

Planning Committee – 24 February 2016

Present: - Councillor Bowrah (Chairman)
Councillor Coles (Vice-Chairman)
Councillors M Adkins, Brown, Mrs Floyd, C Hill, Martin-Scott, Morrell,
Nicholls, Mrs Reed, Sully, Townsend, Watson, Wedderkopp and Wren

Officers: - Matthew Bale (Area Planning Manager), Bryn Kitching (Area Planning
Manager), John Burton (Principal Planning Officer), Gareth Clifford
(Principal Planning Officer), Tim Burton (Assistant Director - Planning
and Environment), Roy Pinney (Legal Services Manager), Maria Casey
(Planning and Litigation Solicitor) and Tracey Meadows (Democratic
Services Officer)

Also present: Councillor Mrs Warmington in connection with application No.
45/15/0017 and Mrs A Elder, Chairman of the Standards Advisory
Committee.

(The meeting commenced at 5.00 pm)

18. Apology/Substitution

Apology: Councillor Gage

Substitution: Councillor Sully for Councillor Gage

19. Minutes

The minutes of the Planning Committees held on the 12 November, 25
November and 9 December 2015 were taken read and were signed.

20. Declarations of Interest

Councillors M Adkins, Coles and Wedderkopp declared personal interests as
Members of Somerset County Council. Councillor Brown declared a
prejudicial interest as a volunteer for the West Somerset Railway. Councillor
Bowrah declared that he had received correspondence from Councillor Mrs
Warmington on application No. 24/15/0054, he felt that he had not fettered his
discretion. Councillor Mrs Floyd declared that she knew the applicant for
application No. E/0164/06/15. She declared that she would not take part in
the discussion of this application and left the room during its consideration.
Councillor Nicholls declared a personal interests as a Member of
Comeytrove Parish Council and as a Member of the Fire Brigade Union.
Councillor Martin-Scott declared personal interests as a trustee to the Home
Service Furniture Trust, trustee to Bishop Fox's Educational Foundation and a
trustee to Trull Memorial Hall. Councillor Sully declared that he was one of
the Ward Councillors for application No. 25/15/0034. Councillor Townsend
declared personal interests as Vice-Chairman of Kingston St Mary Parish
Council and Chairman of the Kingston St Mary Village Hall Association.

Councillor Wren declared a personal interest as he was Clerk to Milverton Parish Council. He also declared that as he was the Ward Councillor for application No. 23/15/0031, he would not take part in the debate. All Councillors declared that they knew the applicant for application No. 22/15/0014. They also declared that they had received an email with a photo attached for application No. 24/15/0054. Councillor Watson declared that he was the Ward Councillor for the following applications, 06/15/0023, 45/15/0014A, 45/15/0017 and E/0164/06/15. Councillors Wren and Townsend declared personal interests as Members of the Quantock Hills Joint Advisory Committee.

21. Applications for Planning Permission

The Committee received the report of the Area Planning Manager on applications for planning permission and it was **resolved** that they be dealt with as follows:-

- (1) That **planning permission be granted** for the under-mentioned developments:-

25/15/0034

Erection of a two storey extension to the south elevation and a conservatory to the north elevation of House of St Martins, Langford Lane, Norton Fitzwarren

Conditions

- (a) The development hereby permitted shall be begun within three years of the date of this permission;
- (b) The development hereby permitted shall be carried out in accordance with the following approved plans:-
- (A1) DrNo 1444-01A Existing Plans
 - (A1) DrNo 1444-02A Existing Elevations
 - (A3) DrNo 1444-03A Location Plan
 - (A1) DrNo 1444-07A Proposed Plans
 - (A1) DrNo 1444-08A Proposed Elevations
 - (A2) DrNo 1444-09 Site Plan
- (c) Prior to their installation, samples of the materials to be used in the construction of the external surfaces of the development hereby permitted shall be submitted to, and approved in writing by, the Local Planning Authority. Development shall be carried out and thereafter retained as such, in accordance with the approved details as above, unless otherwise agreed in writing by the Local Planning Authority;
- (d) Before development commences (including site clearance and any other preparatory works) a scheme for the protection of trees to be retained shall

be submitted to, and approved in writing by, the Local Planning Authority. Such a scheme shall include a plan showing the location of the protective fencing, and shall specify the type of protective fencing, all in accordance with BS 5837:2012. Such fencing shall be erected prior to commencement of any other site operations and at least two working days' notice shall be given to the Local Planning Authority that it has been erected. It shall be maintained and retained for the full duration of works or until such time as agreed in writing with the Local Planning Authority. No activities whatsoever shall take place within the protected areas without the prior written agreement of the Local Planning Authority.

- (e) Prior to the commencement of the development, hereby approved, details of the car parking layout to serve the development shall be submitted to, and approved in writing by, the Local Planning Authority. The car parking shall be installed and made operational in accordance with the approved details before the extension is first occupied and shall thereafter be permanently maintained and used for the purposes of vehicle parking only;
- (f) The cycle storage facilities shown on the submitted plan shall be constructed and fully provided prior to the first occupation of the extensions, hereby permitted, and thereafter permanently retained for this purpose;
- (g) The use of the premises as extended by this permission shall be restricted to a Care Home in Use Class C2 only in the Town and Country Planning (Use Classes) Order 1987 (as amended), or any Order revoking or re-enacting that Order, and for no other use in Use Class C2 without first obtaining planning permission from the Local Planning Authority.

(Note to applicant:- Applicant was advised that in accordance with paragraphs 186 and 187 of the National Planning Policy Framework the Council had worked in a positive and pro-active way with the applicant and entered into pre-application discussions to enable the grant of planning permission).

23/15/0031

Reinstatement and widening of an agricultural access with closure of the existing principal access on land to the North of the B31857 at Milverton (E311748 N126370) (retention of works already undertaken)

Conditions

- (a) The development hereby permitted shall be begun within three years of the date of this permission;
- (b) The development hereby permitted shall be carried out in accordance with the following approved plans:-
 - (A4)Location Plan;

- (A3) Site Plan;

- (c) (i) Before any part of the permitted development is commenced, a landscaping scheme, which shall include details of the species, siting and numbers to be planted, shall be submitted to, and approved in writing by, the Local Planning Authority; (ii) The scheme shall be completely carried out within the first available planting season from the date of commencement of the development, or as otherwise extended with the agreement in writing of the Local Planning Authority; (iii) For a period of five years after the completion of each landscaping scheme, the trees and shrubs shall be protected and maintained in a healthy, weed free condition and any trees or shrubs that cease to grow shall be replaced by trees or shrubs of similar size and species, or the appropriate trees or shrubs as may be approved in writing by the Local Planning Authority;
- (d) The gradient of the proposed access shall not be steeper than 1 in 10. Once constructed the access shall thereafter be maintained in that condition at all times;
- (e) There shall be no obstruction to visibility greater than 900mm above the adjoining road level in advance of lines drawn 2.4 m back from the carriageway edge on the centre line of the access and extending to points on the nearside carriageway edge 188 m either side of the access. Such visibility shall be fully provided before the new access is brought into use and shall thereafter be maintained at all times;
- (f) The access hereby permitted shall be used for agricultural purposes only;
- (g) The previous existing access (as shown on the submitted location plan, scale 1:2500, and marked as 'existing access to be closed off') shall be closed to all traffic and its use permanently abandoned within one month of the new access hereby permitted being first brought into use.

(Notes to applicant:- (1) Applicant was advised that in accordance with paragraphs 186 and 187 of the National Planning Policy Framework the Council had worked in a positive and pro-active way and has imposed planning conditions to enable the grant of planning permission; (2) Applicant was also advised that where works are to be undertaken on or adjoining the publicly maintainable highway a licence under Section 171 of the Highways Act 1980 must be obtained from the Highway Authority. Applications should be submitted at least four weeks before works are proposed to commence in order for statutory undertakers to be consulted concerning their services).

45/15/0017

Change of use of land to mixed agricultural/tourism use with siting of 4 No. shepherd huts and associated facilities with erection of building for mixed agricultural/tourism use on land to the west of Tilbury Farm, West Bagborough Road, West Bagborough

Conditions

- (a) The development hereby permitted shall be begun within three years of the date of this permission;
- (b) The development hereby permitted shall be carried out in accordance with the following approved plans:-
- (A3) DrNo PA-001 Rev 000 Location Plan;
 - (A3) DrNo PA-002 Rev 000 Layout Plan;
 - (A3) DrNo PA-001 Rev 000 Proposed Pedestrian/ATV Access Ways;
 - (A3) DrNo PA-100 Proposed Floor Plan;
 - (A3) DrNo PA-102 Proposed NW and SE Elevations;
 - (A3) DrNo PA-101 Proposed NE and SW Elevations;
 - (A3) DrNo PA-103 Typical Section;
- (c) (i) Before any part of the permitted development is commenced, a landscaping scheme, which shall include details of the species, siting and numbers to be planted, shall be submitted to, and approved in writing by, the Local Planning Authority; (ii) The scheme shall be completely carried out within the first available planting season from the date of commencement of the development, or as otherwise extended with the agreement in writing of the Local Planning Authority; (iii) For a period of five years after the completion of each landscaping scheme, the trees and shrubs shall be protected and maintained in a healthy, weed free condition and any trees or shrubs that cease to grow shall be replaced by trees or shrubs of similar size and species, or the appropriate trees or shrubs as may be approved in writing by the Local Planning Authority;
- (d) No shepherd huts shall be brought onto the site until details of their intended design, sitings, regrading of the land, access tracks and parking provision have been submitted to and approved by the Local Planning Authority in writing. The shepherd huts, access tracks and parking provision shall only be positioned in the approved locations;
- (e) Details of any exterior lighting shall be submitted to, and approved in writing by, the Local Planning Authority before the use hereby permitted commences. Development shall be carried out in accordance with the approved details and thereafter maintained as such;
- (f) No more than four shepherd huts shall be stationed on the site at any time;
- (g) Notwithstanding the provisions of the Town and Country Planning (General Permitted Development) (England) Order 2015 or any Order revoking and re-enacting the 2015 Order with or without modification), no development of the types described in Schedule 2, Part 4, Class B, and Schedule 2, Part 5 of the 2015 Order other than that expressly authorised

by this permission shall be carried out without the further grant of planning permission;

- (h) The proposed access over at least the first 6 m of its length, as measured from the edge of the adjoining carriageway, shall be properly consolidated and surfaced (not loose stone or gravel) in accordance with details which shall have been submitted to, and approved in writing by, the Local Planning Authority. Once constructed the access shall thereafter be maintained in that condition at all times;
- (i) The gradient of the proposed access shall not be steeper than 1 in 10. Once constructed the access shall thereafter be maintained in that condition at all times;
- (j) The proposed access shall have a minimum width of 3 m for its first 5 m of length. Once constructed the access shall thereafter be maintained in that condition at all times;
- (k) There shall be no obstruction to visibility greater than 900 mm above adjoining road level in advance of lines drawn 2.4 m back from the carriageway edge on the centre line of the access and extending to points on the nearside carriageway edge 43 m either side of the access. Such visibility shall be fully provided before the development hereby permitted is brought into use and shall thereafter be maintained at all times;
- (l) Provision shall be made within the site for the disposal of surface water so as to prevent its discharge onto the highway, details of which shall have been submitted to, and approved in writing by, the Local Planning Authority. Such provision shall be installed before the hereby permitted development is first brought into use and be thereafter maintained at all times.

(Notes to applicant:- (1) Applicant was advised that in accordance with paragraphs 186 and 187 of the National Planning Policy Framework the Council had worked in a positive and pro-active way and has imposed planning conditions to enable the grant of planning permission; (2) Applicant was also advised that the County Highway Authority advise that it should be noted that given the nature and scale of the works required to create the proposed new access it is likely that these works will need to be secured via a suitable legal agreement rather than a standard Section 184 License. It is requested that the developer contact the Highway Authority to progress this agreement well in advance of commencement of development.)

22/15/0014

Erection of first floor extension at 10 Nethercott Way, Lydeard St Lawrence

Conditions

- (a) The development hereby permitted shall be begun within three years of the date of this permission;
- (b) The development hereby permitted shall be carried out in accordance with the following approved plans:-
- (A3) DrNo HAB 2001 Site and location plan;
 - (A3) DrNo HAB 2001 Proposed floor plan;
 - (A3) DrNo HAB 2001 Rev A Proposed elevations;
- (c) The materials to be used in the construction of the external surfaces of the extension hereby permitted shall match those used in the existing building unless otherwise agreed in writing with the Local Planning Authority;
- (d) Notwithstanding the provisions of the Town and Country Planning (General Permitted Development) Order (England) Order 2015 (or any Order revoking and re-enacting the 2015 Order) (with or without modification), no windows shall be installed in the eastern elevation of the development hereby permitted without the further grant of planning permission.

(Notes to applicant:- (1) Applicant was advised that in accordance with paragraphs 186 and 187 of the National Planning Policy Framework the Council had worked in a positive and pro-active way and has granted planning permission; (2) Applicant was also advised whilst it would appear from the application that the proposed development is to be entirely within the curtilage of the application site, care should be taken upon the commencement and during the course of building operations to ensure that no part of the development, including the foundations and roof overhang will encroach on, under or over the adjoining property).

- (2) That **planning permission be refused** for the under-mentioned developments:-

06/15/0023

Erection of 15 No. dwellings with associated car parking, landscaping and drainage infrastructure on land at Station Farm, Station Road, Bishops Lydeard

Reason

The proposed residential development is contrary to Core Strategy Policies CP2 'Economy', SP1 'Sustainable Development Locations' and SP4 'Realising the vision for rural areas' together with Taunton Deane Local Plan Policy EC22 'Land west of Bishops Lydeard Station' and Site Allocations and Development Management Policy MAJ5 'Land west of Bishops Lydeard Station' in that it would lead to the loss of sites allocated for recreational, tourism, commercial and other employment generating uses which would represent an unsustainable form of development in this Major Rural Centre.

24/15/0054

Replacement of boundary wall at Jarveys Cottage, 16 Stoke Road, North Curry (retention of works already undertaken)

Reason

The wall bears an insufficient resemblance to the wall which it has replaced in terms of its height and location, materials used in its construction and introduces a stark feature into the street scene which causes harm to the character and appearance of the Conservation Area contrary to Policy CP8 of the Taunton Deane Core Strategy and Section 72 of the Planning (Listed Buildings and Conservation Areas) Act 1990.

Also resolved that:-

- (1) An enforcement notice be served for the demolition of the existing wall and construction of a replacement in the position of the original wall, using reclaimed blue lias stone and lime mortar;
- (2) Any enforcement notice served should have a three month compliance period;
- (3) Subject to being satisfied with the evidence, the Solicitor to the Council be authorised to take prosecution action should the notice not be complied with.

22.

Display of one non-illuminated directional sign at Lower Toollands, New Road, West Bagborough (45/15/0014/A)

Reported this application.

Resolved that subject to the receipt of amended plans removing reference to signs at the junction of New Road and the A358, the Assistant Director for Planning and Environment be authorised to determine the application in consultation with the Chairman and Vice-Chairman and, if advertisement consent was granted the following conditions be imposed:-

Conditions

- (1) No advertisement is to be displayed without the permission of the owner of the site or any other person with an interest in the site entitled to grant permission;
- (2) No advertisement shall be sited or displayed so as to:-

- (a) endanger persons using any highway, railway, waterway, dock, harbour or aerodrome (civil or military);
- (b) obscure, or hinder the ready interpretation of, any traffic sign, railway signal or aid to navigation by water or air; or
- (c) hinder the operation of any device used for the purpose of security or surveillance or for measuring the speed of any vehicle;
- (d) Any advertisement displayed, and any site used for the display of advertisements, shall be maintained in a condition that does not impair the visual amenity of the site;
- (e) Any structure or hoarding erected or used principally for the purpose of displaying advertisements shall be maintained in a condition that does not endanger the public;
- (f) Where an advertisement is required under the Town and Country Planning (Control of Advertisements) (England) Regulations 2007 to be removed, the site shall be left in a condition that does not endanger the public or impair visual amenity;

23. Change of use from builder's yard to residential and erection of eight semi-detached dwellings with associated access road and parking at Stacey's Yard, Mill Lane, Wiveliscombe (49/15/0044)

Reported this application

Resolved that subject to:-

- (a) The applicant entering into a Section 106 Agreement to secure a contribution of £6,312 (index linked) towards enhancing children's play facilities at Lion D'Angers or Nordens Meadow; and
- (b) The receipt of no further representations raising new issues by 25 February 2016 concerning the revised access and parking arrangements for plot 1,

the Assistant Director for Planning and Environment be authorised to determine the application in consultation with the Chairman and Vice-Chairman and, if planning permission was granted the following conditions be imposed:-

- (a) The development hereby permitted shall be begun within three years of the date of this permission;

(b) The development hereby permitted shall be carried out in accordance with the following approved plans:-

- (A3) DrNo 2014/05/PL001 Rev A Location and Site Plans;
- (A2) DrNo 2014/05/PL002 Rev C Site Layout Plan;
- (A3) DrNo 2014/05/PL003 Rev A Elevations, Ground and First floor Plan;
- (A3) DrNo 2014/05/PL004 Ground and First Floor Plan Elevations;
- (A3) DrNo 2014/05/PL005 Ground, First Floor and Elevations Plan;
- (A3) DrNo 2014/05/PL006 Cross Sections A-A / B-B;
- (A3) DrNo 2014/05/PL007 Part Site Plan;

(c) The development hereby permitted shall not be commenced until details of a strategy to protect and enhance the development for wildlife has been submitted to, and approved in writing by, the Local Planning Authority. The strategy shall be based on the advice of First Ecology's Preliminary Ecological appraisal dated October 2014 and include:-

1. Details of protective measures to include method statements to avoid impacts on wildlife during all stages of development;
2. Details of the timing of works to avoid periods of work when wildlife could be harmed by disturbance;
3. Measures for the enhancement of places of rest for, bats and nesting birds;
4. Details of lighting; once approved the works shall be implemented in accordance with the approved details and timing of the works, unless otherwise approved in writing by the Local Planning Authority. The development shall not be occupied until the scheme for the maintenance and provision of the new bird boxes and related accesses have been fully implemented. Thereafter the resting places and agreed accesses shall be permanently maintained;

(d) Prior to the commencement of the development hereby permitted, full details of the means of disposal of surface water shall be submitted to, and approved in writing by, the Local Planning Authority. The details shall indicate that any surface water discharge from the site shall be limited to a maximum 5 l/s and shall include details to prevent the discharge of surface water to the public highway. The approved details shall be implemented prior to the occupation of the first dwelling and shall thereafter be maintained as such;

(e) Prior to the commencement of the development hereby permitted, full details of the on and off-site highway works shall be submitted to, and approved in writing by, the Local Planning Authority. The details shall show:-

- The proposed estate roads, footways, verges, junctions, street lighting, sewers, drains, vehicle overhang margins, visibility splays, accesses, carriageway gradients, drive gradients, car, motorcycle and car parking and street furniture;

- The proposed ground levels of the adjoining car parking area to the north;
- The provision of new 1.8 m footways extending the existing footway provision and extending into the site; and
- A timetable for providing the various works;

The approved details shall be implemented in accordance with the approved timetable and shall thereafter be maintained as such;

- (f) (i) Before any part of the permitted development is commenced, a landscaping scheme shall be submitted to, and approved in writing by, the Local Planning Authority. The scheme shall include: Details of the species, siting and numbers to be planted; Confirmation of the trees to be protected and measures for their protection; Details of any works proposed to retained trees (including that that any crown raising will be limited to a maximum of 3 m); (ii) The scheme shall be completely carried out within the first available planting season from the date of commencement of the development, or as otherwise extended with the agreement in writing of the Local Planning Authority; (iii) For a period of five years after the completion of each landscaping scheme, the existing and new trees and shrubs shall be protected and maintained in a healthy, weed free condition and any trees or shrubs that cease to grow shall be replaced by trees or shrubs of similar size and species, or the appropriate trees or shrubs as may be approved in writing by the Local Planning Authority;
- (g) Prior to their installation, details and/or samples of the materials to be used in the construction of the external surfaces of the development hereby permitted shall be submitted to, and approved in writing by, the Local Planning Authority. Development shall be carried out and thereafter retained as such, in accordance with the approved details as above, unless otherwise agreed in writing by the Local Planning Authority;
- (h) Prior to the occupation of each of the dwellings hereby permitted, full details of the means of storage of cycles shall be submitted to, and approved in writing by, the Local Planning Authority. The approved details shall be implemented prior to the occupation of the dwellings hereby permitted and shall thereafter be maintained as such;
- (i) Notwithstanding the provisions of the Town and Country Planning (General Permitted Development) (England) Order 2015 or any Order revoking and re-enacting the 2015 Order with or without modification), no fences, gates, walls or other means of enclosure that are expressly authorised by this permission shall be constructed or erected without the further grant of planning permission;

(Notes to applicant:- (1) Applicant was advised that in accordance with paragraphs 186 and 187 of the National Planning Policy Framework the Council had worked in a positive and pro-active way with the applicant and has negotiated amendments to the application to enable the grant of planning permission; (2) Applicant was also advised that the condition relating to

wildlife requires a mitigation proposal that will maintain favourable status for these species that are affected by this development proposal; Most resident nesting birds are protected under the Wildlife and Countryside Act 1981 (as amended); It should be noted that the protection afforded to species under UK and EU legislation is irrespective of the planning system and the developer should ensure that any activity they undertake on the application site (regardless of the need for planning consent) must comply with the appropriate wildlife legislation; (3) Applicant was also advised that the site adjoins potentially noisy uses. If any new residents complain about noise from the adjoining premises, the Council would have a legal duty to investigate these complaints as a potential statutory nuisance. The Council can only require that the operator takes all reasonable steps to minimise any disturbance, which could mean that there are cases where a business had to alter what it does, and others where the new residents have to suffer a nuisance as it was not practical for the business to take any more steps to reduce the noise.)

24. E/0164/06/15 – Alleged untidy site at H W Back and Son Limited, Old Vicarage Lane, Bishops Lydeard

Reported that a complaint had been received in August 2015 regarding the state of a site off Old Vicarage Lane, Bishops Lydeard.

The site was located at the rear of a row of terraced properties, surrounded by other properties and high walls.

A site inspection had been revealed that the land was akin to its lawful use as a builder's yard and that the amount of waste material located on the site was not considered excessive or unusual for such a site. Although the complainant's site was the nearest to the land concerned, their view was obscured by 2 m high walls.

In the view of the Principal Planning Officer, it was not considered that the state of the land off Old Vicarage Lane, Bishops Lydeard was in a condition that warranted the service of a Notice under Section 215 of the Town and Country Planning Act 1990.

Resolved that no further action be taken

25. E/0196/10/15 – Unauthorised siting of mobile home and change of use of stable to residential occupation at Fairfield Stables, Moor Lane, Churchinford

Reported that it had come to the Council's attention that an unauthorised change of use had taken place at Fairfield Stables, Moor Lane, Churchinford. Involving a stable building which had been converted to a residential dwelling together with the stationing of a mobile home also for residential purposes.

The site was in open countryside in a location some 600 m from Churchinford. Although the original planning application for the positioning of the mobile home was refused, it had been allowed on appeal for a temporary period, which had now lapsed.

It was now considered expedient to have the mobile home removed from the land and the unauthorised residential use of the stable building to cease.

Resolved that:-

- (1) An enforcement notice be served to requiring the owner of Fairfied Stables, Moor Lane, Churchinford to:-
 - (a) Cease the use of the site for the stationing of a mobile home;
 - (b) Cease the use of the stable building for residential/domestic use;
 - (c) Remove the mobile home from the site and;
 - (d) Remove all residential and domestic equipment and materials associated with the unauthorised residential use from the stable building on the site;
- (2) Any enforcement notice served should have a three month compliance period from the date on which the notice took effect in respect of all the alleged breaches of Planning control set out above; and
- (3) Subject to being satisfied with the evidence, the Solicitor to the Council be authorised to take prosecution action should the notice not be complied with.

26. Appeals

Reported that four new appeals and three decisions had been received details of which were submitted.

Resolved that the report be noted.

27. Exclusion of the Press and Public

Resolved that the press and public be excluded from the meeting for the following item because the likelihood that exempt information would otherwise be disclosed relating to Clause 1 of Schedule 12(A) to the Local Government Act 1972 and the public interest in withholding the information outweighed the public interest in disclosing the information to the public.

28. E/0154/24/12 – Untidy site at 12 Town Close, North Curry

Reference Minute No 91/2014, reported that a recent site visit had revealed that further clearance had taken place on the site since the initial site clearance works were carried out.

Nevertheless, the site remained in a poor state which continued to cause concern for those who lived in neighbouring properties.

The report set out various options which could be employed by the Council resulting in the clearance of the site.

However, in the view of the Principal Planning Officer it was considered that proceeding with prosecution action would not achieve further clearance of the site any quicker than now.

Although taking direct action could result in the site being cleared, it was not felt that this would be a proportionate response to the breach in light of the current situation.

Resolved that prosecution action be deferred for a period of six months for the reasons outlined in the confidential report.

(The meeting ended at 9.17pm.)