach to identifying and selecting suitable sites, and there are prescribed periods of consultation with stakeholders and with the public. Work on the joint Waste DPD - in which all six Greater Merseyside authorities are partners - commenced in 2005. The Council's participation was approved by Cabinet and full Council in June 2005. A dedicated team within the Merseyside Environmental Advisory Service (MEAS) is leading the work.
3. An initial Waste DPD public consultation on Issues and Options was conducted in March/April 2007. The Council was a consultee and a report with recommendations for the Council's response was considered by Cabinet Member Environmental and Planning Committee on 11th April 2007.
4. This led to the preparation of a document called 'Spatial Strategy and Sites' which was consulted on between December 2008 and January 2009. From an initial long-list of over 900 sites, 45 sites were selected for waste management facilities across Merseyside. Nine sites were proposed in Sefton. Members gave their views on both the sites and the proposed waste management uses for those sites in January 2009.
5. Following consultation on the Spatial Strategy and Sites report further studies have been commissioned to make sure that the need for further waste facilities is accurate. This means having an up-to-date understanding of the amount of waste produced and taking account of planning consents for new waste facilities.
6. The Merseyside Environmental Advisory Service is leading the process of preparing the Plan and has prepared the report in **Annex 1**. City Region Cabinet agreed that a single common briefing report be produced by the Waste DPD team to explain and recommend approval of this Preferred Options Report. This has been subject to detailed discussion with the Steering Group and Senior Officers and is now attached to support the approvals process.
7. This report, and the report attached in Annex 1, outlines progress with the preparation of the joint Merseyside Waste Development Plan Document and the reasons why it is now necessary to seek approval and endorsement of the Preferred Options Report.
8. The Preferred Options Report addresses a number of issues of which the following will be of particular interest to Members:
 - assessment of needs and how this translates into the number of sites required
 - proposed land allocations for built facilities for waste uses

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- proposed landfill site allocations
- policy on Energy from Waste
- development management policies – these are the policies used to control waste development both on allocated and unallocated sites.

Proposed sites

9. The most significant part of the Preferred Options Report, however, is the selection of sites for waste related uses. The assessment of needs for waste facilities, and the requirement for sites, have been updated to take account of recent consents. This has resulted in many fewer facilities being required. From the 45 sites identified across Merseyside in the Spatial Strategy and Sites report, the Preferred Options report identifies only 19 sites. Several of these are existing waste uses with potential for further development. With regard to Sefton, there is still a sub-regional allocation (though on a different site) but the number of 'district site' allocations has reduced from eight to three. All the sites identified have the support of the operator or landowner. Where sites have been carried forward from the previous consultation (Spatial Strategy and Sites – January 09), the proposed uses which have been identified have been amended to reflect concerns expressed by the Council.
10. Sub Regional Allocations - One proposed sub regional site is identified for each District. These have been difficult to identify. The site proposed at the previous stage was off Heysham Road, but Members considered that this was not suitable because of nearby residential uses. Previously the Dock estate was identified as an 'Area of Opportunity' suitable for a range of waste related uses. Following consultation, this concept was not considered to be helpful as it could potentially blight land within the boundary of that area, but could equally suggest that land outside the line was not suitable for waste related uses. It is therefore proposed that one specific site within the Dock Estate should now be allocated for managing a particular type of waste.
11. The proposed site in the Preferred Options Report is the EMR (Metal Recycling) site at Alexandra Dock (see plan below). The reason for suggesting this site is that there is a current proposal for the treatment of the non-metal parts of scrapped vehicles on-site and this would significantly reduce the amount of waste being disposed of to landfill. However, any specific proposal would be required to satisfy all the normal environmental and other assessments. The site is a good distance from residential properties and is generally screened from view by its Port neighbours. It also has good transport links. A significant proportion of the imported waste materials are imported by rail or sea (17%), and 99% of the recycled metals are exported by sea.



12. District Site Allocations

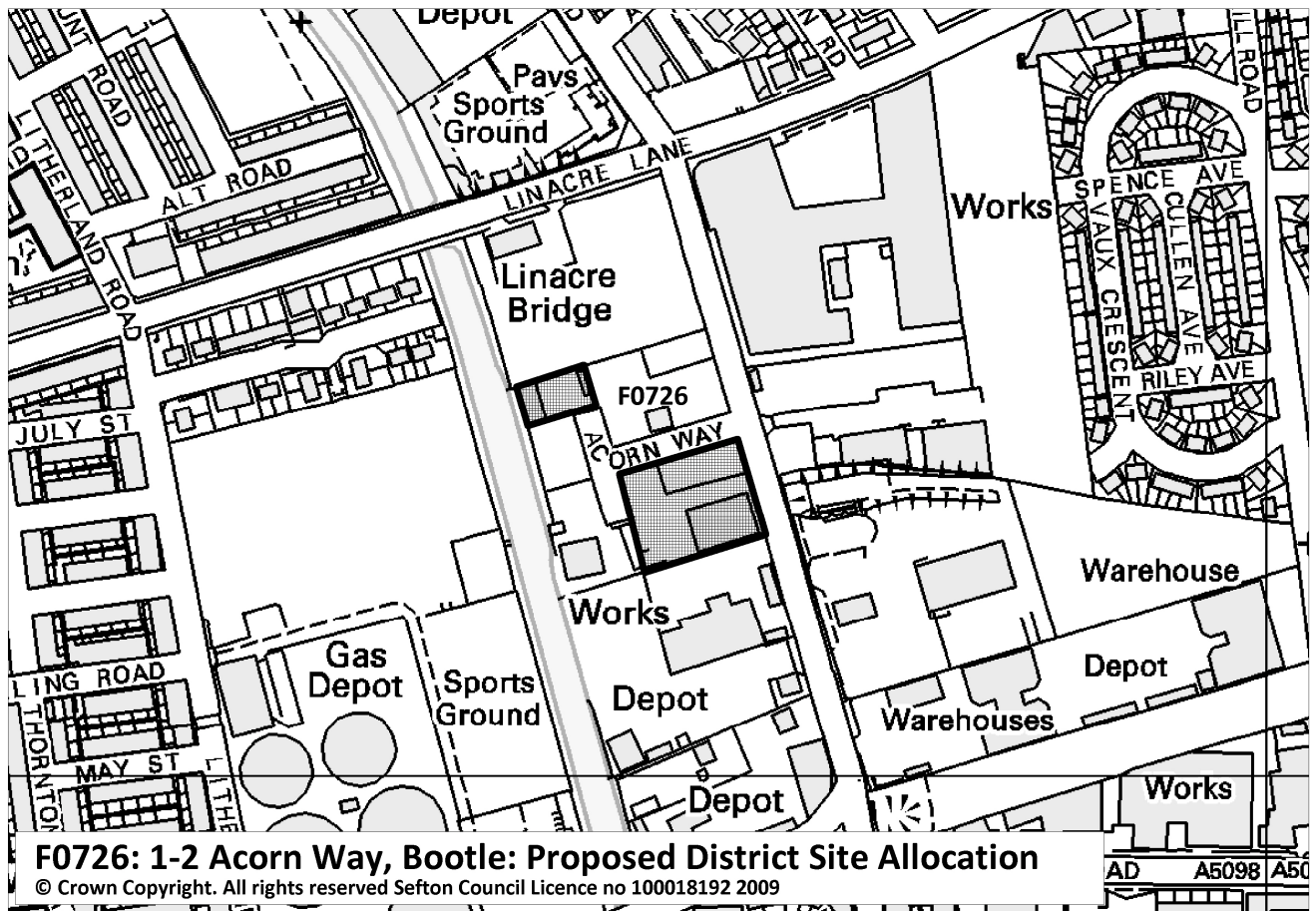
Three 'district level' sites have been agreed as the most suitable for waste uses taking account of the Council's responses to the Spatial Strategy and Sites consultation, and detailed discussion with land owners. These are:

- 1-2 Acorn Way
- site off Grange Road, Dunnings Bridge Road
- 55 Crowland Street, Southport

13. 1-2 Acorn Way

Following the Council's comments at the last stage, the proposed waste management uses suggested for this site have been restricted to enclosed uses. Any proposed uses would therefore not include a household waste reception centre, or an open waste transfer station. However, an enclosed waste transfer station or reprocessing uses may be acceptable subject to an assessment of the impact of any specific proposal on emerging Housing Market Renewal plans.

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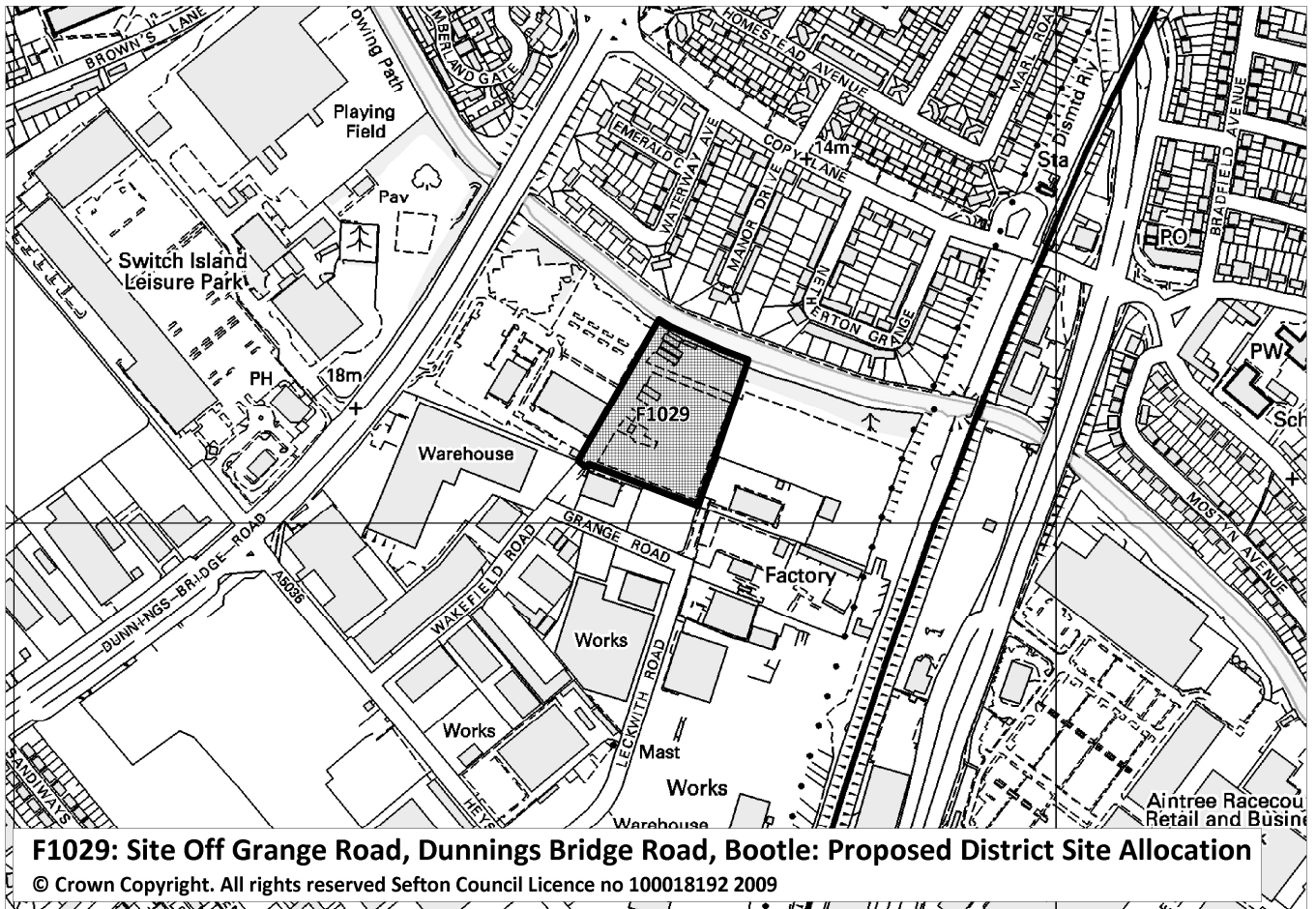
14. Site off Grange Road, Dunnings Bridge Road

This site was originally identified as a potential site for waste but was not included as a proposed site at the 'Spatial Strategy and Sites' stage. However, a couple of sites in the vicinity which scored marginally above this site have now been omitted. In both cases immediate access to these sites was considered to be too constrained; in addition, the owner of one of the sites did not wish his site to be used for managing waste. This site off Grange Road, given its location within an exiting industrial area and subject to appropriate restrictions to minimise environmental impact, is therefore proposed as being suitable for a limited range of waste related uses.

The site borders the Canal and beyond this a residential area. Any waste related use on this site would need to ensure that the residential amenity of the occupiers of those properties is protected. This would have implications for the types of waste uses that would be allowed. The Preferred Options Report proposes that these be limited to enclosed uses. The Council has previously commented that:

- the site would be suitable for low impact uses with suitable conditions to restrict hours of use
- further consideration would need to be given to the detailed impact of any proposed operation on the Heysham Rd/ Dunnings Bridge Rd junction.

It is understood that any waste uses proposed for this site would have to comply fully with these criteria.

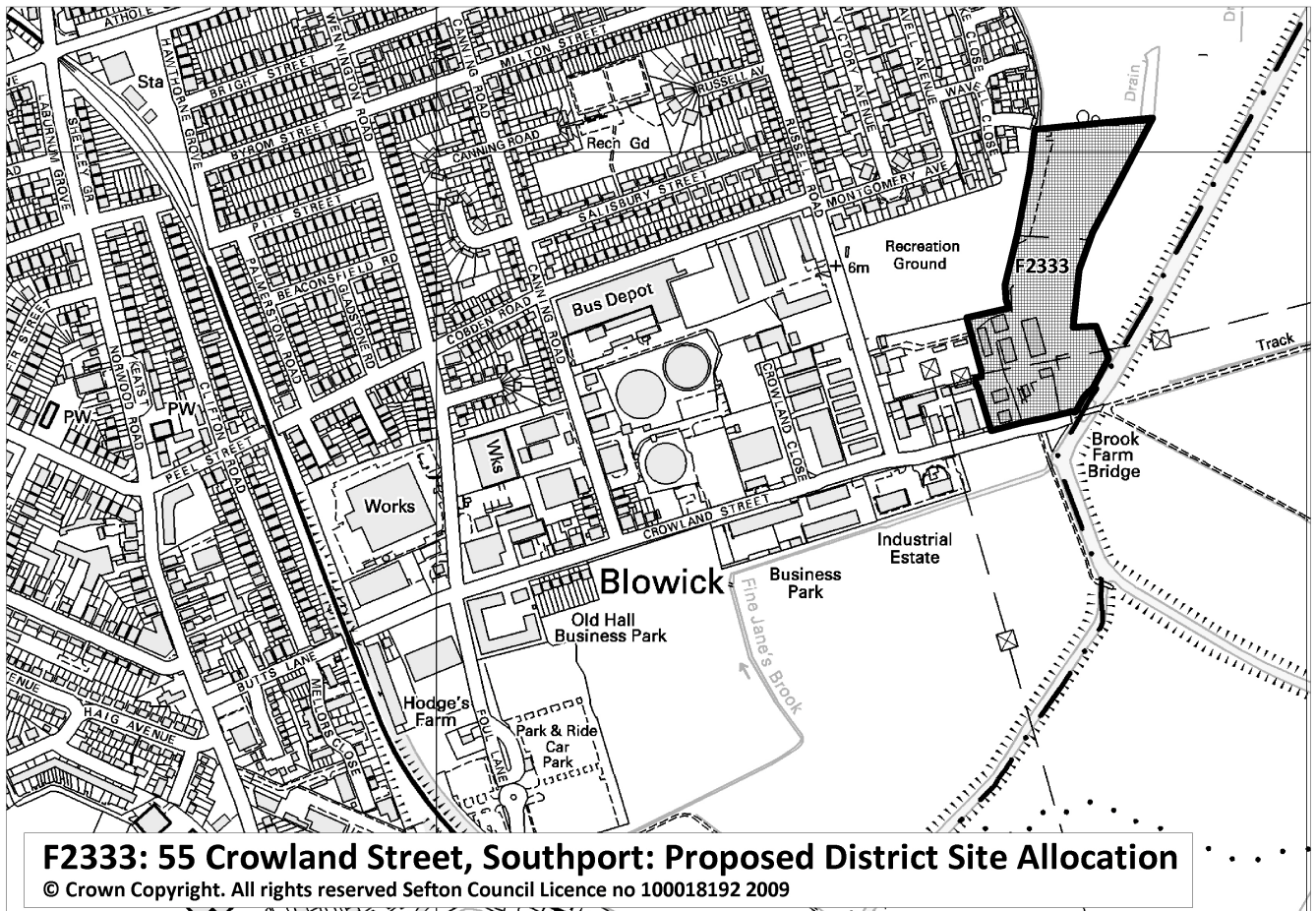


15. 55 Crowland Street, Southport

Although this site did not score highly in the site assessment criteria, it has been included to ensure that north Sefton has adequate waste management facilities to meet the needs of the whole of the Borough. One of the principles underlying the Waste Plan is that waste should be dealt with as close as possible to its source so as to reduce transport.

There is potential for the expansion and intensification of the existing site operation within the parameters of the current consent. However, there is a need for detailed consideration of specific proposals and in particular traffic and highways issues, such as the impact of increased use on the junction of Butts Lane with Norwood Road.

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Other key issues

16. Landfill sites

No site is proposed for landfill within Sefton. In addition, no non-inert landfill is proposed within Merseyside, and Merseyside and Halton will need to continue to export this.

17. Energy from Waste

There are no new allocations for Energy from Waste (EfW). The preferred policy option for EfW reflects the outcome of the joint risk assessment work with Mersey Waste Disposal Authority (MWDA and the City Region Cabinet resolution on 13 November 2009). The MWDA have decided to pursue Ince Marshes in North Cheshire as a priority.

18. Impacts of regeneration schemes resulting in land use change

It is not anticipated that any of the proposed sites in Sefton would be likely to be affected by strategic regeneration proposals. However, if this were considered to be an issue, it should be borne in mind that the waste treatment need must still be met within Sefton. Also, any alternative site is likely to be more constrained and more difficult to implement.

Consultation

19. All the other Merseyside authorities are considering the same common report (attached at Annex 1) over the next month or two, together with a covering report setting out the relevant issues for their own districts. Subject to District approval and endorsement of the Preferred Options Report a six-week public consultation period, for all authorities, will start on 18th February and end on 31st March 2010. The approach to consultation has been previously agreed with Leaders.
20. The full Preferred Options Report describes the background to the plan, the strategy, the proposed land allocations, policies on landfill sites, energy from waste and various other policy approaches for managing waste sustainably. The full Report, and a non-technical summary to be designed by professional communications consultants, will be made widely available in Libraries and Council offices. There is a dedicated web-site where the documents will be available to download and for the submission of consultation responses on-line.
21. To assist members, copies of the full Preferred Options Report are being placed in the Party group offices in Bootle and Southport Town Hall.
22. Once Members have approved and endorsed the Preferred Options Report, there will be no further opportunity for the Council to make comments. However, there may be issues which Members wish to comment on individually. Such comments should be submitted during the 6-week public consultation alongside all other consultation comments.
23. The Preferred Options public consultation will include a single consultation event. This is likely to be held in Bootle, probably in late February or early March.
24. Additional consultation events will be arranged for specialist groups, and there is scope for more local events should this be required to consider local issues.

Conclusions and recommendations

25. Members will receive a further report on the outcomes of the Preferred Options consultation. It is recommended that the Waste DPD team is delegated to make editorial changes to the Preferred Options Report as a consequence of the report being considered and comments made.
26. The responses will be used to feed into the final development of the Waste DPD which is scheduled to be submitted to the Secretary of State in March 2011. The examination is planned for July 2011, so the process of preparing the Waste Plan still has a long way to run.
27. The recommendations make it clear that members are being asked to both approve and endorse the Preferred Options Report. This is a significant shift in emphasis, as it means members will be endorsing the technical content of the report including the proposed policies and proposed site allocations in advance of a six week period of public consultation.

Joint Merseyside Waste Development Plan Document **Preferred Options Report.**

1.0 Recommendations:

- **That each Council approves and endorses the Preferred Options Report.**
- **That each Council agrees to the commencement of a six-week public consultation process on the Waste DPD Preferred Options Report during 2010.**
- **That Members note that the Waste DPD forms an essential part of each District's Local Development Framework.**
- **That the Waste DPD team is delegated to make editorial changes to the Preferred Options Report as a consequence of the District approvals process and comments received.**
- **That Members receive a further report on the outcomes of the Preferred Options consultation.**

2.0 Purpose of the Report

- 2.1 The purpose of this report is to seek the approval and endorsement from each of the Councils on Merseyside to the Waste DPD Preferred Options Report. As part of the process of preparing the Waste DPD, there has been considerable on-going dialogue, discussion and joint working between the Districts, waste sector, land owners and the Merseyside Waste Disposal Authority. As such the proposals contained within the Preferred Options report have already been through a high degree of scrutiny.
- 2.2 As part of the approvals process, opportunity will be taken by the Waste DPD team to amend the Preferred Options Report on the basis of comments received.
- 2.3 In contrast to previous consultation processes supporting the Waste DPD, by approving the Preferred Options Report, the Districts will be endorsing the technical content of the report including the proposed policies and proposed site allocations in advance of a six week public consultation period commencing on 18th February 2010. This is an important change in emphasis because the Waste DPD is now at an advanced stage of plan preparation and will form, upon adoption, and essential part of the Local Development Framework of each District.

3.0 Background and Issues

- 3.1 Government planning policy, the National Waste Strategy and Regional Spatial Strategy all require Development Plan Documents to address sustainable waste management. Through Planning Policy Statement 10 (Planning for Sustainable Waste Management) the Merseyside Districts are required to put in place a

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planning framework that identifies the locations for new waste management infrastructure to meet the identified needs of that Council or group of Councils. The Waste DPD covers the six Merseyside Districts including Halton and will become the statutory land use plan to guide future development of all waste management and treatment facilities across the Merseyside sub-region. Its scope therefore covers all types of waste produced including municipal, commercial, industrial, hazardous, agricultural, construction, demolition and excavation materials.

- 3.2 In 2005, Leaders agreed that the waste planning matters for the sub-region would most effectively be addressed through formal collaboration in preparing a joint Waste Development Plan Document (Waste DPD). Under the legislative requirements of the land use planning system each Council approved the preparation of the Waste DPD in this way.
- 3.3 The Waste DPD aims to deliver significant improvements in waste management across the sub-region whilst also diverting waste from landfill. It seeks to provide industry with much greater certainty to bring forward proposals for waste facilities whilst also providing a robust planning framework to resist inappropriate waste development. Specifically, the Waste DPD will provide Districts with a high degree of control and also greater certainty for the waste sector through its site allocations and policies.
- 3.4 The preparation of the sub-region's first joint statutory Development Plan Document, the Waste DPD, is being managed by the Waste DPD team (Merseyside Environmental Advisory Service) on behalf of the Districts. The process is being led by a Steering Group and overseen by the shadow City Region Cabinet. The Waste DPD has been prepared through a multi-stage process. Two public consultation stages have been completed:
 - Issues and Options took place in March and April 2007.
 - Spatial Strategy and Sites stage took place between December 2008 and January 2009.
- 3.5 The results of the public consultation, engagement with stakeholders, industry (including MWDA) and the Local Authorities and, detailed technical assessments have all been used to inform the preparation of the third public consultation stage, Preferred Options. Officer views from the MWDA are also being sought informally on factual issues directly within the remit of the Waste Disposal Authority.
- 3.6 Throughout the preparation of the Waste DPD there has been on-going dialogue and consultation with Government Office and the Planning Inspectorate to ensure procedural compliance. In addition the process and evidence base has also been subject to several independent quality assurance checks on the process involving legal advisors, private consultants and Planning Officers' Society.
- 3.7 Issues Addressed by the Preferred Options Report – the report addresses several issues of which the following will be of particular interest to Members:
 - Needs Assessment and Site Requirements.
 - Proposed land allocations for built facilities for waste uses.
 - Proposed landfill site allocations.
 - Policy on Energy from Waste.

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- Development management policies – these are the policies used to control waste development both on allocated and unallocated sites.
- 3.8 In addition the Preferred Options Report includes a Vision, Spatial Strategy, Core Policies and an Implementation and Monitoring framework. It also outlines the overarching strategy for waste management referred to as the Resource Recovery-led Strategy.
- 3.9 The spatial strategy seeks to identify an appropriate number of large sites suitable for sub-regionally significant facilities of more than 4.5 hectares in area. Sites will ideally be around existing clusters of waste management facilities where these are shown to be sustainable. These areas around these clusters will be defined as Areas of Search. Sites will also be identified for smaller-scale local facilities taking into account specific local need ensuring that sufficient small sites are available for meeting the short to medium term needs for waste management in the sub-region.
- 3.10 The Core Policies are high level policies designed to implement the vision and strategic objectives and guide development to ensure that they deliver sustainable waste management across the sub region. The five core policies address the following issues:
- Waste prevention and resource management.
 - Waste Management Design and Layout for new development.
 - High Quality Design of new waste management facilities.
 - Sustainable Waste Transport.
 - Net Self Sufficiency.
- 3.11 Each of the issues addressed in the Preferred Options report is accompanied by consultation questions. Where more than one realistic policy option has been identified the Report presents the pros and cons of these before providing the reasons for choosing the preferred policy option. This provides transparency in the policy development process.
- 3.12 The full Preferred Options report and supporting technical appendices will be available on line at <http://merseysideeas-consult.limehouse.co.uk>

4.0 Needs Assessment and Site Requirements

- 4.1 Planning legislation requires development plan documents to be based upon sound and up-to-date evidence. Throughout the preparation of the Waste DPD, great care has been taken to develop and update the baseline information pertinent to waste planning matters including operational waste management facilities, the types and quantities of waste produced in the City Region, changes in recycling behaviour and the impact of economic factors. A number of studies have therefore been commissioned or updated as part of the Waste DPD evidence base and the key documents are referred to in **Appendix 1**.
- 4.2 During 2009, this evidence base has been the subject of further detailed technical work and updating particularly on waste arisings and the effects of recent planning consents for waste facilities within Merseyside and Halton and more widely. As part of this process detailed discussions with the waste industry and the Merseyside Waste Disposal Authority have continued.

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- 4.3 The evidence base has been used to inform the Needs Assessment which predicts the waste infrastructure requirements to meet Merseyside and Halton's needs until 2030. **Table 1** summarises the identified needs. It should be noted that these site requirements are identified **after** taking into account capacity on sites within Merseyside and Halton which are already consented for waste management.
- 4.4 The evidence base will continue to be updated until the final stages of preparing the Plan to ensure that it continues to accurately reflect the issues that the sub region must address whilst taking account of wider factors, such as progress with the MWDA strategy.

Table 1: Identified Site Requirements at November 2009 [Source: Merseyside EAS]

Function and site type (in Waste Hierarchy order)	New sites 2010-2015	New sites 2016-2021	New sites 2022-2027	Total	Approx. land/site
Sorting & recycling wastes					
MRF		1	1	2	<=3ha.
Non-inert WTS		1		1	3-5ha.
HWRC	1			1	ca. 1ha.
Preparing & treating wastes					
Food waste composting	1	1		2	3-5ha.
Municipal waste treatment	3	1		4	3-8ha.
C&I waste treatment	1	3		4	3-5ha.
EfW for Municipal Waste					>8ha.
Hazardous waste treatment	1			1	<=3ha.
Landfill disposal					
Non-inert landfill	(2)			(2)	n/a
Inert landfill	2			2	>10ha.
Total requirement					
Built facilities	7	7	1	15	
Landfill sites	(4)			(4)	

- 4.5 The inert landfill need shown above can be met by the two sites referred to in section 6 below. However, an extensive site search has shown the difficulty of finding further sites for non-inert landfill in the sub-region. The non-inert need (which will be for landfill of non-municipal waste) will therefore unavoidably be met by exporting waste outside the sub region. Since this need will not be met within the sub-region the number of sites is shown (in brackets) and is balanced by an equivalent input of waste for treatment in built facilities to deliver net sub-regional self-sufficiency. Provision for this import is shown through two additional treatment plants for C&I waste in the period 2016-2021. The Waste DPD delivers overall sub-regional self sufficiency consistent with the spatial strategy (see paragraph 6.4).
- 4.6 During the preparation of the Waste DPD the waste sector will continue to come forward with planning applications and the Districts will continue to take planning decisions. Therefore the quantity, type and spatial distribution of consented waste treatment capacity across Merseyside and Halton will continue to change. The Waste DPD team is continually monitoring this and updating the Needs Assessment and identified Site Requirements accordingly.

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- 4.7 Members should note that if any new consents are issued between now and Waste DPD publication stage that the new consents will be fully taken into account. The relationship between the location of any new consents issued and the spatial patterns of proposed site allocations is particularly important to ensure that new facilities are near to the main sources of waste arisings.

5.0 Proposed Site Allocations

- 5.1 Government guidance requires the Waste DPD to identify and allocate sites to meet the identified waste management needs of the Districts within the sub region. Proposed site allocations will eventually be presented in land use allocation maps for each of the District Local Development Frameworks.
- 5.2 In identifying proposed site allocations the Waste DPD needs to deliver a good balance of small and larger sub-regional sites across Merseyside and Halton to meet the identified needs of all the waste produced. It is also a Government requirement to provide sufficient flexibility within which the industry can operate though this must be within the context of constrained land availability across the sub region. The proposed site allocations in the Preferred Options report therefore include a degree of over-provision to provide the required flexibility.
- 5.3 A multi-stage process has been used to identify the proposed site allocations which is described in more detail in the supporting document '**Built Facilities Site Search Methodology**' of the Preferred Options Report. This process has included a range of site specific technical assessments and site visits. There has also been a detailed and on-going process of consultation with the local authority, MWDA and land owners.
- 5.4 The site selection process has included the following steps:
- Initial Broad Site Search yielding a list of nearly 2000 sites ;
 - Initial clean up of this data set removing duplicates etc ;
 - Detailed appraisal of remaining sites (>1600) with input from District Officers, removing over 900 sites as not available or not suitable for further assessment ;
 - Multi-criteria assessment (using 41 constraint criteria) of remaining 700 sites ;
 - Consultation on the 45 best performing sites in Spatial Strategy & Sites report.

Dialogue with Districts, landowners and the waste industry has informed the process.

- 5.5 The full database of the sites assessed as part of the Waste DPD process is available from the Waste DPD website, <http://merseysideas-consult.limehouse.co.uk> . This database clearly identifies the very large number of sites that have been assessed and provides evidence for why sites have been discounted from the process. This evidence includes planning constraints, overall site performance and importantly, views received as a consequence of public consultation. Members should be aware however, that sites can only be discounted from the process for sound and evidenced planning and deliverability reasons.
- 5.6 The sites contained within the Preferred Options report are the best performing and most deliverable sites across the sub region. Many other sites have been assessed and discounted from the process for a range of sound planning and deliverability reasons.

5.7 **Table 2** presents the proposed site allocations with each District having a single sub regional site greater than 4.5 hectares in area. For each of the proposed site allocations proposed waste management uses are also suggested with the broad categories of waste use being household waste recycling centre, re-processing industry, waste transfer station, primary treatment facility and resource recycling park.

Table 2: Proposed Allocations for Waste Management Uses

Site ID	District	Site Significance	Site Name and Address	Area (ha)
H1576	Halton	Sub Regional	Ditton Sidings, Newstead Road	9.2
H2293	Halton	District	Runcorn WWTW	1.2
H2351	Halton	District	Eco-cycle Waste Ltd, 3 Johnson's Lane, Widnes	2.0
K2322	Knowsley	Sub Regional	Butlers Farm, Knowsley Industrial Estate	8.4
K2204	Knowsley	District	Brickfields, Ellis Ashton Street, Huyton	2.4
K2192	Knowsley	District	Image Business Park, Acornfield Road, Knowlsey Industrial Estate	2.8
K2358	Knowsley	District	Former Pilkington Glass Works, Ellis Ashton Street, Huyton Industrial Estate	1.3
L1289	Liverpool	Sub Regional	Vacant Land south of Spitfire Road, Triumph Trading Park (this site has come forward since Spatial Strategy and Sites stage and, as such, has yet to be considered in detail by Liverpool City Council Executive Board)	5.9
L0435	Liverpool	District	Waste Treatment Plant, Lower Bank View	0.7
L0468	Liverpool	District	Site off Regent Road / Bankfield Street	1.4
F0384	Sefton	Sub Regional	Alexandra Dock 1, Metal Recycling Site	9.8
F0726	Sefton	District	1-2 Acorn Way, Bootle	0.6
F1029	Sefton	District	Site off Grange Road, Dunning's Bridge Road	1.6
F2333	Sefton	District	55 Crowland Street, Southport	3.7
S1885	St.Helens	Sub Regional	Former Hays Chemical Site, Lancots Lane	6.4
S1897	St.Helens	District	Land North of T A C Abbotsfield Industrial Estate	1.3
W0360	Wirral	Sub Regional	Car Parking/Storage Area, former Shipyard, Campbelltown Road	5.9
W0180	Wirral	District	Former Goods Yard, Adjacent Bidston MRF / HWRC, Wallasey Bridge Road	2.8
W2215	Wirral	District	Bidston MRF / HWRC, Wallasey Bridge Road	3.7

5.8 Members should note that as a consequence of changes made in response to the public consultation stages already completed (as well as recent planning consents and improvements in recycling rates) that, the number of sites needed has been substantially reduced. For example, earlier in 2009, at Spatial Strategy and Sites Stage a total of 45 sites were identified, 10 of which were sub regional sites. The Preferred Options report includes just 19 sites in total, several of which are existing waste uses with potential for intensification of land use.

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5.9 **Appendix 2** summarises the planning consents issued since 2006.

5.10 Within Section 6 of the Preferred Options Report each of the proposed site allocations includes a detailed site profile which includes the following information:

- Site name, map and area.
- Suggested Waste Management uses.
- Planning context.
- Infrastructure.
- Wildlife.
- Site Deliverability assessment.

5.11 Members should note that the Waste DPD is not allowed by Government policy to prescribe the specific waste use or technology on a specific site as this is a matter for the waste industry.

5.12 Should any site drop out of the Waste DPD process either as a consequence of the Preferred Options District approvals and endorsement process or as a consequence of the public consultation then alternative sites will still be needed from within that District because the identified need does not go away. However, given the very limited availability of suitable sites for waste facilities within Merseyside and Halton as a consequence of severe land constraints, any alternative site is likely to have more significant constraining and deliverability issues. It is therefore considered important that members support the proposed site allocations within the Preferred Options report.

5.13 There is a good spatial distribution of sites across all six Merseyside Districts as shown in **Figure 1** with:

- 3 sites in Halton, total site area 12.4 hectares, largest single site 9.2 hectares.
- 4 sites in Knowsley, total site area 14.9 hectares, largest single site 8.4 hectares.
- 3 sites in Liverpool, total site area 8.0 hectares, largest single site 5.9 hectares.
- 4 sites in Sefton, total site area 15.7 hectares, largest single site 9.8 hectares.
- 2 sites in St.Helens, total site area 7.7 hectares, largest single site 6.4 hectares.
- 3 sites in Wirral, total site area 12.4 hectares, largest single site 5.9 hectares.

5.14 In considering the spatial distribution of sites particular attention is drawn to the importance of proximity to main centres of waste arisings and the availability of suitable land. Two inert landfill sites have also been identified – one in Knowsley and St. Helens (please see section 6 below).

5.15 Proposed allocations within the Preferred Options report include privately owned land, public land as well as a small number of sites with multiple ownerships. Landowner support for the proposed waste uses and the proposed site allocations within the Preferred Options Report is required as this significantly reduces deliverability risk.

5.16 Each developed site will generate employment benefits for the surrounding area. The estimated total number of direct jobs to be created as a result of development of the Waste DPD allocated sites is 500-700 with additional indirect jobs estimated at up to

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twice this number. Temporary jobs related to construction of facilities are expected to total 25-400 per site, depending on the scale of the facility being built.

5.17 Consultation questions 12 and 13 seek specific comments on the proposed District and sub regional site allocations.

6.0 Landfill

6.1 At Spatial Strategy and Sites stage a long list of sites for detailed technical assessment on their potential as landfill and land raise was identified. During the preparation of Preferred Options that long list has now been the subject of consultation and detailed technical assessment and confirms that the potential for new landfill sites in the sub region is extremely constrained. A detailed technical report on landfill is presented in the supporting document '**Survey for Landfill in Merseyside and Halton**' to the Preferred Options Report.

6.2 Section 7 of the Preferred Options Report has identified two landfill sites as shown in figure 1 for the final disposal of inert waste, they are:

- Bold Heath Quarry.
- Cronton Clay pit.

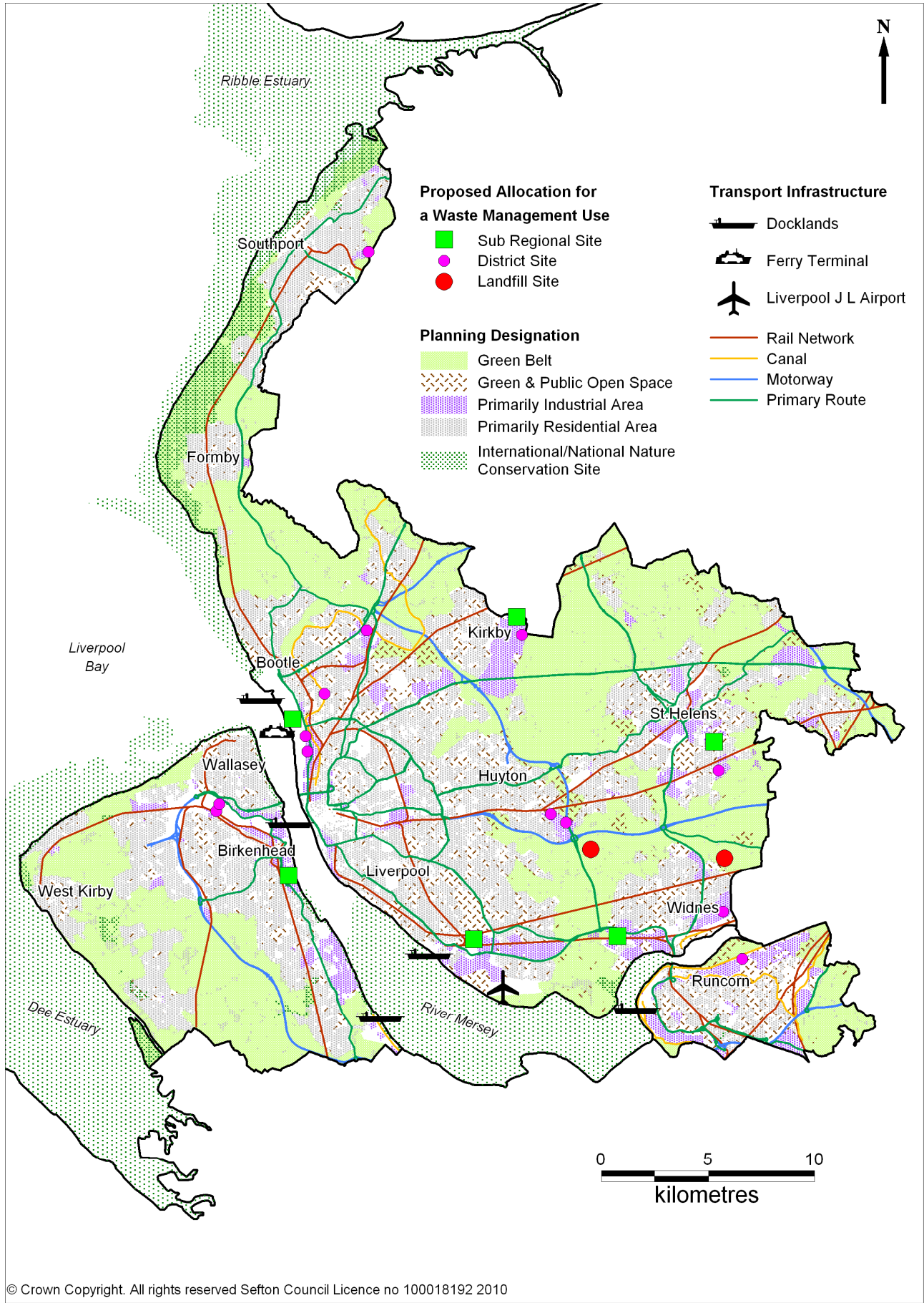
6.3 In addition the existing non inert landfill at Lyme and Wood Pits in St. Helens has recently extended its operational life until 2012.

6.4 No landfill sites have been identified for the disposal of non inert (including hazardous) waste. All future non inert waste management needs (identified in **Table 1**) will be met through a combination of proposed site allocations for built facilities that will divert the waste away from landfill and, through the use of existing landfill disposal contracts which export the waste outside of the sub region. The amount of export of non inert waste to landfill sites outside of Merseyside and Halton will be offset against 2 new built facilities for Commercial & Industrial waste thus ensuring that the Waste DPD is net self sufficient and delivers the Waste DPD Spatial Strategy.

6.5 Consultation question 15 seeks specific comments on the proposed landfill site allocations.

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Figure 1. Proposed allocations within Merseyside & Halton



7.0 Energy from Waste

- 7.1 The development of a policy position for Energy from Waste (EfW) has been challenging for the Waste DPD. This is because Merseyside and Halton is in an extremely unusual position of having a large number of consented, but not yet operational, EfW facilities that already more than meet the identified sub regional needs. In addition, the MWDA is at an advanced stage of its resource recovery contract PFI procurement process where it is seeking to procure new EfW facilities. Specifically MWDA is seeking to acquire sites >8 hectares to build new EfW facilities and has been actively seeking to secure such sites. Furthermore, the Ince Marshes EfW facility and Resource Recovery Park immediately adjacent to Merseyside and Halton within the Liverpool City Region has recently been given planning consent.
- 7.2 The Waste DPD site search and technical assessments aimed at identifying suitable and deliverable land for EfW facilities concluded that there are very limited opportunities to allocate new sub regional sites for EfW.
- 7.3 Therefore, in meeting the identified needs for EfW the Waste DPD has needed to take account of the consents within the sub region, the larger regional consents such as Ince Marshes and Ineos Chlor as well as the stated needs and strategy for municipal solid waste.
- 7.4 This unique combination of circumstances led to a period of intense joint working between MWDA and the Waste DPD team to help inform both the MWDA's own procurement processes and the Waste DPD policy position on EfW. This process focussed on assessing the risks of the different procurement and land use options available to meet the identified need of the MWDA.
- 7.5 This risk assessment process is the subject of a separate report to the Liverpool City Region Cabinet (13 November 2009) and is described in supporting document "**Risk Assessment for EfW Options for MSW in Merseyside & Halton**" of the Preferred Options Report. City Region Cabinet resolved that the Waste DPD should, in developing its policy position on EfW, take particular account of the lower risk options which made best use of existing consented capacity within and outside of Merseyside and Halton in preference to allocating new land for EfW. In particular, the recently consented regional facility at Ince Marshes was identified as the preferred location for an EfW solution.
- 7.6 Two policy options have been identified for EfW. A reasoned justification is provided as to the planning merits and constraints for each of these. The preferred policy option being: "for the Waste DPD not to allocate any new sites for Energy for Waste for MSW as well as C&I waste and to rely on existing consented and operational facilities within Merseyside and Halton and the wider North West region."
- 7.7 For the avoidance of doubt, the preferred policy option to not allocate new sites for EfW includes any allocations which could include multiple facilities on a site, such as "Resource Recovery Parks".
- 7.8 Consultation question 10 seeks specific comments of the preferred EfW policy.

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8.0 Development Management Policies

- 8.1 In addition to the proposed site allocations there is a need to provide the waste industry with clear policy guidance about what is and is not acceptable on both allocated and non allocated sites. The development management policies have been prepared in close consultation with the Development Control Managers of each of the Districts and are specifically designed to provide a high degree of development control and certainty. They are designed to be used in concert with and avoid duplication with the District's own development management policies within the LDF.
- 8.2 Six Development Management policies are included within the Preferred Options Report and specific consultation questions are asked on each one.
- 8.3 **Applications for waste management facilities outside of allocated sites** – as land use and industry requirements will change during the plan period the Preferred Options report includes a policy designed to control waste development on land that has not been allocated for waste use (consultation question 17).
- 8.4 **Applications for landfill on non allocated sites** – whilst the landfill allocations discount a number of sites as not being suitable or deliverable for landfill in the future, it is still possible that site owners and operators may still wish to apply for landfill on unallocated sites in the future. This policy is designed to provide a very high degree of control over such activities and as unallocated sites would be more difficult to bring forward as landfill (consultation question 18).
- 8.5 **Open Windrow Composting** – the evidence base has identified that there is no need for new open windrow composting facilities and has therefore not allocated new land for this waste use. This operation has very specific operational constraints and as there is always potential for such operations to satisfy local needs, particularly if existing consents are not fully utilised or are no longer operational. The preferred policy option for open windrow composting facilities therefore provides a high degree of control for this activity (consultation question 19).
- 8.6 **Protecting Existing Waste Management Sites** – by protecting existing waste management sites for future waste management use, the essential waste management infrastructure of the sub region will be protected thus ensuring future waste management needs of the sub region are met. Should other competing land uses result in the displacement of the existing waste management uses then an alternative site will be required to ensure that the waste management needs are still met, unless the need has been met elsewhere (consultation question 20).
- 8.7 **Restoration and Aftercare of Landfill Facilities** – a specific restoration and aftercare policy is required for landfill because of the duration, scale and impact that this activity has on the landscape and environment including mineral and water resources (consultation question 21).
- 8.8 **Criteria for Waste Management Development** – in taking planning decisions on the development of waste facilities it is important that all appropriate information is submitted with the planning application to enable an objective assessment of the planning issues and merits. This policy provides guidance to developers on what information will need to be submitted with a planning application to enable swift determination and avoid any delays in the planning process (consultation question 22).

9.0 Implementation and Monitoring

- 9.1 Chapter 10 of the Preferred Options report covers the implementation and monitoring plan for the Waste DPD including how specific policies will be implemented and whether site allocations are being implemented for waste uses. The section also provides a monitoring plan, largely based on national indicators, to ensure that the evidence base is kept up to date and the effectiveness of the plan can be assessed. It has important interactions with the on-going monitoring programmes of the Districts particularly with respect to their own LDFs.
- 9.2 Consultation question 23 seeks feedback on this implementation and monitoring of the Plan.
- 9.3 The timetable for completing the Waste DPD is set out in **Appendix 4** with adoption expected in April 2012.

10.0 Consultation

- 10.1 Subject to swift District approval and endorsement of the Preferred Options Report a six-week public consultation period will start on 18th February 2010. The approach to consultation has been previously agreed with Leaders and is fully compliant with the adopted Statements of Community Involvement of each District.
- 10.2 The beginning of the public consultation process on Preferred Options will be accompanied by statutory press notices in newspapers covering the six districts, press releases, email and letter communication with all individuals and organisations on the Waste DPD database. A Waste DPD newsletter / information sheet will also be distributed. Copies of the Preferred Options Report and Executive Summary will also be made available for the public at selected Council offices and public libraries.
- 10.3 Consultation will end on 31st March 2010 ahead of the pre-election period, provided that there are no delays in the District approvals processes. Due to the timing of Committee meetings there is a slight overlap with the purdah period of 3 working days.
- 10.4 This core content Committee Report is to be supported by a District specific covering report and a three-page Briefing for Elected Members (see **Appendix 3**).
- 10.5 Once Members have approved and endorsed the Preferred Options report, there will be no further opportunity for the Council to make comments. However, there may be issues which Local Elected Members may wish to comment on individually. Such comments should be submitted during the 6-week public consultation alongside all other consultation comments.
- 10.6 The purpose of the public consultation is to invite comments from all interested parties on the sites, issues and policies covered. The Preferred Options report will be available both in paper format and on a web-based consultation site (<http://merseysideeas-consult.limehouse.co.uk>). The public is invited to make comments in writing or electronically and there is a series of consultation questions to facilitate this process. District officers and the Waste DPD team will be pleased to assist in this process, although anonymous responses or telephone comments will not be accepted.

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- 10.7 Given the sub-regional nature of the Plan , the Preferred Options public consultation will include a single District officer led consultation event in each of the six Districts. All events will be held at an accessible location to comply with all relevant Council policies. Whilst the Waste DPD team will be on hand to support, the consultation events will be led and chaired by an appropriate officer from each of the Districts.
- 10.8 However, a programme of additional stakeholder consultation events will also be developed and agreed with each District. Such events will target specialist groups that have asked for presentations as well as the potential for some more local events should this be required to consider local issues. Once again, these events will be District led, with the Waste DPD Team supporting.
- 10.9 Queries about the Preferred Options Report approval process, endorsement and consultation processes should be referred to the Waste DPD Steering Group officer or other nominated officer from the Districts in the first instance. Should further advice be required from the Waste DPD team, this should be co-ordinated through the District officer and not direct to the Waste DPD team at Merseyside EAS.
- 10.10 At the end of the consultation period all the responses will be collated and a “Results of Consultation Report” will be written summarising the findings. This will be reported to Members as appropriate by District officers as well as being published on the Waste DPD website.
- 10.11 The Districts and the Waste DPD team will work together to take due account of the representations received during Preferred Options consultation. The responses will be used to inform the final development of the Waste DPD Submission Document. (see **Appendix 4**).

11.0 Recommendations

- (i) That each Council approves and endorses the Preferred Options Report.**
- (ii) That each Council agrees to the commencement of a six-week public consultation process on the Waste DPD Preferred Options Report during 2010.**
- (iii) That members note that the Waste DPD forms an essential part of each District’s Local Development Framework.**
- (iv) That the Waste DPD team is delegated to make editorial changes to the Preferred Options Report as a consequence of the District approvals process and comments received.**
- (v) That members receive a further report on the outcomes of the Preferred Options consultation.**

Appendix 1 – Evidence Base, summary of key documents and technical assessments.

- Broad Site Search (SLR Consulting September 2005).
- Initial Needs Assessment (Land Use Consultants September 2005).
- Agricultural Waste Survey (Merseyside EAS April 2007).
- Regional Study on Commercial and Industrial Waste (Urban Mines May 2007).
- Regional Study on Construction, Demolition and Excavation Waste (Smith Gore July 2007).
- Revised Needs Assessment (SLR Consulting December 2007) [Needs Assessment version 2].
- Radioactive Waste Review (Merseyside EAS December 2007).
- Planning Implications Report (Merseyside EAS January 2008) [Needs Assessment version 3].
- Review of Greenhouse Gas Emissions from Waste Management Facilities (RPS April 2008).
- Review of Health Impacts from Waste Management Facilities (Richard Smith Consulting June 2008).
- Equality Impact Assessment (Merseyside EAS July 2008).
- Survey for Landfill Opportunities in Merseyside (Merseyside EAS - 2008).
- Built Facilities Site Search Methodology
- Sustainability Appraisal – Phase 1 (Mouchel Parkman (2006-7)
- Strategic Flood Risk Assessment (Capita Symonds 2008-9).
- Habitats Regulations Assessment (Scott Wilson 2007-present).
- Sustainability Appraisal – Phases 2 & 3 (Scott Wilson 2007-present).
- Review of Relative Sustainability of Waste Management based on Mass-Burn or Two-Stage Recovery of Energy from Waste (Juniper Consulting 2009).
- Risk Assessment for EfW Options for MSW in Merseyside & Halton November 2009
- Revised Needs Assessment (Merseyside EAS November 2009) [Needs Assessment version 4].

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Appendix 2 – Planning Consents issued for Waste Facilities since Commencement of the Waste DPD.

Operator	Location	Type of facility	Capacity (tonnes)	Position in Waste Hierarchy	Operational status
Orchid Environmental	Huyton, KNOWSLEY	Primary treatment (autoclaving) to produce solid recovered fuel	50,000	Preparation for recovery	Operational (capacity rise to 120,000 pending)
Mersey Docks & Harbour Board	Bootle, LIVERPOOL	Ship breaking and dismantling	Variable	Recycling	Operational
Future Industrial Services Ltd	Kirkby, KNOWSLEY	Reprocessing of plasterboard and some chemical waste recovery	43,000	Recycling	Operational
Eco-Cycle Ltd	Widnes, HALTON	Materials recycling facility (municipal waste) and non-inert transfer station	75,000	Recycling	Operational
Ineos ChlorVinyls (with Viridor)	Runcorn, HALTON	Large-scale direct-burn of pre-treated waste (ie. solid recovered fuel)	Up to 850,000	Recovery	Early stages of site clearance and off-site fabrication
Minerals Resource Management Ltd	Kirkby, KNOWSLEY	Reprocessing of plasterboard and ash into secondary material	88,000	Recycling	Operational
James Industrial Ltd	Prescot, KNOWSLEY	Non-inert waste transfer station with some recycling	69,000	Recycling	Site undeveloped to date
Biossence Ltd	Eastham, WIRRAL	Large-scale primary treatment using gasification technology with heat and power generation	Up to 400,000	Preparation and recovery	Conditions discharged, awaiting site clearance
Biffa Waste Management Ltd	Pocket Nook, ST HELENS	Materials recycling facility (commercial & industrial waste)	Up to 200,000	Recycling	Possibly discharging conditions
Veolia Waste (on behalf of MWDA)	Fazakerley, LIVERPOOL	Materials recycling facility (municipal waste)	100,000	Recycling	Site cleared; discharging conditions?
Energos Ltd	Kirkby, KNOWSLEY	Medium-scale thermal treatment using gasification technology with heat and power generation	Up to 96,000	Recovery	Site cleared; discharging conditions?
D Morgan Ltd	Bold Heath, ST HELENS	Inert landfill	Up to 76,000	Disposal	Revised extraction and backfill with waste
PDM (Granox) Ltd	Widnes, HALTON	Direct-burn of food processing wastes with energy recovery	150,000	Recovery	Construction not started – expansion of existing plant
Cory Environmental	Haydock, ST HELENS	Non-hazardous, non-inert landfill	Up to 425,000	Disposal	Continued operation to 2012 (on appeal)

Appendix 3

Waste DPD Briefing for Elected Members **Overview of Preferred Options Consultation**

Background

Preparation of a Waste Development Plan Document (Waste DPD), which provides a policy framework for waste management, is a statutory duty for all six districts in the Merseyside sub-region (Halton, Knowsley, Liverpool, Sefton, St Helens and Wirral).

The duty derives from EU Waste Directives and UK Government Planning Policy. Given that significant cost, risk and strategic advantages could be identified from working together, the authorities have agreed to produce a joint Waste DPD. The Waste DPD is therefore being prepared jointly by the six Districts with support from the Waste DPD team at Merseyside EAS. The resulting plan will become part of the Local Development Framework for each of the Districts.

The Waste DPD provides the template for managing all types of waste, not just household waste, until 2027, taking into account both national legislation and local and regional considerations. It directs new and appropriate waste management infrastructure to the most suitable locations.

It does not deal directly with the management and treatment of waste produced in Merseyside and Halton. Rather, the Waste DPD aims to set up a long-term planning framework for waste management.

Currently, a Preferred Options report has been drafted and public consultation on this report will take place for six weeks from 18th February 2010, subject to full approval and endorsement from all six districts. Responses to this consultation, and discussions with stakeholders, will then be used to further develop the Waste DPD, which is scheduled to be formally adopted in April 2012.

Consultation programme

The consultation on Preferred Options is the third public consultation on the development of the Waste DPD, and is particularly important, as this is the last opportunity for stakeholders to make major comments on the sites and proposed policy options which may result in changes to policy or site allocations.

There are a number of ways of responding to the consultation. Answering a series of questions asked throughout the Preferred Options report either online or on paper means responses can be processed more efficiently and accurately – but all types of response will be welcome, although anonymous responses cannot be accepted.

The Preferred Options Report and supporting information will be available at <http://merseysideeas-consult.limehouse.co.uk/portal>, and through council websites, offices and libraries. Consultees are also able to request a paper copy by contacting the Waste DPD team directly.

During the consultation and afterwards, there will be a continuing dialogue and discussion with stakeholders. A public meeting will also be held within each District to provide additional information and answer any questions.

Information on the meetings will be found on www.wasteplanningmerseyside.gov.uk

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Policy issues

The Waste DPD must be consistent with national and regional policy, contributing to achieving the goals of the Waste Strategy for England and the Regional Spatial Strategy for the North West, while dealing with local issues and priorities.

The Preferred Options report discusses the core policies for waste management and details the principles that will underpin the Waste DPD. It includes preferred options on sustainable waste management, sustainable transport of waste, sustainable design of new developments, the site selection process, net self-sufficiency and waste management applications outside of allocated sites.

The report also presents a series of policies for Development Management designed to control waste management development on allocated sites as well as other land that may be brought forward for future waste use.

A key section of the report is dedicated to issues around Energy from Waste, where combustion of waste or a fuel derived from waste is used to generate heat and power, to be fed into the national grid or used locally in industry. For the avoidance of doubt, the Preferred Options Report is not allocating any new sites for Energy from Waste use.

Proposed sites

The Preferred Options report includes details of the proposed allocations for waste management use, which could become final allocations for the Waste DPD across all six districts.

The proposed allocations are mapped, district by district, and include a brief description and explanation of why they are the preferred sites. The sites have been put forward following a detailed technical assessment process.

Two types of site have been identified:

- sites capable of supporting larger and more complex, sub-regional facilities,
- sites suitable for smaller, district-level, waste management operations.

The Preferred Options Report contains no site allocation for Energy from Waste, as no site has been identified as suitable for this specialised use. In addition, Merseyside and Halton are in a unique position in that there is a large amount of capacity already consented for Energy from Waste facilities in the Districts and adjacent areas. The report therefore concludes that there is no need to make additional allocations for this use.

The Waste DPD has explored landfill disposal potential across Merseyside and Halton. Despite the difficulty of finding such sites, there are two proposed allocations for inert landfills on existing minerals sites, in addition to the one existing consented landfill site in the sub region. It is important that we fully explore landfill opportunities in our sub region rather than assuming waste can continue to be exported to landfill sites outside Merseyside and Halton.

The Report also discusses the need to identify new or replacement sites for Household Waste Recycling Centres, which are provided by Merseyside Waste Disposal Authority. The Preferred Options Report does not allocate sites for this purpose but identifies broad areas where sites will need to be found.

Merseyside Waste Disposal Authority

Prior to the publication of the Report, extensive efforts have been made to engage with key stakeholders, such as the Merseyside Waste Disposal Authority (MWDA).

MWDA is the statutory authority that disposes of municipal solid waste (household waste) for the local authorities across Merseyside.

Whilst MWDA business needs and statutory responsibilities are different from the planning purpose of the Waste DPD, the processes must be aligned as the Waste DPD cannot progress to a sound outcome if it does not cater for the needs of the MWDA.

Similarly, the risks to the MWDA procurement can be significantly reduced with a supportive planning framework. Therefore both the Waste DPD team and MWDA continue to work in partnership to find appropriate solutions.

What happens next?

Following the Preferred Options consultation, the Waste DPD team will consider all responses and evaluate them, with the intention of drawing up a Submission Document by the start of 2011.

The Submission Document will be published so that further representations on the soundness of the Waste DPD can be made before it is submitted to Government for formal consideration and scrutiny (in March 2011). A Results of Consultation Report will also be published following the public consultation that will detail all representations made and the Waste DPD responses.

An examination hearing will then be held: this is an independent examination of the plan by an Inspector, who can hear evidence on unresolved issues from those who have already made representations on the soundness of the Plan as well as those who are supportive of the plan.

The final stage of the process is the adoption of the Waste DPD by each of the Merseyside districts as its statutory spatial plan for waste. This is scheduled for 2012.

Financing the Waste DPD

The costs of preparing the Merseyside Waste DPD are being shared by the six districts. There are significant time and money savings that have already been delivered from working in partnership.

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Appendix 4 Stages to Adoption of the Final Waste DPD

- A2.1 The Land Use Planning System has strict requirements with respect to the process to be adopted and the consultative stages required. The timetable to adoption of the Waste DPD is summarised in the following table.
- A2.2 Further public consultation will take place in 2010 when the Waste DPD is published. This is the final opportunity to make representations on the soundness of the Waste DPD when the plan prior to submission to Government for consideration.
- A2.3 Adoption of the Waste DPD by the 6 Councils will take place once the plan has been found sound at public examination by the Secretary of State's Inspector. Following adoption the Waste DPD will be subject to periodic review as part of the monitoring and implementation framework.

Waste DPD Project Timetable and key milestones.

Commencement of Plan preparation*	December 2006	Current Status
Public Consultation on Issues and Options Report.	March to April 2007 (6 weeks)	Complete
Public Consultation on Sites and Spatial Strategy Report.	December 2008 – February 2009 (8 weeks)	Complete
Results of consultation report published.	May 2009	Complete
Preferred Options Report to Council/Committee/ Executive for approval as appropriate.	December 2009 – February 2010 (10 weeks)	On-going
Public Consultation on Preferred Options and Sustainability Appraisal Environment Report	February - March 2010 (6 weeks)	
Draft Waste DPD / Sustainability Appraisal Final Report for Full Council approval.	August 2010 (22 weeks)	
Publication of the Waste DPD	January 2011 (6 weeks)	
Submission Waste DPD / Sustainability Appraisal Final Report/ Representations following publication to DCLG.	March 2011 (6 weeks)	
Joint Examination in Public.	July 2011	
Full Council meetings	January 2012 (13 weeks)	
Adoption of Waste DPD	April 2012	
Implementation and Monitoring	May 2012 onwards	

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REPORT TO: Planning Committee
Cabinet
Council

DATE: 13th January
14th January
14th January

SUBJECT: Article 4(2) Direction for
Moor Park Conservation Area

**WARDS
AFFECTED:** Manor

REPORT OF: Planning and Economic Regeneration Director

**CONTACT
OFFICER:** Dorothy Bradwell

**EXEMPT/
CONFIDENTIAL:** No

PURPOSE/SUMMARY:

To seek Committee, Cabinet and Council's Agreement to make an Article 4(2) Direction within Moor Park Conservation Area so that planning permission will be required for a greater range of alterations to properties, helping to ensure that the character of the Conservation Area is maintained.

REASON WHY DECISION REQUIRED:

- a) To meet the Council's duty under section 71 of the Planning (Listed Buildings and Conservation Areas) Act 1990.
- b) To follow up on the recommendations of the adopted Moor Park Conservation Area Appraisal.

RECOMMENDATION(S):

That Planning Committee :

- recommend to Cabinet that the Moor Park Article 4(2) be made.

That Cabinet, subject to Planning Committee's recommendation above:

- recommend to Council that the Moor Park Article 4(2) be made.

That Council subject to the above recommendations:

- authorises the making of a Direction under Article 4[2] of the Town and Country Planning [General Permitted Development] Order 1995 (as amended) in respect of the Moor Park Conservation Area.

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KEY DECISION: N/A

FORWARD PLAN: N/A

IMPLEMENTATION DATE: N/A

ALTERNATIVE OPTIONS:

a) Article 4(1) Direction

This would require the Secretary of State's agreement and is a more lengthy process. The scope of permitted development rights that could be removed is much wider and more applications would be submitted as a result. In the Moor Park conservation area it is felt that the scope of an Article 4(2) Direction is sufficient and therefore an Article 4(1) is not recommended.

The operation of the Article 4(2) Direction will be kept under review as to its effectiveness and ease of use and it may be necessary to revisit an Article 4(1) as a future option.

b) Not to make a direction

This would be against the wishes of the local residents association and would leave the conservation area open to further harm from unsuitable development.

IMPLICATIONS:

Budget/Policy Framework: N/A

Financial: There is the potential for compensation claims. However, as the claimant has to demonstrate that abortive expenditure or other loss or damage has been incurred, claims very rarely arise.

Legal: N/A

Risk Assessment: N/A

Asset Management: N/A

CONSULTATION UNDERTAKEN/VIEWS

INTERNAL

The Development Control Service, who will be administering the applications, have been consulted for their views and are in support of the proposal.

Legal Department have been consulted and their recommendations have been incorporated into the report

FD280 – the Finance and IS Director has been consulted and his comments have been incorporated into this report

EXTERNAL

Letters have been received from the Moor Park Residents Association whom have been asking for an Article 4 Direction to be made for the conservation area. Specific problems that have been identified by the Residents Association include the loss of grass verges, erection of uncharacteristic walls, changes to roofing materials and insertion of upvc windows.

CORPORATE OBJECTIVE MONITORING:

<u>Corporate Objective</u>		<u>Positive Impact</u>	<u>Neutral Impact</u>	<u>Negative Impact</u>
1	Creating a Learning Community		*	
2	Creating Safe Communities		*	
3	Jobs and Prosperity		*	
4	Improving Health and Well-Being		*	
5	Environmental Sustainability	*		
6	Creating Inclusive Communities		*	
7	Improving the Quality of Council Services and Strengthening local Democracy		*	
8	Children and Young People		*	

LIST OF BACKGROUND PAPERS RELIED UPON IN THE PREPARATION OF THIS REPORT

Planning Policy Guidance Note 15: Planning and the Historic Environment

'Heritage at Risk' English Heritage, 2009.

Moor Park Conservation Area Appraisal, Sefton MBC, March 2008

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1. BACKGROUND:

- 1.1 Section 71 of the Planning (Listed Buildings and Conservation Areas) Act 1990 places a statutory duty on local planning authorities to prepare proposals for the preservation and enhancement for any conservation areas that they designate.
- 1.2 It is under this duty that the Moor Park Conservation Area appraisal was carried out. The appraisal identifies the elements that contribute to the character of the area, and notes negative factors and suggests opportunities for enhancement. The appraisal recognises that a growing number of properties have lost historic features and had uncharacteristic alterations made to them. As a consequence one of the recommendations of the appraisal was for an Article 4 Direction to be made.
- 1.3 An Article 4 Direction brings about the removal of permitted development rights, meaning that a greater range of alterations to houses will require planning permission before being carried out. This would help to avoid the further loss of historic features important to the character of the conservation area.
- 1.4 Applications for planning permission for work, which prior to the Direction would have been automatically permitted, do not incur a fee. In Sefton one conservation area, Sefton Village, has an Article 4 Direction. Overall a relatively low number of applications are received as a result of this. The Council's experience with the Sefton Village Article 4 Direction is that it has been successful and is well understood by residents.

2. PROPOSAL

- 2.1 There are two options available to the Council, either an Article 4(1), or an Article 4(2) Direction. The Article 4(1) direction has been ruled out as an option for reasons given above.
- 2.2 With an Article 4(2) the range of rights which can be removed affect only works to properties on elevations that front the highway. In the Moor Park area the fronts of the properties are the key area where restriction over changes would be most beneficial and would have the greatest effect on preserving the appearance of the conservation area.
- 2.3 The works that will be newly brought under planning control include the following:

Changes to front elevation (e.g. windows & doors, rendering, painting)
Alterations to roofs and chimneys
Erection of front walls/gates

Hard landscaping front gardens

- 2.4 The formal wording of the Article 4(2) Direction is given in Appendix 1
- 2.5 The public consultation process is built into the way that Directions are made. Once a direction is in force it remains so for up to 6 months, during this time the opinions of residents are canvassed and representations can be made to the Council. A leaflet and questionnaire is being prepared to help gain resident's views.
- 2.6 Unless, the Direction is confirmed, by the Council within 6 months, then the Direction will cease to be in effect.
- 2.7 While it is possible to carry out consultation before making an Article 4 Direction this is not the preferred option as it helps to avoid a situation arising whereby a resident may rush to carry out uncharacteristic works prior to the direction being made. Additionally it is helpful in that residents can 'try out' the system, therefore enabling them to make more informed judgements about its effects. Also, residents would not in effect be consulted twice.
- 2.8 A further report will be presented to Council before the end of the six month consultation period, so that a final decision can be made, to either confirm the Article 4 Direction or remove it.

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Appendix 1 - formal text of the Article 4(2) Direction:

TOWN AND COUNTRY PLANNING (GENERAL PERMITTED DEVELOPMENT)
ORDER 1995 (as amended)

DIRECTION MADE UNDER ARTICLE 4(2)

WHEREAS Sefton Metropolitan Borough Council being the appropriate local planning authority within the meaning of article 6 of the Town and Country Planning (General Permitted Development) Order 1995, are satisfied that it is expedient that development of the descriptions set out in Schedule I below should not be carried out on land in the Moor Park Conservation Area being the land shown edged in red in Schedule II, unless permission is granted on an application made under the Town and Country Planning Act 1990.

NOW THEREFORE the said Council in pursuance of the Power conferred on them by article 4(2) of the Town and Country Planning (General Permitted Development) Order 1995 hereby direct that the permission granted by article 3 of the said Order shall not apply to development on the said land of the descriptions set out in the Schedule below to the extent permitted by Article 4(2)-(5) of the 1995 Order.

THIS DIRECTION is made under article 4 (2) of the said Order and in accordance with article 6 (7) shall remain in force until the *DATE* and shall then expire unless it has been confirmed by the said Council. Any representations concerning the Direction should be made to:

Planning Director, Sefton MBC, Magdalen House, 30 Trinity Road, Bootle, L20 2NJ
by the *DATE*.

SCHEDULE I

Class A of Part 1 of Schedule 2 to the said Order, consisting of the enlargement, improvement or other alteration of a dwellinghouse, where any part of the enlargement, improvement or alteration would front a highway, waterway or open space;

Class C of Part 1 of that Schedule, where an alteration would be made to a roof slope which fronts a highway, waterway or open space

Class D of Part 1 of that Schedule, consisting of the erection or construction of a porch outside any external door of a dwellinghouse where the external door in question fronts a highway, waterway or open space;

Class F of Part 1 of that Schedule, consisting of the provision within the curtilage of a dwellinghouse of a hard surface for any purpose incidental to the enjoyment of the

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dwellinghouse as such; or the replacement in whole or in part of such a surface, where the hard surface would front a highway, waterway or open space;

Part 1 of that Schedule, consisting of the erection, alteration or removal of a chimney on a dwellinghouse or on a building within the curtilage of a dwellinghouse.

Class A of Part 2 of that Schedule, consisting of the erection, construction improvement or alteration of a gate fence wall or other means of enclosure, where the gate, fence, wall or other means of enclosure would be within the curtilage of a dwellinghouse and would front a highway, waterway or open space;

Class C of Part 2 of that Schedule, consisting of the painting of the exterior of any building or work, where the painting of the exterior of any part, fronts a highway, waterway or open space, of –

- (i) a dwelling house; or
- (ii) any building or enclosure within the curtilage of dwellinghouse.

Class B of Part 31 of that Schedule, consisting of the demolition of the whole or part of any gate, fence wall or other means of enclosure, where the gate, fence, wall or other means of enclosure is within the curtilage of a dwellinghouse and fronts a highway, waterway or open space.

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SCHEDULE II



Sefton Council Planning & Economic Regeneration Department Andy Wallis - Director <small>Planning & Economic Regeneration is part of the Regeneration & Environmental Services Directorate</small>	Moor Park Conservation Area Article 4 (2) Crosby		Standard Site Plan Scale: 1:2545 Date: 23/12/2009 Drawn By: FEARY on Contact Officer: vep Plan Ref: 2.6.2 Ward(s): Manor, Victoria Postcode Sector(s): L23 9, L23 2, L23 4 Polling District(s): NS, NE, SE, SW Parish(es): Thornton Cp
	OSGR: 332787, 400403	Sheets:	Area: 584679 sqm

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COUNCIL - 14 JANUARY 2010

REPORT OF THE LEADER OF THE COUNCIL - MATTERS DEALT WITH IN ACCORDANCE WITH RULE 17 OF THE SCRUTINY PROCEDURE RULES (CALL-IN AND URGENCY)

I wish to report that the Chair of the relevant Overview and Scrutiny Committee has given his consent, under Rule 17 of the Scrutiny Procedure Rules, to the following issue being dealt with, on the basis that the decisions could not be reasonably deferred and therefore not subject to call-in.

CABINET MEMBER - CORPORATE SERVICES - 9 DECEMBER 2009

76. INSURANCE BROKER CONTRACT

The Cabinet Member considered the report of the Finance and Information Services Director setting out details of expressions of interest received from nine companies who wished to be formally invited to tender for the provision of insurance broking services. The current Insurance Broker Contract would expire on 31 March 2010 and a contractor needed to be appointed for 1 April 2010 to ensure that the Council's insurance portfolio was successfully renewed by 29 September 2010, when the current policies would expire.

RESOLVED: That

- (1) all of the organisations meeting the criteria laid down in the Pre-Qualification Questionnaire be invited to tender for the provision of insurance broking services to the Council with effect from 1 April 2010; and
- (2) it be noted that the Chair of the Overview and Scrutiny Committee (Performance and Corporate Services) had given his consent under Rule 17 of the Scrutiny Procedure Rules for the decision in (1) above to be treated as urgent and not subject to "call in" on the basis that the work is of a specialist nature and any delay in inviting tenders would not be in the best interests of the Council.

C.J. Elwood
Legal Director

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