

## ADDENDUM

CHIEF EXECUTIVE'S OFFICE  
CHIEF EXECUTIVE  
Fiona Marshall

08 September 2016

Dear Councillor

### COUNCIL - THURSDAY 8 SEPTEMBER 2016

Please find enclosed two additional reports for the consideration at the above meeting of the Council, in relation to the following items of business:

6. **Public Questions** (Pages 3 - 4)

*Addendum, detailing additional four questions received.*

9. **Recommendations of Committees for Decision by the Council** (Pages 5 - 8)

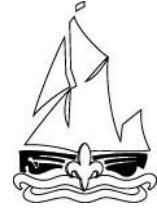
*Addendum – urgent business, bringing forward recommendations from the Planning and Licensing Committee (special meeting) on 1 September 2016.*

Yours faithfully

A handwritten signature in blue ink, appearing to read 'F. R. Marshall', enclosed within a large, hand-drawn oval.

Chief Executive

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## **RESPONSE FROM THE LEADER TO QUESTIONS FROM THE PUBLIC**

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to  
**COUNCIL**  
**8 SEPTEMBER 2016**

### **ADDENDUM**

#### **PUBLIC QUESTIONS (FURTHER QUESTIONS)**

##### **1. QUESTIONS OF WHICH NOTICE HAS BEEN GIVEN**

- 1.1 In accordance with the Council's public speaking protocol the following questions were received from Judy Lea for the Maldon Society, on Monday 5 September 2016.

##### **2. QUESTIONS**

"Maldon District Council decision on application 16/00862 from Essex County Council on nuclear waste imports to Bradwell from Sizewell and Dungeness

Even though Bradwell and some other power stations are now reaching the end of their life there is still no national long term safe repository for the radioactive waste they leave behind, despite many promises over recent decades.

There was a prudent stipulation on the original Bradwell planning approval to ensure that the waste stored there would only be that which had been produced there. The recent application to receive radioactive waste from other stations breaches that principle, which is still one important to members of the public and some at least of the elected members here.

Can this Council therefore please explain

- 1 why the response to the County Council was that it had 'no objection' to this application, as officially quoted in the Week 34 list of decisions taken by the council on planning issues? Did no one recognise the principles and implications involved apart from the technicalities? This despite the issue being hotly debated in the official Local Community Liaison Council attended by MDC members as recently as June?
- 2 why that application was circulated to interested members of the public such as myself on the Week 30 applications list as 'for information only' with no invitation to comment? - a form of gagging if you will as it is the Maldon District residents who will have to live with it.
- 3 why despite all its efforts to promote tourism and local businesses the Council cannot see the conflict of interest in condoning the turning of the Dengie peninsula into what will be a perceived as a nuclear dump? - or for that matter

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also currently actively abetting proposals for a whole new larger station which will most likely not deliver on the false promise of supposedly local employment without enormous damage to the local area and beyond, and also be expensive outdated technology when it is up and running?

and finally

- 4 in the light of this, what reassurances can the Council give that if in the Autumn Theresa May does not ban the proposed new Chinese station at Bradwell outright, the principles of whether it should be built here at all will be fully debated with the District's residents and elected members before decisions are taken, and as part of that debate ensure full information on the impacts of its construction and use are made widely and effectively public?"

### **3. RESPONSE**

#### **From the Leader of the Council:**

##### Question 1:

The Leader of the Council has sought clarification on this matter in order to respond. Having not been entirely satisfied with the response she is now seeking further information and will respond directly to Ms Lea with a copy circulated to Members.

##### Questions 2 and 3:

Maldon District Council is not the decision maker on such applications as this is Essex County Council. In these instances Maldon District Council is a consultee the same as a neighbour or any other interested party. Any interested party is able to respond directly to Essex County Council with their comments and opinions.

##### Question 4:

A planning application will be determined by the Infrastructure Planning Unit, currently forming part of the Planning Inspectorate. A member of the public can register as an 'Interested Party' on any application dealt with by the Infrastructure Planning Unit. The application will be 'examined' by the Infrastructure Planning Unit. The main method of examining an application is by written representations, but issue specific hearings may be held if the Examining Authority considers it necessary having taken into account representations made by interested parties at the preliminary meeting. If any interested party asks for an open floor hearing then one must be held by the Examining Authority. All hearings are held in public and anyone can attend.

CIRCULATED AT  
THE MEETING



## REPORT of DIRECTOR OF RESOURCES

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to  
COUNCIL  
8 SEPTEMBER 2016

### ADDENDUM – URGENT BUSINESS

#### AGENDA ITEM NO. 9      RECOMMENDATIONS OF COMMITTEES FOR DECISION BY THE COUNCIL

##### **1.      PLANNING AND LICENSING COMMITTEE – 1 SEPTEMBER 2016 (SPECIAL MEETING)**

- 1.1      A special meeting of the Planning and Licensing Committee was held on Thursday 1 September 2016 to agree the Terms of Reference for proposed new Member Task and Finish Working Groups. Although the Minutes of this meeting have not been finalised for publication the Chairman of the Council has agreed that this matter be brought forward for consideration due to the urgency in setting up the proposed Working Groups.
- 1.2      [Web link to agenda and reports.](#)
- 1.3      The Committee considered and agreed that Member Task and Finish Working Groups be set up to progress the work on the:
  - three elements of the Rural Allocations Development Plan Document, namely, Gypsy and Travellers, Rural Housing and Rural Employment.
  - Heybridge and Maldon Central Area Masterplan.
- 1.4      The Committee also considered membership of the Working Groups and concluded that in addition to the Chairman and Vice-Chairman of the Planning and Licensing Committee, membership should include the Leader and/or Deputy Leader of the Council and the relevant Ward Member(s) pertinent to individual sites under discussion on a geographical (ward) or topic / issue basis. As this would involve Members beyond the membership of the Planning and Licensing Committee it was decided that having regard to the constitution the Council should ratification of all the recommendations as set out in paragraph 1.4.1 below on the understanding that the Working Groups would report to the Planning and Licensing Committee.
- 1.4.1      Committee recommendations:
  - (i)      that Member Task and Finish Working Groups be set up to progress the work on the three elements of the Rural Allocations Development Plan Document, namely, Gypsy and Travellers, Rural Housing and Rural Employment;
  - (ii)      that a Member Task and Finish Working Group be set up to progress the work on the Heybridge and Maldon Central Area Masterplan;

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- (iii) that the proposed terms of reference (**APPENDIX 1**) for these and subsequent Task and Finish Working Groups to support the progression of work on policy matters with respect to the Local Development Plan, any Development Plan Document, any policy related matter including supplementary planning guidance and action plans and related local issues as identified by the Planning and Licensing Committee requiring an input on a geographical (ward) basis be agreed.
- (iv) that the Council agrees that the Working Groups as set out in (i) and (ii) above will report to the Planning and Licensing Committee.

**TERMS OF REFERENCE:**

The Task and Finish Working Group(s) will:

1.
  - (a) support the progression of work on policy matters with respect to the Local Development Plan, any Development Plan Document, any policy related matter including any supplementary planning guidance and action plans and related local issues as identified by the Planning and Licensing Committee that requires an input on a geographical (ward) basis.
  - (b) be supported by Officers to bring forward finding and recommendations to the Planning and Licensing Committee in a timely manner having regard to any urgency to meet any necessary timelines in a written report form or in a verbal update.
  - (c) comprise a membership of the Chairman and Vice-Chairman of the Planning and Licensing Committee, Leader and/or Deputy Leader, and, the relevant Ward Member(s) pertinent to individual sites under discussion on a geographical (ward) or topic / issue (e.g. representative on outside body) basis.
2. A written record of all meetings will be taken. A summary of the deliberations and any recommendations on any issue will be included in any subsequent report on that issue to the Planning and Licensing Committee and will be available to all members on the Corporate 'I' drive.
3. For the avoidance of doubt, the obligation on Members to declare any interests in terms of Council's Code of Conduct shall apply to meetings of the Task and Finish groups.
4. That a draft timeline of work be produced for each Task and Finish Working Group.

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