

**MINUTES OF A MEETING OF
NELSON, BRIERFIELD AND REEDLEY COMMITTEE
HELD AT NELSON TOWN HALL
ON 2ND DECEMBER, 2024**

PRESENT –

Councillor F. Ahmad (Chair)

Councillors

*M. Adnan
Z. Ali
M. Ammer
R. Anwar
N. Ashraf
M. Iqbal
A. Mahmood
Y. Tennant*

Co-optees

*N. Emery (Nelson Town Centre Partnership)
S. Bibi (Nelson Town Council)*

Police

*PC M. Lunney
PCSO D. Waterworth*

Officers in attendance:

*Alex Cameron
Jessica Robinson*

*Principal Planning Officer/Area Co-ordinator
Committee Administrator*

(Apologies for absence were received from Councillors S. Ahmed, M. Hanif, Y. Iqbal and M. Kaleem and M. Iqbal, Brierfield Town Council).



102.

DECLARATION OF INTERESTS

Members were reminded of the requirements of the Member Code of Conduct concerning the Declaration of Interests. There were no Declarations of Interest.

103.

PUBLIC QUESTION TIME

Issues were raised relating to the Nelson town centre clock. The clock had not been lit for approximately 12 months and it had not shown the correct time for even longer. Some Members recalled that there had been an issue with replacing a mechanism in the clock but agreed it was not acceptable that the clock was still not operational. The issues had been raised through this Committee previously and would again be raised with the relevant Officer(s). An update would then be provided at a future meeting of this Committee.

RESOLVED

- (1) That the issues relating to the Nelson town centre clock be raised with the relevant Council Officer(s).
- (2) That an update then be provided at a future meeting of this Committee.

REASONS

- (1) ***The clock is a landmark and focal point in Nelson town centre.***

(2) *The clock has not been fully operational for an unacceptable length of time.*

104.

MINUTES

RESOLVED

That the Minutes of the meeting held on 4th November, 2024 be approved as a correct record and signed by the Chair.

105.

PROGRESS REPORT

A progress report on actions arising from the last meeting of the Nelson, Brierfield and Reedley Committee was submitted, for information.

In a verbal update it was reported that the Executive had resolved on 28th November, 2024 to agree the transfer of the land adjacent to 26 Poplar Street, Nelson to Nelson Town Council.

106.

POLICE ISSUES

PC M. Lunney and PCSO D. Waterworth were asked about the correct process for reporting inconsiderate and dangerous parking. Where vehicles were parked on lines it was a matter for Lancashire County Council Highways (LCCH) whilst dangerous parking, causing obstructions and parking on pavements were matters for the Police.

Members identified a large number of problem/hotspot areas in the Committee area including Beaufort Street, Causey Foot, Dunderdale Avenue, Lancaster Gate, Manchester Road and Percy Street. They also said there were issues in the vicinity of most schools. Actions had already been taken by the Police on Causey Foot, Dunderdale Avenue and Lancaster Gate and the other problem areas would now be visited. The Neighbourhood Policing Team (NPT) also visited all the schools and nurseries in the area 2 to 3 times a month and had issued letters to parents and Facebook posts regarding parking issues.

Parking on Manchester Road was an issue particularly in the evening and PC Lunney felt it would benefit from some enforcement undertaken jointly by the Police and LCCH after 5pm. PC Lunney would be put in touch with the relevant Officer at LCCH for the possibility of this to be considered.

Members also raised issues with vehicles being dumped in the Committee area. Such issues were currently being successfully tackled by the 'Bin the Bangers' operation being run by the Nelson NPT. Approximately 300 vehicles had been seized since the operation had been launched 12 months ago and big improvements had been seen in hotspot areas such as Brunswick Street and Lonsdale Street.

RESOLVED

That the undertaking of a joint evening (after 5pm) enforcement exercise be considered by the Police and Lancashire County Council Highways to tackle inconsiderate and dangerous parking issues on Manchester Road, Nelson.

REASON

In the interests of highway safety.

107. PLANNING APPLICATIONS

(a) Applications to be determined

The Assistant Director Planning, Building Control and Regulatory Services submitted a report of the following planning applications for determination: -

24/0452/FUL Full: Conversion and extension of an outbuilding to form 1 no. dwelling at 17 Highgate, Nelson for Mr. Atiq Rehman

In a verbal update it was reported that the Applicant had since agreed to work with the Assistant Director Planning, Building Control and Regulatory Services to resolve the issues relating to privacy. The recommendation, as a result, had altered from refusal to deferral.

RESOLVED

That determination of this application be **deferred** to the next meeting of this Committee to allow the Applicant the opportunity to resolve the issues relating to privacy.

24/0526/FUL Full: Erection of 3 no. dwellings and formation of 7 no. parking spaces on Site of Former Spiritualist Church, Vernon Street, Nelson for Mr. Saadat Khan

RESOLVED

That the application be **approved** subject to the following conditions and reasons: -

1. The proposed development hereby permitted shall be begun before the expiration of three years from the date of this permission.

Reason: Required to be imposed by Section 91 of the Town and Country Planning Act 1990, as amended by Section 51 of the Planning and Compulsory Purchase Act 2004.

2. The development hereby permitted shall be carried out in accordance with the following approved plans:
 - 3682(3)003 Gable Elevations - 4b6p (received 19.09.24)
 - 3682(3)001 F/R Elevations - 4b6p (received 19.09.24)
 - 3682(2)007 Roof Plan (received 18.09.24)
 - AT.24.11678.100 R.02 Hardworks Plan (received 18.09.24)
 - AT.24.11678.101 R.02 Softworks & Planting Plan (received 18.09.24)
 - 3682(2)002 Floor Plans - 2b4p (received 18.09.24)
 - 3682(2)001 Floor Plans - 4b6p (received 18.09.24)
 - 3682(3)002A F/R Elevations - 2b4p (received 18.09.24)
 - 3682(1)001 B Site Layout (received 18.09.24)
 - 3682(4)001 A Site Sections - Sht1 (received 18.09.24)
 - 3682(4)002 A Site Sections - Sht2 (received 18.09.24)
 - Assessment of Biodiversity Biodiversity Net Gain (BNG) Version 1 16.09.2024 Prepared for:

Moduliv (received 18.09.24)

- Arboricultural Impact Assessment prepared by Amenitytree (received 18.09.24)
- Tree Survey and Constraints Report prepared by Amenitytree (received 18.09.24)
- Phase 1 Desk Study and Preliminary Geoenvironmental Assessment prepared by WML Consulting (received 18.09.24)
- Design and Access Statement prepared by Keenan and Sanders Architects Ltd. (received 18.09.24)
- Location Plan (received 06.08.24)

Reason: For the avoidance of doubt and in the interests of proper planning.

3. Notwithstanding any indication on the approved plans and application form, prior to any external works commencing, samples of all the external materials and finishes to be used on the elevations and roof shall have been submitted to and approved in writing by the Local Planning Authority. The development shall thereafter times be carried out in strict accordance with the approved materials.

Reason: To ensure a satisfactory form of development in the interest of visual amenity of the area.

4. All windows shall be set back from the external face of the walls by a minimum of 70mm.

Reason: To ensure a satisfactory appearance to the development in the interest of visual amenity.

5. No part of the development commences unless and until a Planning Obligation pursuant to section 106 of the Town & Country Planning Act, 1990 (or any subsequent provision equivalent to that section) has been made with the Local Planning Authority. The said obligation shall provide for monitoring of Biodiversity Net Gain over a 30-year period.

Reason: To ensure that the proposed development makes provision to enhance biodiversity on the site and that this can be monitored for a period no less than 30 years following completion of the development.

6. Prior to their installation, details of the proposed metal railings shall have been submitted to and approved in writing by the Local Planning Authority for written approval prior to commencement of work on the site. The development shall be carried out in strict accordance with the approved details.

Reason: To ensure a satisfactory form of development in the interest of visual amenity of the area.

7. No development shall take place, including any works of site clearance, until a construction method statement including site plan has been submitted to and approved in writing by the Local Planning Authority. The approved statement shall be adhered to throughout the construction period. It shall provide for:

- i) The parking of vehicles of site operatives and visitors
- ii) The loading and unloading of plant and materials
- iii) The storage of plant and materials used in constructing the development
- iv) The erection and maintenance of security hoarding
- v) Wheel washing facilities and mechanical road sweeping

- vi) Measures to control the emission of dust and dirt during construction
- vii) A scheme for recycling/disposing of waste resulting from clearance and construction works
- viii) Details of working hours
- ix) Routing of delivery vehicles to/from site
- x) Timing of deliveries
- xi) Measures to ensure that construction and delivery vehicles do not impede access to neighbouring properties.

Reason: In the interest of highway safety.

8. The development hereby permitted shall not be used unless and until details of the drainage from the driveway have been submitted to, approved in writing by the Local Planning Authority and installed. The drainage shall thereafter at all times be retained.

Reason: In the interest of highway safety.

9. No part of the development hereby approved shall commence until a scheme for the retaining structure adjacent to the public highway at the rear of the site has been submitted to, and approved by, the Local Planning Authority in consultation with the Highway Authority.

Reason: In order to satisfy the Local Planning Authority and Highway Authority that the final details of the retaining structure are acceptable before work commences on site.

10. The proposed development shall not be brought into use unless and until the car parking shown on the approved plan has been constructed, surfaced, sealed, drained and marked out in accordance with details to be submitted to and agreed in writing by the Local Planning Authority. The parking spaces and turning areas shall thereafter always remain unobstructed and available for parking and turning purposes.

Reason: In the interest of highway safety to ensure that satisfactory levels of parking are provided within the site

11. Prior to first occupation of each approved dwelling secure, covered cycle storage for at least two cycles shall be provided in accordance with a scheme to be approved by the Local Planning Authority and permanently maintained thereafter.

Reason: To ensure that the development supports sustainable forms of transport.

12. Prior to first occupation of the approved development an electric vehicle charging point for each dwelling shall be provided in accordance with a scheme to be approved by the Local Planning Authority. Charge points must have a minimum power rating output of 7kW and be fitted with a universal socket that can charge all types of electric vehicle currently available.

Reason: To ensure that the development supports sustainable forms of transport.

13. A scheme for the disposal of foul and surface water shall be submitted to and approved in writing by the Local Planning Authority within two weeks of the commencement of development. The scheme shall provide for separate systems for foul and surface waters and be constructed and completed in accordance with the approved plans before the first dwelling is occupied.

Reason: To control foul and surface water flow disposal and prevent flooding.

14. The landscaping scheme as approved under plan no AT.24.11678.101 R.02 Softworks & Planting Plan shall be implemented in its entirety approved form within the first planting season following the substantial completion of the development. Any tree or other planting that is lost, felled, removed, uprooted, dead, dying or diseased, or is substantially damaged within a period of five years thereafter shall be replaced with a specimen of similar species and size, during the first available planting season following the date of loss or damage.

Reason: To ensure that the development is adequately landscaped so as to integrate with its surroundings.

15. Unless otherwise agreed in writing by the Local Planning Authority, development other than that required to be carried out as part of an approved scheme of remediation must not commence until conditions (below) have been complied with. If unexpected contamination is found after development has begun, development must be halted on that part of the site affected by the unexpected contamination to the extent specified by the Local Planning Authority until condition (no.P46) has been complied with in relation to that contamination. An investigation and risk assessment, in addition to any assessment provided with the planning application, must be completed in accordance with a scheme to assess the nature and extent of any contamination on the site, whether or not it originates on the site. The contents of the scheme are subject to the approval in writing of the Local Planning Authority. The investigation and risk-assessment must be undertaken by competent persons and a written report of the findings must be produced. The written report is subject to the approval in writing of the Local Planning Authority. The report of the findings must include:
- 1) a survey of the extent, scale and nature of contamination;
 - 2) an assessment of the potential risks to:
 - * human health,
 - * property (existing or proposed) including buildings, crops, livestock, pets, woodland and service lines and pipes,
 - * adjoining land,
 - * ground-waters and surface waters,
 - * ecological systems,
 - * archaeological sites and ancient monuments;
 - 3) an appraisal of remedial options, and proposal of the preferred option(s)

Reason: To identify contamination from previous uses, ensure any remediation is undertaken and safeguard future uses, occupiers and the environment beyond

BNG Conditions

16. The development may not be begun unless—
- (i) a biodiversity gain plan has been submitted to the planning authority and
 - (ii) the planning authority has approved the plan

Phase plan

- (b) the first and each subsequent phase of development may not be begun unless—
- (i) a biodiversity gain plan for that phase has been submitted to the planning authority and
 - (ii) the planning authority has approved that plan.

Reason: In order to fulfil the obligations for Biodiversity Net Gain, in accordance with the Environment Act 2021, Schedule 14

Informative notes

1. The grant of planning permission will require the applicant to enter into an appropriate legal agreement (Section 278), with Lancashire County Council as the Highway Authority prior to the start of any development. For the avoidance of doubt works shall include, but not be exclusive to, the construction of the dropped vehicle crossings to an appropriate standard, and the re-construction of footway including full height kerbs where necessary (overall length of approx 26m for footway and vehicle crossings); buff coloured tactile paved dropped pedestrian crossings either side of the vehicle access to the play area; the re-location of street lighting column 6. The applicant should contact the county council for further information by telephoning the Development Control Section (Area East) on 0300 123 6780 or by email on developeras@lancashire.gov.uk, in the first instance to ascertain the details of such an agreement and the information to be provided, quoting the relevant planning application reference number.
2. Before proceeding with the scheme preparation the developer should consult with Lancashire County Council for detailed requirements relating to land arrangements, design, assessment, construction and maintenance of all existing or new highway structures included in, or affected by, the proposed scheme. For this purpose the term highway structure shall include any retaining wall supporting land or property alongside the highway. This consent does not give approval to a connection being made to Lancashire County Council's highway drainage system.
3. Where land identified as having the potential to be contaminated is undergoing redevelopment, a copy of the leaflet entitled 'Information for Developers on the investigation and remediation of potentially contaminated sites' will be available to applicants/developers from the Council's Contaminated Land Officer. The leaflet will be sent to the developer by request. Three copies of all contaminated land reports should be sent to the Local Planning Authority. This condition is required to be fully complied with before development is commenced. Failure to comply with the condition prior to commencement of work may result in legal action being taken.
4. It is the applicant's responsibility to investigate the existence of any pipelines that might cross or impact their proposed site and also to demonstrate the exact relationship between United Utilities' assets and the proposed development. It is recommended that the applicant visits the United Utilities' website for further information on how to investigate the existence of water and wastewater pipelines and what to do next if a pipeline crosses or is close to their red line boundary: [Working near our pipes - United Utilities](#). United Utilities will not allow building over or in close proximity to a water main. United Utilities will not allow a new building to be erected over or in close proximity to a public sewer or any other wastewater pipeline. Nb. Proposals to extend domestic properties either above, or in close proximity to a public sewer will be reviewed on a case-by-case basis by either by a building control professional or following a direct application to United Utilities. Any construction activities in the vicinity of United Utilities' pipelines, including pipelines that may be outside the applicant's red line boundary, must comply with national building and construction standards and where applicable, our 'Standard Conditions for Works Adjacent to Pipelines' which can also be found on our website: <https://www.unitedutilities.com/globalassets/documents/builders--developers-docs/standard-conditions-for-works-adjacent-to-pipelines-issued-july-2015.pdf> (unitedutilities.com) The level of cover to United Utilities pipelines and apparatus must not be compromised either during or after construction and there should be no additional load bearing capacity on

pipelines without prior agreement from United Utilities. The applicant should not rely solely on the detail contained within asset maps when considering a proposed layout. Unless there is specific provision within the title of the property or an associated easement, any necessary disconnection or diversion of assets to accommodate development, will be at the applicant/developer's expense. Where United Utilities' assets exist, it is essential that the applicant, or any subsequent developer, contacts our Developer Services team prior to commencing any works on site, including trial holes, groundworks or demolition.

5. We strongly encourage all developments to include sustainable drainage systems to help manage surface water and to offer new opportunities for wildlife to flourish. We request that Local Planning Authorities and applicants do all they can to avoid surface water entering the public sewer. The flows that come from this surface water are very large when compared with the foul water that comes from toilets, showers, baths, washing machines, etc. It is the surface water that uses up a lot of capacity in our sewers and results in the unnecessary pumping and treatment of surface water at our pumping stations and treatment works. If new developments can manage flows through sustainable drainage systems that discharge to an alternative to the public sewer, it will help to minimise the likelihood of sewers spilling into watercourses and the flooding of homes and businesses. National Planning Policy Framework (NPPF) and the National Planning Practice Guidance (NPPG) advise that surface water from new developments should be investigated and delivered in the following order of priority:

1. into the ground (infiltration);
2. to a surface water body;
3. to a surface water sewer, highway drain, or another drainage system;
4. to a combined sewer.

The applicant should consider their drainage plans in accordance with the drainage hierarchy outlined above. In the event that the applicant, or any subsequent developer, approaches United Utilities regarding a connection for surface water to the public sewer, it is likely that we will request evidence that the drainage hierarchy has been fully investigated and why more sustainable options are not achievable. This will be managed through either our 'S106 Sewer Connections' or 'S104 Adoptions' processes

REASON FOR DECISION

Section 38 of the Planning and Compulsory Purchase Act 2004 requires that applications be determined in accordance with the development plan unless material considerations indicate otherwise. The proposed housing development would accord with Local Planning Policy and would be compliant with the guidance set out in the Framework, subject to compliance with planning conditions. The development therefore complies with the development plan. There is a positive presumption in favour of approving the development and there are no material reasons to object to the application.

24/0686/HHO Full: Erection of a two-storey side extension, front porch and demolition of existing garage at 59 Trent Road, Nelson for Mr. Razzaq Rehman

RESOLVED

That the application be **approved** subject to the following conditions and reasons: -

1. The proposed development hereby permitted shall be begun before the expiration of three years from the date of this permission.

Reason: Required to be imposed by Section 91 of the Town and Country Planning Act 1990, as amended by Section 51 of the Planning and Compulsory Purchase Act 2004.

2. The development hereby permitted shall be carried out in accordance with the following approved plans and elevations:
- Proposed Plans and Elevations – 03 Oct 2024
 - Location Plan – 03 Oct 2024

Reason: For the avoidance of doubt and in the interests of proper planning.

3. The external materials to be used for the construction of the development hereby approved shall be as stated on the application form and approved drawings and shall not be varied without the prior written consent of the Local Planning Authority.

Reason: Those materials are appropriate for the development and site.

4. The first-floor window landing window on the side of two storey extension hereby permitted shall at all times be fitted with obscure glazing to at least level 4 or above unless otherwise agreed in writing by the Local Planning Authority. Any replacement glazing shall be of an equal degree or above. The window shall be hung in such a way as to prevent the effect of the obscure glazing being negated by way of opening.

Reason: To ensure an adequate level of privacy to adjacent residential properties.

5. The approved development should not be brought into use unless and until the parking area at the front of the dwelling shown on the approved plans has been constructed, laid out and surfaced in bound porous materials. The parking area shown on the approved plans shall thereafter always remain free from obstructions and available for the parking of domestic vehicles associated with the dwelling.

Reason: In order to ensure satisfactory levels of off-street parking are achieved within the site to prevent parking on the highway to the detriment of highway safety.

6. A construction code management plan shall be submitted to and approved in writing by the Local Planning Authority prior to the commencement of development on site. It shall thereafter be at all times strictly adhered to during construction of the extension.

Reason: In order to manage the development of the site to prevent danger at peak school times.

Informative

This consent requires the construction, improvement or alteration of an access to the publicly maintained highway. Under Section 171 of the Highways Act 1980 Lancashire County Council as the Highway Authority must specify the works to be carried out. Only a contractor approved by the Highway Authority can carry out these works. Therefore, before any works can start, the applicant must contact the Highway Authority on lhsvehiclecrossing@lancashire.gov.uk for the list of approved contractors and to start the Section 171 process.

REASON FOR DECISION

Section 38 of the Planning and Compulsory Purchase Act 2004 requires that applications be determined in accordance with the development plan unless material considerations indicate otherwise. The proposed development would accord with Local Planning Policy and would be compliant with the guidance set out in the Framework. The development therefore complies with the development plan. There is a positive presumption in favour of approving the development and there are no material reasons to object to the application.

24/0689/HHO Full: Erection of a front porch, raise existing driveway and insertion of side windows at 7 Causey Foot, Nelson for Mrs. Nigat Riaz

RESOLVED

That planning permission be **refused** for the following reason: -

The scale, design, and materials of the porch would result in an incongruous development in a prominent location, it would represent poor design and have a negative impact on the street scene. It would be contrary to Policy ENV2 of Pendle Local Plan Part 1 Core Strategy, the Design Principles Supplementary Planning Document and Paragraph 139 of the National Planning Policy Framework.

24/0722/HHO Full: Erection of dormer windows to front and rear roof slopes at 77 Bankhouse Road, Nelson for Mr. Zeeshan

RESOLVED

That the application be **approved** subject to the following conditions and reasons: -

1. The proposed development hereby permitted shall be begun before the expiration of three years from the date of this permission.

Reason: Required to be imposed by Section 91 of the Town and Country Planning Act 1990, as amended by Section 51 of the Planning and Compulsory Purchase Act 2004.

2. The development hereby permitted shall be carried out in accordance with the following approved plans:

- AB0203 – 06 Location Plan (received 16.10.24)
- AB0203 – 02 Proposed Floor Plans (received 16.10.24)
- AB0203 – 05 Existing and Proposed Roof Plans (received 16.10.24)
- AB0203 – 03 Existing and Proposed Front and Rear Elevations (received 16.10.24)
- AB0203 – 04 Existing and Proposed East and West Elevations (received 16.10.24)

Reason: For the avoidance of doubt and in the interests of proper planning.

3. The external materials to be used in the elevations and roof of the development hereby permitted shall be as stated on the application form and approved plans and there shall be no variation without the prior consent of the Local Planning Authority.

Reason: These materials are appropriate to the locality and in order to allow the Local Planning Authority to control the external appearance of the development.

REASON FOR DECISION

Section 38 of the Planning and Compulsory Purchase Act 2004 requires that applications be determined in accordance with the development plan unless material considerations indicate otherwise. The proposed housing development would accord with Local Planning Policy and would be compliant with the guidance set out in the Framework, subject to compliance with planning conditions. The development therefore complies with the development plan. There is a positive presumption in favour of approving the development and there are no material reasons to object to the application.

24/0729/HHO Full: Erection of front and rear dormers with associated internal alterations at 81 Pine Street, Nelson for Mr. Muhammad Bashir Anwar

RESOLVED

That the application be **approved** subject to the following conditions and reasons: -

1. The proposed development hereby permitted shall be begun before the expiration of three years from the date of this permission.

Reason: Required to be imposed by Section 91 of the Town and Country Planning Act 1990, as amended by Section 51 of the Planning and Compulsory Purchase Act 2004.

2. The development hereby permitted shall be carried out in accordance with the following approved plans:

- 2280/10 Site Plan, Existing and Proposed Plans (received 25.10.24)
- 2280/100 Location Plan (received 12.10.24)

Reason: For the avoidance of doubt and in the interests of proper planning.

3. All the external materials to be used in the elevations and roof of the development hereby permitted shall be as stated on the application form and approved plans and there shall be no variation without the prior consent of the Local Planning Authority.

Reason: These materials are appropriate to the locality and in order to allow the Local Planning Authority to control the external appearance of the development.

REASON FOR DECISION

Section 38 of the Planning and Compulsory Purchase Act 2004 requires that applications be determined in accordance with the development plan unless material considerations indicate otherwise. The proposed housing development would accord with Local Planning Policy and would be compliant with the guidance set out in the Framework, subject to compliance with planning conditions. The development therefore complies with the

development plan. There is a positive presumption in favour of approving the development and there are no material reasons to object to the application.

(b) Planning Appeals

The Assistant Director Planning, Building Control and Regulatory Services submitted a report, for information, on planning appeals, which was noted.

108. ENFORCEMENT ACTION

The Head of Legal and Democratic Services submitted an update on enforcement matters, which was noted.

109. AREA COMMITTEE BUDGET 2024/2025

The Head of Housing and Environmental Health reported that the Committee had allocated all its Budget. A full report would be submitted in due course.

110. BODIES IN MOTION BRADLEY GARDEN PROJECT

The Director of Resources submitted a report to update Members on the Bodies in Motion (BiM) Bradley Garden Project further to the report they had considered at the last meeting.

Members had resolved at the last meeting that BiM's request for a contribution of up to £100,000 to meet their funding shortfall for the delivery of Phase 2 of their Bradley Garden Project be referred to the Nelson Town Deal Board and the Nelson Long-Term Plan for Towns Board but this action could not be taken forward. Nelson Town Deal funding was not possible as BiM's scheme did not meet the objectives, and all funding had been allocated. Any Nelson Long-Term Plan for Towns Funding would not be available within the timescales required for Phase 2 and, therefore, this was also not an option. Members reviewed the resolution they had made in light of this.

Since the last meeting BiM had informed the Council of a funding stream it was exploring to help address its shortfall, the Edward Gosling Foundation Fund. This grant fund offered the potential to secure up to £250,000, sufficient to address the aforementioned shortfall and to complete the remaining phases of the project. To qualify for this funding there must be at least 50 years remaining on the lease for The Garden Zone and BiM had since requested an extension on the current lease (of which there was 18 years remaining) to at least 50 years. The Executive were recommended on 28th November, 2024 to grant a new lease to BiM to fulfil the requirements of the Edward Gosling Foundation Fund funding as a potential solution for meeting the funding shortfall. In a verbal update it was reported that the Executive had since resolved that the required lease be granted to BiM.

RESOLVED

- (1) That the report be noted.
- (2) That Bodies in Motion's (BiM's) request for a contribution of up to £100,000 to meet its funding shortfall for the delivery of Phase 2 of their Bradley Garden Project not be referred to the Nelson Town Deal Board and the Nelson Long-Term Plan for Towns Board.

- (3) That it be noted that the Executive had resolved on 28th November, 2024 to grant a new lease to BiM to fulfil the requirements of the Edward Gosling Foundation Fund funding as a potential solution for meeting the funding shortfall.

REASONS

- (1) *There is no possibility of either Nelson Town Deal or Nelson Long-Term Plan for Towns funding.*
- (2) *To support Bodies in Motion in accessing the funding necessary for meeting the funding shortfall for Phase 2 of their Bradley Garden Project.*
- (3) *The Council's own financial situation.*

111. PUBLIC SPACES PROTECTION ORDERS: PARKS AND SPORTS GROUNDS

The Head of Policy and Commissioning submitted a report to update Members on proposals and options for the extension of the Public Spaces Protection Orders (PSPOs) in relation to parks and also to sports grounds in Pendle.

PSPOs for Pendle's parks and for its sports grounds were signed and sealed on 29th January, 2019 for a period of three years and extended with amendments for a further three years in January 2022. During September 2024 members of the public and Town and Parish Councils were encouraged to comment on the extension of the PSPOs for a further three years from 2025. The general comments from members of the public were attached to the report at Appendix 1.

The intention of the PSPOs and their extension was to continue to strike a balance between the needs of groups, families and individuals using parks and sports grounds for recreation and leisure and those using them as public open space, in particular dog walkers. Only where there was alternative provision or where there was a clear safety need did the PSPOs ban dogs altogether.

The current and draft PSPOs referred to in the report could be viewed at https://www.pendle.gov.uk/meetings/meeting/3367/nelson_brierfield_and_reedley_committee.

RESOLVED

That a further three-year extension of the Parks and Sports Grounds Public Spaces Protection Orders generally, and the inclusion of Parks and Sports Grounds in Nelson, Brierfield and Reedley specifically, be approved.

REASON

To enable the Council and its partners to respond to concerns regarding behaviour that is detrimental to the quality of life in public spaces in Pendle, including enforcement action.

112. ENVIRONMENTAL BLIGHT

Members were advised that there were currently no Environmental Blight sites in Nelson, Brierfield and Reedley.

Any new sites should be reported to Tricia Wilson (tricia.wilson@pendle.gov.uk) with a brief description of the site and the problem along with contact details.

113.

OUTSTANDING ISSUE

The following item had been considered by the Committee and further action or information requested. An update would be provided at a future meeting.

- Brunswick Street Public Realm Improvements (07.10.2024)

Chair _____