

CALL-IN OF EXECUTIVE DECISION

Notice of a call-in must be received by the Chief Executive within 5 working days of the publication of the relevant Cabinet/Cabinet Member Decisions Sheet

1. Decision 'called-in': Item Reference:

8. Land at Station Road Kemble

2. Call-in invoked by: (please state)

Names:	ClIr Stephen Andrews
	ClIr Nikki Ind
	ClIr David Cunningham

3. Reason(s) For 'Call-in':
(Refer to Article 13.02 Principles of Decision Making)

That the decision failed to satisfy one or more of the following principles of decision-making:- (please tick relevant principles)

- (a) the rule of law
- (b) clarity of aims and desired outcomes
- (c) proportionality (i.e. the action must be proportionate to the desired outcome)
- (d) due consultation and the taking of professional advice from Officers and/or appropriately qualified consultants
- (e) respect for human rights
- (f) a presumption in favour of openness (including compliance with the Access to Information provisions)
- (g) not within policy
- (h) not within budget

4. Explanation of why the decision is considered not to have satisfied the above criteria:

It is considered that there was a lack of information in the Decision Paper presented to Cabinet. In particular, the paper failed to address:

- a. The “made” Kemble and Ewen Neighbourhood Development Plan (NDP). The NDP included the completion of a referendum on the 6th May 2021 and passed with 89% voting in favour of the plan. It recognised the following key issues:
- The management of the future growth of the village so that it is appropriate in size and scale to retain distinct village identities and to ensure development is appropriate when considered in relation to existing and potential future infrastructure; and,
 - The need ensure that any future growth is managed in a way so that it is appropriate in relation to the neighbourhood area’s existing and potential future infrastructure.

The objectives of the NDP included:

- OBJECTIVE 3 - To retain the scale of the villages and help manage future change
The NDP recognised Policy S6 of the Local Plan which allocated three sites for housing development including K_2A – Land at Station Road (8 Dwellings net), subject to securing the long-term protection of the Community Gardens (Refer to Policy EN3 and Local Green Space LGS7).

Although not included in the NDP, it is understood that it was intended to develop affordable/social rent housing that would be small in size within the heart of the settlement that would meet the needs of local residents wishing to downsize or occupy “starter homes”.

[Comment: The Decision Paper should address the impact that any decision might have upon the NDP and the use for the site implied through its link to the Local Plan for Development in order that the decision can consider, and be seen to have considered, that impact upon Kemble and its NDP.]

- b. There is no visibility of the information alluded to in the Decision Paper on the viability of the site for development as envisaged in the NDP and Local Plan. This includes:
- a lack of any financial information;
 - a lack of any supporting evidence on the issues/costs of addressing the ecological and biodiversity issues alluded to in the Decision Paper (including slow worms); and,
 - the apparent reliance upon the assessment of a single Housing Association (Bromford) in assessing the viability of the site.

[Comment: The Decision Paper should include financial information related to the viability of the site together with an accompanying narrative in order that the decision can consider, and be seen to have considered, the reasons for the site viability being questioned.]

Signed:

Date:

18th January 2023