



BROMLEY CIVIC CENTRE, STOCKWELL CLOSE, BROMLEY BRI 3UH

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DATE: 23 March 2010

To: All Members of the Council

The EXECUTIVE PORTFOLIO HOLDER FOR RENEWAL AND RECREATION, COUNCILLOR JULIAN BENINGTON, will be holding a special meeting to consider the item(s) referred to below at Bromley Civic Centre on WEDNESDAY 31 MARCH 2010 AT 6.00 PM

MARK BOWEN
Director of Legal, Democratic and
Customer Services.

*Copies of the documents referred to below can be obtained from
<http://sharepoint.bromley.gov.uk>*

A G E N D A

1 DECLARATIONS OF INTEREST

To record any declarations of interest from Members present.

2 MINUTES OF THE MEETING HELD ON 11TH JANUARY 2010 (Pages 3 - 6)

3 QUESTIONS FROM MEMBERS OF THE PUBLIC ATTENDING THE MEETING

To hear questions received in writing by the Legal, Democratic and Customer Services Department by 5pm on Thursday 25th March 2010 and to respond.

4 LOCAL GOVERNMENT ACT 1972 AS AMENDED BY THE LOCAL GOVERNMENT (ACCESS TO INFORMATION) (VARIATION) ORDER 2006, AND THE FREEDOM OF INFORMATION ACT 2000

The Chairman to move that the Press and public be excluded during consideration of the items of business listed below as it is likely in view of the nature of the business to be transacted to the nature of the proceedings that if members of the Press and public were present there would be disclosure to them of exempt information.

Items of Business

Schedule 12A Description

- 5 **39 SELBY ROAD LONDON SE20 8ST
TWO STOREY EXTENSION AND
CONVERSION INTO FIVE FLATS** (Pages 7
- 18)

Information in respect of which a claim to legal professional privilege could be maintained in legal proceedings.

6 DIRECT ACTION UNDER S219 OF THE TOWN AND COUNTRY PLANNING ACT 1990 (AS AMENDED) IN RESPECT OF 14 BROOMWOOD ROAD, ORPINGTON, KENT BR5 2JH (Pages 19 - 22)

Information in respect of which a claim to legal professional privilege could be maintained in legal proceedings.

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EXECUTIVE PORTFOLIO HOLDER FOR RENEWAL AND RECREATION

Minutes of the Special Meeting held on 11th January 2010

Present

Councillor Julian Benington (Executive Portfolio Holder)

Also present

Councillor Rebekah Gilbert

1. DECLARATIONS OF INTEREST

There were no declarations.

2. RESPONSE TO THE MAYOR OF LONDON'S DRAFT ECONOMIC DEVELOPMENT STRATEGY Report DRR10/0007

The Portfolio Holder considered a draft response to proposals of relevance for Bromley in the Mayor of London's draft Economic Development Strategy (EDS) which was published alongside drafts of the London Plan and the Mayor's Transport Strategy.

The draft response took into account issues raised in the draft replacement London Plan as discussed at the Development Control Committee meeting on 1st December 2009 and the Executive on 9th December 2009. The Mayor's draft Transport Strategy was considered at a special Environment PH meeting on 5th January 2010.

Confirmation was given that no written comments on the proposed response had been received from Members in advance of the meeting.

In addition to the Council's response at Appendix 1 of the report, the Director suggested that the Council's response also highlight the following (as detailed at paragraph 3.13 of the report to the Portfolio Holder):

a) Bromley Town Centre to be included as an Opportunity Area (in line with the response to the draft London Plan);

b) further detail and emphasis with regard to strengthening outer London borough economies be required, and

c) the local knowledge and role of local authorities needs to be fully recognised with resources directed where possible to local authorities rather than create additional bodies unless there was evidence of improved outcomes and value for money.

The Portfolio Holder confirmed his agreement to inclusion of the above in the Council's response and proceeded to consider individual recommended responses to each proposal as detailed below.

Proposal	Portfolio Holder/Member Comment
1A	Councillor Gilbert suggested that the London Arts Council should be included within the representation of London's economy overseeing the promotion of London with " <i>Promote London Council</i> ".
1B	The Portfolio Holder felt that it was necessary to emphasise in the response that more thought should be given to how outer London boroughs can take full advantage of the 2012 Olympic Games opportunity.
1C	Following a comment from Councillor Gilbert, the Portfolio Holder agreed that reference should be made in the response to the importance of good communication with Small and Medium sized Enterprises to assist them in taking advantage of export opportunities that might arise as a result of an international trade strategy to increase London's exports.
2H	Councillor Gilbert referred to the significance of linking with both health and education.
3A	Comment was made that there should be a linkage with the education sector on carbon reduction as a significant amount of the Council's CO2 output emanated from schools. The Portfolio Holder agreed that reference to this point should be included in the response.
3B	Councillor Gilbert felt that it was important to emphasise a better use of the River Thames to help reduce congestion.
4D	Councillor Gilbert commented that more apprentice schemes would be welcome as well.
5C	The Portfolio Holder agreed that it would be helpful to strengthen the recommended response so that the Mayor would be encouraged to note the importance of high level sporting facilities in the borough including Crystal Palace and facilities at the Crays.
5F	The Portfolio was concerned that the second paragraph of the recommended response should not give the impression that new aviation linked companies should be excluded for consideration of business use at the airport; it was the intensification of flights at the airport itself that would cause concern and it was agreed that the first sentence of the

	<p>second paragraph should be expanded to say:</p> <p><i>“Welcome the policy to create SOLDCs but need clarification on the specific role of Biggin Hill and seek assurance that its designation does not entail intensification of the Airport itself beyond the terms of the exiting lease.”</i></p>
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The Portfolio Holder also felt that it would be helpful to refer to the GVA Grimley report and attach it with the response.

RESOLVED that:

(1) the response at Appendix 1 to the report to the Portfolio Holder be agreed with the amendments outlined above and

(2) the response also highlight the comments at paragraph 3.13 of the report to the Portfolio Holder.

**3. BREACH OF LEGAL AGREEMENT – 2 DENBRIDGE ROAD, BROMLEY BR1 2AG
Report DRR/09/00116**

Permission was granted on 23rd August 2006 for a 2 storey front and 2/3 storey rear extensions to facilitate change of use from a nursing home to 7 x 2 bed flats with 14 parking spaces (part retrospective) under ref. DC/05/02913.

The permission was subject to a S106 Agreement including a number of planning obligations, one of which required the Developer, following the Developer undertaking a Roads Survey, to pay to the Developer’s Solicitors £15,000, to be placed in an interest bearing account, for the future upkeep of the roadways within an area previously indicated for a period of 5 years from the date of deposit.

The majority of the flats were now occupied but the required sum had not yet been paid. Authority was given at the Plans Sub Committee 1 meeting on 29th October 2009 for action to be taken to recover the sums due in terms of the legal agreement and authority was sought for such action to be taken which was duly agreed by the Portfolio Holder.

RESOLVED that it be expedient for the promotion or protection of the interests of the inhabitants of the area for injunction proceedings to be taken to secure compliance with the S106 agreement dated 23rd August 2006.

The meeting ended at 6.32pm.

**JULIAN BENINGTON
Portfolio Holder for
Renewal and Recreation**

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Agenda Item 5

By virtue of paragraph(s) 5 of Part 1 of Schedule 12A
of the Local Government Act 1972.

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Agenda Item 6

By virtue of paragraph(s) 5 of Part 1 of Schedule 12A
of the Local Government Act 1972.

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