

11 January 2021

**To: The Chair and Members of the
Development Control and Regulation
Committee**

Agenda

DEVELOPMENT CONTROL AND REGULATION COMMITTEE

A meeting of the Development Control and Regulation Committee will be held as follows:

Date: Tuesday 19 January 2021
Time: 10.00 am
Place: Please note that this will be a virtual meeting and therefore will not take place in a physical location. Please follow the link to view this event:

https://teams.microsoft.com/l/meetup-join/19%3ameeting_ZGMyNWI5YmEtOGQ5NS00ODIwLWJIZTkMTYxYzY0ZTBjODAy%40thread.v2/0?context=%7b%22Tid%22%3a%22ac4b077e-a758-4bc5-9465-35c192007704%22%2c%22Oid%22%3a%2292abf29a-2999-4456-9c44-884bfe2e94a3%22%2c%22IsBroadcastMeeting%22%3atru%7d

There will be a training session for members and officers at 2pm on the Procedural Pitfalls of s73 planning applications

Dawn Roberts
Executive Director – Corporate, Customer and Community Services

Enquiries and requests for supporting papers to: Nicola Harrison
Direct Line: 07825 832 545
Email: nicola.harrison@cumbria.gov.uk

This agenda is available on request in alternative formats

Serving the People of Cumbria

MEMBERSHIP

Labour (6)

Mr A McGuckin (Vice-Chair)
Mr F Cassidy
Mr KR Hamilton
Mr W McEwan
Mr FI Morgan
Mr MH Worth

Conservative (8)

Mr RK Bingham
Mr A Bowness
Mrs HF Carrick
Mr D English
Mr K Hitchen
Mr AJ Markley
Mr CP Turner
Mr D Wilson

Liberal Democrat (3)

Mr GD Cook (Chair)
Mr N Cotton
Mrs BC Gray

Independent (1)

Vacancy

ACCESS TO INFORMATION

Agenda and Reports

Copies of the agenda and Part I reports are available for members of the public to inspect prior to the meeting. Copies will also be available at the meeting.

The agenda and Part I reports are also available on the County Council's website – <http://councilportal.cumbria.gov.uk/ieListMeetings.aspx?CIId=124&Year=0>

Background Papers

Requests for the background papers to the Part I reports, excluding those papers that contain exempt information, can be made to the Legal and Democratic Services Unit at the address overleaf between the hours of 9.00 am and 4.30 pm, Monday to Friday.

A G E N D A

PART 1: ITEMS LIKELY TO BE CONSIDERED IN THE PRESENCE OF THE PRESS AND PUBLIC

Please note that this will be a virtual meeting and therefore will not take place in a physical location. Please follow the link to view this event:

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1 ROLL CALL AND APOLOGIES FOR ABSENCE

To undertake a roll call and receive any apologies for absence.

2 CHANGES IN MEMBERSHIP

To note any changes in membership.

3 DISCLOSURES OF INTEREST

Members are invited to disclose any disclosable pecuniary interest they have in any item on the agenda which comprises

- 1 Details of any employment, office, trade, profession or vocation carried on for profit or gain.
- 2 Details of any payment or provision of any other financial benefit (other than from the authority) made or provided within the relevant period in respect of any expenses incurred by you in carrying out duties as a member, or towards your election expenses. (This includes any payment or financial benefit from a trade union within the meaning of the Trade Union and Labour Relations (Consolidation) Act 1992.
- 3 Details of any contract which is made between you (or a body in which you have a beneficial interest) and the authority
 - (a) Under which goods or services are to be provided or works are to be executed; and
 - (b) Which has not been fully discharged.
- 4 Details of any beneficial interest in land which is within the area of the authority.
- 5 Details of any licence (alone or jointly with others) to occupy land in the area of the authority for a month or longer.

- 6 Details of any tenancy where (to your knowledge)
- (a) The landlord is the authority; and
 - (b) The tenant is a body in which you have a beneficial interest.
- 7 Details of any beneficial interest in securities of a body where
- (a) That body (to your knowledge) has a place of business or land in the area of the authority; and
 - (b) Either –
 - (i) The total nominal value of the securities exceeds £25,000 or one hundredth of the total issued share capital of that body; or
 - (ii) If that share capital of that body is of more than one class, the total nominal value of the shares of any one class in which the relevant person has a beneficial interest exceeds one hundredth of the total issued share capital of that class.

In addition, you must also disclose other non-pecuniary interests set out in the Code of Conduct where these have not already been registered.

Note

A “disclosable pecuniary interest” is an interest of a councillor or their partner (which means spouse or civil partner, a person with whom they are living as husband or wife, or a person with whom they are living as if they are civil partners).

4 EXCLUSION OF PRESS AND PUBLIC

To consider whether the press and public should be excluded from the meeting during consideration of any item on the agenda.

5 MINUTES

To confirm as a correct record the Minutes of the meeting held on 30 November 2020

(Pages 7 - 20)

6 CA13/19 APPLICATION TO CORRECT NON-REGISTRATION OF COMMON LAND, LAND AT THIRLMERE

[Electoral Division: Keswick]

To consider a report from the Executive Director – Economy and Infrastructure (copy enclosed)

(Pages 21 - 226)

7 CA13/20 - APPLICATION TO CORRECT NON-REGISTRATION OF COMMON LAND; LAND AT GREAT HOW, THIRLMERE

[Electoral Division: Keswick]

To consider a report from the Executive Director – Economy and Infrastructure (copy enclosed)

(Pages 227 - 428)

8 CA14/52 - APPLICATION TO AMEND THE REGISTER TO RECORD AN HISTORIC EVENT - HISTORIC SEVERANCE OF A RIGHT OF COMMON (& CR19, APPLICATION NUMBER 1353 - APPLICATION FOR THE AMENDMENT OF A REGISTER IN RELATION TO A RIGHT OF COMMON) REGISTER UNIT CL3 EASTERN MARTINDALE COMMON (HALLIN FELL, SWARTH FELLS, FUSEDAL) ENTRY 5 (NOW ENTRY 31)

[Electoral Division: Kirkby Stephen]

To consider a report from the Executive Director – Economy and Infrastructure (copy enclosed)

(Pages 429 - 610)

9 HIGHWAYS ACT 1980 SECTION 118 - APPLICATION TO EXTINGUISH PUBLIC FOOTPATH NO 302151 IN THE PARISH OF ALSTON MOOR: DISTRICT OF EDEN

[Electoral Division: Alston and East Fellside]

To consider a report from the Executive Director – Economy and Infrastructure (copy enclosed)

(Pages 611 - 618)

10 APPLICATION REFERENCE 6/19/9007 ERECTION OF A REPLACEMENT TRANSFER BUILDING SINKFALL FARM WASTE TRANSFER STATION, RAKESMOOR LANE, BARROW-IN-FURNESS, LA14 4QE

[Electoral Divisions: Hawcoat]

To consider a report from the Executive Director – Economy and Infrastructure (copy enclosed)

(Pages 619 - 630)

11 SAFETY AT SPORTS GROUNDS

[Electoral Division: All]

To consider a report from the Executive Director – Economy and Infrastructure (copy enclosed)

(Pages 631 - 636)

12 APPLICATIONS DETERMINED UNDER DELEGATED POWERS

[Electoral Divisions: Various]

To consider a report from the Executive Director – Economy and Infrastructure (copy enclosed)

To note that these are applications that have recently been determined by the Executive Director – Economy and Infrastructure in accordance with the schemes of delegation.

(Pages 637 - 638)

13 APPLICATIONS PROPOSED TO BE DETERMINED UNDER DELEGATED POWERS

[Electoral Divisions: Various]

To consider a report from the Executive Director – Economy and Infrastructure (copy enclosed)

To note that these applications that have been submitted to the County Council but are not ready/appropriate for presentation to the Committee of for determination under delegated powers and/or have been recently withdrawn or determined as invalid or not requiring planning permission etc.

(Pages 639 - 640)

14 FORWARD PLAN

[Electoral Divisions: Various]

To consider a report from the Executive Director – Economy and Infrastructure

To note the Committee's Forward Plan.

(Pages 641 - 642)

15 DATE AND TIME OF NEXT MEETING

The next meeting will be held on 19 February 2021 at 10.00am.