

HARROGATE BOROUGH COUNCIL DECISION NOTICE	
Cabinet Member for:	Public Protection & Rural Affairs
Date of Decision:	5 March 2009
1. Decision No/ Your Ref:	PP/RA48
1a. Wards affected:	Mashamshire, Pateley Bridge, Kirkby Malzeard, Ripon Spa, Nidd Valley, Lower Wharfedale, Washburn
2. Subject:	AONB MANAGEMENT PLAN: FORMAL ENDORSEMENT
3. A. The information given in this form is a fair and accurate record of the decision made by Councillor Les Ellington, Cabinet Member (Public Protection & Rural Affairs):	
Portfolio Holder: (Signature)	
B. The Cabinet Member (Public Protection & Rural Affairs) declared the following interest: None	
C. Was a substitute appointed?: No	
4. DECISION:	
Please state:	
A. Decisions made:	
	That the 2009-14 AONB Management Plan be endorsed on behalf of Harrogate Borough Council.
	That authority for approving AONB involvement in partnerships be delegated to the Head of Planning Services provided that:
	a) they are consistent with AONB Management Plan policies and actions;
	b) the Chair of the Joint Advisory Committee has been consulted;

- c) if the partnerships require a funding commitment, any expenditure is within the Council's approved budget for expenditure on the AONB
- d) the Cabinet Member (Public Protection & Rural Affairs) be advised of decisions made by the Head of Planning Services in accordance with this procedure.

B. Reasons for making decisions:

To comply with the Council's duty under Section 85 of the Countryside & Rights of Way Act 2000 that imposes an obligation on the Council to produce a Management plan for the Nidderdale AONB.

To ensure that the Borough Council's views, as the accountable body for the AONB, are taken into account in the development of new projects by the AONB Team and JAC.

C. Alternative options considered and rejected:

Not to approve the Plan: this option is rejected as the Council has a legal obligation as set out in Section 85 of the Countryside & Rights of Way Act 2000, to produce and review the Management Plan. It has delegated this responsibility to the AONB's JAC but has taken an active part in overseeing preparation of the draft because it recognises that the partnership that is represented by the AONB's JAC is helping the Council deliver its programme in a rural area that comprises 46% of the District.

The proposal to delegate authority for dealing with future partnership approval is intended to make decision-making more cost-effective and more accountable.

5. Please outline all additional material or information considered at the meeting whether written or oral and not detailed in the written report: N/A

6. With regard to the written report please indicate:

- | | |
|---|------------------------|
| A. The number of appendices: | None |
| B. The number of background papers and their location/file reference: | 1 – attached to report |
| C. The number of any additional papers considered which are to form part of the 'definitive report' on the matter: | None |

7. Was all or any part of the report deemed to be exempt?	No
8. If so: A. Please state to which part of the report it is applicable and give the wording of the relevant paragraph of Schedule 12A to the Local Government Act 1972: B. Is there an Exempt Decision Notice?	
9. A. Is this a Key Decision?	No
<i>If so, please state:</i> B. Forward Plan reference number: C. Relevant Overview and Scrutiny Commission: D. Date Member Services were supplied with report and accompanying papers for publication and consequent circulation to the Scrutiny Commission Chair: E. Urgent Item of Business – Call-in <i>If a matter is urgent and Call-in cannot be applied please state:</i> (i) Reasons: (ii) Date of agreement of Scrutiny Commission Chair that the decision is urgent: (iii) Means of communication of agreement:	
10. Officers in attendance at the meeting during consideration of this item: Paul Burgess, AONB Officer Dave Allenby, Chief Planner (Forward Planning) Alison Best, Principal Conveyancer & Information Law Officer	
11. Decision to be actioned by: Paul Burgess, AONB Officer	
12. Please confirm that all Officers required to be consulted prior to forwarding this Decision Notice to the Member Services Section have been consulted:	Confirmed

13. Date Decision Notice despatched to Member Services via Email:
5 March 2009

14. NOT TO BE COMPLETED UNLESS it was impracticable to include the Key Decision in the Forward Plan:

A. Call-in to apply:

Please state:

(i) Reasons:

(ii) Date Proper Officer and Scrutiny Commission Chair were supplied with report and papers:

B. Special Urgency Provision (Call-in cannot be applied):

Please state:

(i) Reasons:

(ii) Date on which agreement obtained from Scrutiny Commission Chair that the decision is urgent:

(iii) Means of communication of agreement:

15. (For use in Member Services Section)

A. Decision Validated by: Lesley Worrall

B. Date decision validated and published: 6 March 2009

C. Date Call-in procedure ends (if appropriate) – 4.30 pm on:

D. If 9D or 14A is answered give date of public notice:

E. File Ref and Officer Ref: PP47MAR6.doc/CB

F. If Special Urgency Provision (14B above) has been applied please confirm that relevant item will be included on next Council Agenda: