

No.

PLANNING COMMITTEE

Minutes of a Remote meeting held on 27th April, 2023.

The Committee agenda is available [here](#).

The Meeting recording is available [here](#).

Present: Councillor N.C. Thomas (Chair); Councillor S.D. Perkes (Vice-Chair); Councillors G. Bruce, C.A. Cave, C.E.A. Champion, C.M. Cowpe, P. Drake, A.M. Ernest, W. Gilligan, N.P. Hodges, Dr I.J. Johnson, I.A.N. Perry, C. Stallard, E. Williams and M.R. Wilson.

Also present: Councillors C.P. Franks, E. Goodjohn, W.A. Hennessy, S. Sivagnanam (Cabinet Member for Community Engagement, Equalities and Regulatory Services) and R.R. Thomas.

955 ANNOUNCEMENT –

Prior to the commencement of the business of the Committee, the Chair read the following statement: “May I remind everyone present that the meeting will be live streamed as well as recorded via the internet and this recording archived for future viewing.”

956 APOLOGIES FOR ABSENCE –

These were received from Councillors I.R. Buckley and H.M. Payne.

957 MINUTES –

RECOMMENDED – T H A T the minutes of the meeting held on 29th March, 2023 be approved as a correct record, subject to the following amendment on page 4, regarding Councillor Wilson’s Declaration of Interest with respect to Agenda Item 8 – application number 2022/01113/RG3 – Land at Lower Cosmeston Farm, Lavernock:

- That the nature of the Councillor Wilson’s interest was that Councillor Wilson had a relative who was a pupil at Ysgol Y Deri, not a relative who worked at Ysgol Y Deri, as previously stated.

958 DECLARATIONS OF INTEREST –

The following declarations of interest were received:

Councillor	Agenda Item No.	Nature of Interest
Councillor C.A. Cave	Agenda Item 9 – Enforcement Action: (i) Land and Buildings at Barry Biomass, Woodham Road, Barry	Councillor Cave declared a personal interest in respect of this item. The nature of the interest was that Councillor Cave had been a Member of the Planning Committee which had previously considered the item. Councillor Cave indicated that she would be considering the item from afresh and so would remain in the meeting during consideration of the matter.
Councillor P. Drake	Agenda Item 9 – Enforcement Action: (i) Land and Buildings at Barry Biomass, Woodham Road, Barry	Councillor Drake declared a personal interest in respect of this item. The nature of the interest was that Councillor Drake had been a Member of the Planning Committee which had previously considered the item. Councillor Drake indicated that she would be considering the item from afresh and so would remain in the meeting during consideration of the matter.
Councillor N.P. Hodges	Agenda Item 9 – Enforcement Action: (i) Land and Buildings at Barry Biomass, Woodham Road, Barry	Councillor Hodges declared a personal interest in respect of this item. The nature of the interest was that Councillor Hodges had been a Member of the Planning Committee which had previously considered the item. Councillor Hodges indicated that he would be considering the item from afresh and so would remain in the meeting during consideration of the matter.
Councillor Dr. I.J. Johnson	Agenda Item 9 – Enforcement Action: (i) Land and Buildings at Barry Biomass, Woodham Road, Barry	Councillor Dr. I.J. Johnson declared a personal interest in respect of this item. The nature of the interest was that Councillor Dr. Johnson had made public statements previously on this planning matter and been a Member of the Planning Committee which

		had previously considered the item. Councillor Dr. Johnson indicated that he would be considering the item from afresh and so would remain in the meeting during consideration of the matter.
Councillor S.D. Perkes	Agenda Item 9 – Enforcement Action: (i) Land and Buildings at Barry Biomass, Woodham Road, Barry	Councillor S.D. Perkes declared a personal interest in respect of this item. The nature of the interest was that Councillor Perkes had previously discussed this planning matter as a member of planning on Barry Town Council. Councillor Perkes indicated that she would be considering the item from afresh and so would remain in the meeting during consideration of the matter.
Councillor N.C. Thomas	Agenda Item 9 – Enforcement Action: (i) Land and Buildings at Barry Biomass, Woodham Road, Barry	Councillor Thomas declared a personal interest in respect of this item. The nature of the interest was that Councillor Thomas had been a Member of the Planning Committee which had previously considered the item. Councillor Thomas indicated that he would be considering the item from afresh and so would remain in the meeting during consideration of the matter.
Councillor E. Williams	Agenda Item 9 – Enforcement Action: (i) Land and Buildings at Barry Biomass, Woodham Road, Barry	Councillor Williams declared a personal interest in respect of this item. The nature of the interest was that Councillor Williams had been a Member of the Planning Committee which had previously considered the item, as well as being a former Cabinet Member whose portfolio tied in with Planning matters. Councillor Williams indicated that he would be considering the item from afresh and so would remain in the meeting

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		during consideration of the matter.
Councillor M.R. Wilson	Agenda Item 9 – Enforcement Action: (i) Land and Buildings at Barry Biomass, Woodham Road, Barry	Councillor Wilson declared a personal interest in respect of this item. The nature of the interest was that Councillor Wilson had been a Member of the Planning Committee which had previously considered the item. Councillor Wilson indicated that he would be considering the item from afresh and so would remain in the meeting during consideration of the matter.

959 THE VALE OF GLAMORGAN LOCAL DEVELOPMENT PLAN 2011–2026: SUPPLEMENTARY PLANNING GUIDANCE ON RETAIL AND TOWN CENTRE DEVELOPMENT AND ECONOMIC DEVELOPMENT, EMPLOYMENT LAND AND PREMISES – CONSULTATION FEEDBACK, PROPOSED CHANGES AND ADOPTION (REF) –

The reference from Cabinet of 27th February, 2023 as contained within the agenda was, following discussions with the Committee, deferred.

RESOLVED – T H A T this item be deferred and referred back to Planning Committee once a final version of the report has gone back to Cabinet for its consideration.

Reason for decision

In order for the Committee to consider the final version of the report following its consideration by Cabinet.

960 BUILDING REGULATION APPLICATIONS AND OTHER BUILDING CONTROL MATTERS DETERMINED BY THE HEAD OF SUSTAINABLE DEVELOPMENT UNDER DELEGATED POWERS (HSD) –

RESOLVED –

- (1) T H A T the passed building regulation applications, as listed in Section A of the report, be noted.
- (2) T H A T the rejected building applications, as listed in Section B of the report, be noted.
- (3) T H A T the serving of Notices under Building (Approved Inspectors Etc.) Regulations 2000, as listed in Section C of the report, be noted.

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(4) T H A T Section 32 of the Building Act, 1984 be implemented in order to serve Notices in respect of plans which are three or more years old and that the serving of such Notices, as listed in Section D of the report, be noted.

961 PLANNING APPLICATIONS DETERMINED BY THE HEAD OF SUSTAINABLE DEVELOPMENT UNDER DELEGATED POWERS (HSD) –

RESOLVED – T H A T the applications as outlined within the report, on pages 10 through 21, under the above delegated powers be noted.

962 APPEALS (HSD) –

RESOLVED –

(1) T H A T it be noted that no Appeals had been received at the time of the meeting taking place.

(2) T H A T it be noted that no Enforcement Appeals had been received at the time of the meeting taking place.

(3) T H A T the Planning Appeal Decisions, as detailed in Section C of the report, be noted.

(4) T H A T it be noted that no Enforcement Appeal Decisions had been received at the time of the meeting taking place.

(5) T H A T the statistics relating to appeals for the period April 2023 – March 2024, as detailed in Section E of the report, be noted.

963 TREES (HSD) –

(i) Delegated Powers –

RESOLVED – T H A T the applications as outlined within the report on pages 26 and 27, as determined by the Head of Sustainable Development under delegated powers, be noted.

964 ENFORCEMENT ACTION (HSD) –

(i) Land and Buildings at Barry Biomass, Woodham Road, Barry -

RESOLVED – T H A T the enforcement recommendations as outlined within the report on page 40 be agreed, and that officers write to PEDW as set out below.

(1) T H A T Planning and Environmental Decisions Wales (PEDW) be advised

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that the Council would agree to variations of the existing Enforcement Notice issued under Section 172 of the Town and Country Planning Act 1990 (as amended) as follows:

- (i) The breach of planning control alleged in the Enforcement Notice to refer to the carrying out of operational development comprising the construction of a wood fired renewable energy plant together with associated structures not in accordance with the details and plans approved under planning application 2015/00031/OUT (i.e. a breach of condition(s) of that permission).
- (ii) The requirements of the Enforcement Notice to include the carrying out of the development in accordance with the details and plans approved under planning application 2015/00031/OUT.