



General Purposes Committee

Monday 21 May 2012 at 6.30 pm

Committee Room 4, Brent Town Hall, Forty Lane,
Wembley, HA9 9HD

Membership:

To be determined by Annual Council on 16 May 2012

For further information contact: Lisa Weaver, Democratic Services Officer
020 8937 1358, lisa.weaver@brent.gov.uk

For electronic copies of minutes, reports and agendas, and to be alerted when the minutes of this meeting have been published visit:

www.brent.gov.uk/committees

The press and public are welcome to attend this meeting

Agenda

Introductions, if appropriate.

Apologies for absence and clarification of alternate members

Item **Page**

1 Declarations of personal and prejudicial interests

Members are invited to declare at this stage of the meeting, any relevant financial or other interest in the items on this agenda.

2 Minutes of the previous meeting 1 - 4

3 Matters arising (if any)

4 Deputations (if any)

5 Political balance - review of size and representation of political groups on sub - committees 5 - 8

At its meeting on 16 May 2012 the Council is to review the representation of political groups on its main committees. As soon as practicable after such a review, those committees are required to conduct a review of the representation of political groups on any sub-committees they may have. This report sets out the rules to be applied during the course of the review.

Wards Affected:

All Wards

Contact Officer: Fiona Ledden,
Director of Legal and Procurement

Tel: 020 8937 1292

fiona.ledden@brent.gov.uk

6 Appointments to Sub-Committees / Outside Bodies

To approve committees/sub committees for the municipal year 2012/2013.

7 Stopping Up Order - Denmark Road and Rupert Road - Zones 12 and 13 South Kilburn Regeneration Area 9 - 20

This report seeks authorisation to make a stopping-up Order for areas of

public highway in Denmark Road and Rupert Road under Section 247 of the Town and Country Planning Act 1990 (TCPA 1990), in order to carry out the development of 64 affordable residential units and one retail unit at zones 12 and 13 of the South Kilburn Regeneration area.

Wards Affected: Kilburn
Contact Officer: Tim Jackson,
Transportation Unit
Tel: 020 8937 5151
tim.jackson@brent.gov.uk

8 Stopping Up Order - Alpha Place and Gorefield Place - Zone 6 of the South Kilburn Regeneration Area 21 - 34

This report seeks authorisation to make a stopping up Order for areas of public highway, footpath and verges approximately bounded by Canterbury Road, Chichester Road, Cambridge Avenue, Kilburn High Road, Coventry Close and the Curtilages of Alpha House, Gorefield House and Canterbury Court under Section 247 of the Town and Country Planning Act 1990 (TCPA 1990), in order to carry out the development of 144 residential units at zone 6 of the South Kilburn Regeneration area.

Wards Affected: Kilburn
Contact Officer: Tim Jackson,
Transportation Unit
Tel: 020 8937 5151
tim.jackson@brent.gov.uk

9 Stopping Up Order - Brett Road 35 - 42

This report seeks authorisation to make a stopping up Order for the remaining 9.144 metres (10 yards) of Brett Road at its junction with Hillside which was not stopped up in the 1970s under Section 247 of the Town and Country Planning Act 1990 (TCPA 1990), in order to carry out the development of 3 buildings comprising of 122 self-contained flats.

Wards Affected: Stonebridge
Contact Officer: Tim Jackson,
Transportation Unit
Tel: 020 8937 5151
tim.jackson@brent.gov.uk

10 Any Other Urgent Business

Notice of items to be raised under this heading must be given in writing to the Democratic Services Manager or his representative before the meeting in accordance with Standing Order 64.



Please remember to **SWITCH OFF** your mobile phone during the meeting.

- The meeting room is accessible by lift and seats will be provided for members of the public.
- Toilets are available on the second floor.
- Catering facilities can be found on the first floor near The Paul Daisley Hall.
- A public telephone is located in the foyer on the ground floor, opposite the Porters' Lodge



LONDON BOROUGH OF BRENT

MINUTES OF THE GENERAL PURPOSES COMMITTEE

Tuesday 27 March 2012 at 6.30 pm

PRESENT: Councillor John (Chair), Councillor Butt (Vice-Chair) and Councillors Beswick, Kansagra, Long, Lorber, J Moher and Thomas

Apologies were received from: Councillors Brown and Matthews

1. **Declarations of personal and prejudicial interests**

None made.

2. **Minutes of the previous meeting**

RESOLVED:-

that the minutes of the previous meeting held on 24 January 2012 be approved as an accurate record of the meeting.

3. **Matters arising**

None.

4. **Deputations**

None.

5. **Exclusion of Press and Public**

RESOLVED:

that the press and public be now excluded from the meeting as the matter to be discussed concerns the following category of exempt information as specified in Schedule 12 of the Local Government (Access to Information Act) 1972:

Information relating to the financial or business affairs of any particular person (including the authority holding that information).

6. **Review and modification of the senior management structure in Children and Families**

The committee had before it a report from the Director of Children and Families which made proposals to strengthen the Children and Families Departmental Management Team and re-balance responsibilities between assistant directors in the light of recent legislative changes impacting on the work of children's services, the increased focus on early help and the council's new and evolving relationship with schools. The report also took into account likely structural changes to redefine the operating model for specific services anticipated to flow from the One Council Programme. The Director of Children Services stated that the council was being proactive in the light of decreasing resources and an increased focus on commissioning and the aim was to have a leadership team that could engage with schools.

In considering the new job descriptions, the Director underlined the need for new skill sets and to be able to respond to changing circumstances referring also to the recent Ofsted Inspection report which set out the areas on which the council needed to focus. Further reports on the council's relationship with schools would be submitted to the Executive in due course.

RESOLVED:

that agreement be given to the proposed modifications to the Children and Families Department senior management structure and functional responsibilities as set out in the report from the Director of Children and Families in accordance with the council's Delegations and Standing Orders, namely:

- deletion of the following existing posts: Assistant Director Achievement and Inclusion (Hay 3) and Assistant Director Social Care (HAY 3);
- creation of two new assistant director posts HAY grade 3 as set out in the proposed new departmental senior management organisation structure as set out in Appendix B of the Director's report.

7. Re-admission of press and public

RESOLVED:

that the press and public be now re-admitted to the meeting.

8. Localism Act 2011 - Pay Policy Statements

The interim Head of Human Resources, Cara Davani, introduced the report from the Director of Finance and Corporate Services which informed members of the arrangements that have been made to publish a pay policy statement required under the Localism Act 2011, designed to give tax payers access to information about how public money was spent on their behalf. Cara Davani advised that the policy had been drafted in line with requirements and, following approval, would be published on the council's website. The policy statement reflected the current position and it was noted that a review of employee benefits was currently underway and any changes would be reflected in the 2013 pay policy statement.

Members recognised that it was the expectation that Full Council would approve future pay policy statements and were reminded that the General Purposes

Committee had overarching responsibility for pay and terms and conditions. The view was put that the Employees Joint Consultative Committee could discuss pay policy statements in the future. It was noted that the trade unions had been consulted. Members also suggested that the extent to which the composition of the workforce was reflective of the local community should be referred to the report. Attention was drawn to the reference in the statement to the re-employment of employees made redundant and it was requested that it be made clear that this would also apply to employees re-employed as contractors.

RESOLVED:

that approval be given to the publication of the draft Pay Policy Statement at 31 March 2012 as amended and that it be reported to the meeting of the full Council 16 May 2012 in accordance with the requirements of the Act.

9. **Appointments to Sub-Committees / Outside Bodies**

None made.

10. **Any Other Urgent Business**

None.

The meeting closed at 6.55 pm

A JOHN
Chair

This page is intentionally left blank



GENERAL PURPOSES COMMITTEE

21 May 2012

Report from the Director of Legal and Procurement

Wards Affected:
ALL

Representation of political groups on sub committees

1.0 Summary

- 1.1 At its meeting on 16 May 2012 the Council is to review the representation of political groups on its main committees. As soon as practicable after such a review, those committees are required to conduct a review of the representation of political groups on any sub-committees they may have. This report sets out the rules to be applied during the course of the review.

2.0 Recommendations

- 2.1 Note the size of the sub-committee;
- 2.2 Agree the allocation of seats on the sub-committee to each of the political groups set out in paragraph 3.5;
- 2.3 Appoint chairs and vice chairs, members and alternates to the sub-committee.

3.0 Detail

- 3.1 Once a review of representation of political groups gives rise to new membership on a main committee that committee in turn falls under a duty to review the representation of political groups on its sub-committees.
- 3.2 Once the size of sub-committees is decided the main committee must, so far as is reasonably practicable, give effect to the principles which follow:
- (i) That not all seats on the sub-committee are allocated to the same political group.
 - (ii) That the majority of the seats on the sub-committee are allocated to a particular political group if the number of persons belonging to that group is a majority of the authority's membership (this rule does not currently apply to the Council as no party group currently holds an overall majority of seats).

(iii) Subject to paragraph (i) above (and to (ii) above if it had been applicable) that the number of the seats on the sub-committee which are allocated to each political group bears the same proportion to the number of all seats on that sub-committee as is borne by the number of members of that group to the membership of the authority.

3.3 In relation to the council's ordinary committees, there is an additional principle that (subject to the principles set out in paragraphs 3.2 (i) and (ii) above) the number of seats on the ordinary committees of the Council which are allocated to each political group bears the same proportion to the total of all the seats on the ordinary committees of the Council as is borne by the number of members of that group to the membership of the Council.

Members are asked to note that this principle specifically does not apply to ordinary sub-committees such as those of this committee.

3.4 The current membership of the authority is 63 consisting of 40 Labour Group, 17 Liberal Democratic Group, 6 Conservative Group.

3.4 The application of the principles set out at paragraph 3.2 above requires that the distribution of the available seats amongst the political groups on sub-committees of the size set out in the Constitution as follows:

Committee	Sub Committee	Size of Sub Cttee	Labour	Liberal Dem	Conservative
General Purposes	Staff Appeals Sub-Committees A and B	5	3	1	1
	Schools Disciplinary	5	3	1	1
	Pension Fund Sub-Committee	7	4	2	1
	General Purposes Licensing Sub-Committee	5	3	1	1
	Senior Staff Appointments Sub-Committee	5	3	1	1

3.5 These figures are reached by "rounding out" fractions of seats so as to produce the minimum achievable deviation from the principle set out at paragraph 3.2(iii) above.

3.6 If any member intends to propose an alternative sub-committee size and allocation of seats they are requested to seek advice from the Borough Solicitor in advance of the meeting so the legality of the proposal can be checked.

4.0 Financial Implications

4.1 There are none arising directly from this report.

5.0 Legal Implications

5.1 These are addressed in the body of the report.

6.0 Diversity Implications

6.1 This report has been screened by officers and there are not considered to be any diversity implications arising from it.

Background Papers

The Brent Constitution
Local Government and Housing Act 1989

Contact Officers

Peter Goss, Democratic Services Manager, Town Hall, Wembley Tel: 020 8937 1353.

Fiona Ledden
Borough Solicitor

This page is intentionally left blank



General Purposes Committee 21 May 2012

Report from the Director of Environment and Neighbourhood Services

Wards Affected:
Kilburn

Stopping Up Order – Denmark Road and Rupert Road – Zones 12 and 13 South Kilburn Regeneration Area

1.0 Summary

- 1.1 This report seeks authorisation to make a stopping-up Order for areas of public highway in Denmark Road and Rupert Road under Section 247 of the Town and Country Planning Act 1990 (TCPA 1990), in order to carry out the development of 64 affordable residential units and one retail unit at zones 12 and 13 of the South Kilburn Regeneration area.

2.0 Recommendations

- 2.1 That members note that a draft Stopping Up Order has been advertised in accordance with the requirements of Section 247 TCPA 1990 and that 2 objections were received, one from OpenreachBT and one from National Grid.
- 2.2 That the Stopping Up Order under Section 247 TCPA 1990 be approved and duly made and advertised following the resolutions of these objections.

3.0 Detail

- 3.1 Planning consent was granted following the Planning Committee meeting of 12th May 2011 for the development of 64 affordable residential units (13 x one-bedroom, 26 x two-bedroom, 17 x three-bedroom and 8 x four-bedroom) and one retail unit (Use Class A1) within 3, 4, 5 and 6 storey buildings with private and communal amenity space, play space, on-street parking landscaping, a public open space and temporary open space, following the demolition of Bond House, Hicks Bolton House, 1-2 Denmark Road and Wood House. The planning consent specified that the development will involve the stopping up and realignment of Rupert Road and Denmark Road.

- 3.2 In addition to the re-alignment of Denmark Road and Rupert Road there will be a phased connection of Rupert Road to Carlton Vale with changes to the on-street parking layout. There will be no other significant change to the design or traffic management on the highway to be stopped up.
- 3.3 A draft Stopping Up Order was duly made and advertised under Section 247 TCPA 1990 in August 2011 to enable the redevelopment to take place. However, due to a procedural error it was necessary to re-advertise the Order in October 2011 with an improved plan. A copy of the Order is attached at Appendix 1 together with the amended plan showing the proposed area to be stopped-up and the notice advertised on 20th October 2011 in the local press and the London Gazette.
- 3.4 The Council's advertised Stopping Up Order received two objections from utility companies with apparatus in the vicinity. One was from OpenreachBT dated the 8th November 2011 and the other from National Grid dated the 26th October 2011. The grounds for objection were that they had apparatus in the vicinity which would be affected and which would require alterations or diversions.
- 3.5 The OpenreachBT objection was withdrawn in a letter from Openreach BT dated 29th November 2011 on the understanding that BT Openreach/Repayments Division would recover costs for any diversions/removal of its apparatus from the area being re-developed / stopped up. A copy of the letter withdrawing the objection is attached at Appendix 2.
- 3.6 Council officers have been in discussions with National Grid and they have agreed to withdraw their objection subject to a consent to lay agreement and grant of easement. Arrangements have been made for the Assistant Director - Property and Asset Management to sign the agreement on the behalf of the Council as soon as it is finalised.
- 3.7 Members are now requested to approve the making of the Stopping Up Order in order to proceed with the development.

4.0 Financial Implications

- 4.1 The redevelopment is funded by the developer who has entered into a development and sale contract with the Council and includes the Zones 12 and 13 of the South Kilburn Regeneration Area as well as Zone 6 which includes Alpha Place and Gorefield Place. Failure to make either of the Stopping Up Orders for these locations before 6th June 2012 will result in a risk that the Council would not meet its contractual obligations and not realise £11.5 million pounds of development income.

5.0 Legal Implications

- 5.1 Officers have taken the Council's legal advice in all aspects of the promotion of the Stopping Up Order. If it is agreed to make the Order then the making of

the Order will be publicised although it is not open to further objection by the public or other authorities.

6.0 Diversity implications

6.1 There are no diversity implications associated with the approval of this Stopping Up Order.

7.0 Staffing / Accommodation Implications

7.1 None specific.

Appendices

Appendix "1" – Stopping Up Order with notice and plan

Appendix "2" – Objection Withdrawal Letters

Background Papers

Correspondence of Highway and Transport Delivery File TO/23/012A/EAM
Planning Committee, 12th May 2011, Agenda item No. 15, Case No. 11/0371

Contact Officers

Eric Marchais – Highway and Transport Delivery, 2nd Floor West, Brent House, 349-357 High Road, Wembley, Middlesex, HA2 8TT. Telephone: 020 8937 5452. E-mail eric.marchais@brent.gov.uk.

Tim Jackson – Head of Transportation, Highway and Transport Delivery, 2nd Floor West, Brent House, 349-357 High Road, Wembley, Middlesex, HA2 8TT. Telephone: 020 8937 5151. E-mail tim.jackson@brent.gov.uk.

This page is intentionally left blank

LONDON BOROUGH OF BRENT

TOWN AND COUNTRY PLANNING ACT 1990

THE LONDON BOROUGH OF BRENT (STOPPING UP OF HIGHWAYS)(NO.) ORDER 2011

1. **NOTICE IS HEREBY GIVEN** that the Council of the London Borough of Brent propose to make an Order under Section 247 of the above Act, as amended by Section 270 and Schedule 22 of the Greater London Authority Act 1999 to authorise the stopping up of an area of public highway described in Schedule 1 to this notice.
2. If the Order is made, the stopping up will be authorised only in order to enable the development described in Schedule 2 to this notice to be carried out in accordance with the planning permission granted to Regeneration and Major Projects by the London Borough of Brent on 17th May 2011 under Reference No. 11/0371.
3. A copy of the draft Order and of a plan of the relevant area can be inspected and a copy requested free of charge during normal office hours on Mondays to Fridays inclusive until the expiration of a period of 28 days commencing on the 20th October 2011 at:-
 - (a) The One Stop Shop, Brent Town Hall, Forty Lane, Wembley, Middx, HA9 9HD; and
 - (b) The One Stop Shop, Brent House, 349-357 High Road, Wembley, Middx, HA9 6BZ.
4. Persons desiring to object to the making of the proposed Order should send a statement in writing of their objection and the grounds thereof, to the Head of Transportation, Highway and Transport Delivery, 2nd Floor (west) Brent House, 349-357 High Road, Wembley, Middx, HA9 6BZ, quoting the reference TO/23/012A/EAM, within the period of 28 days commencing on the 20th October 2011.
5. In preparing an objection it should be borne in mind that the substance of it may be imparted to other persons who may be affected by it and that those persons may wish to communicate with the objector about it.

Dated 20th October 2011.

Tim Jackson
Head of Transportation

SCHEDULE 1

The area of public highway to be stopped up comprises of:

- (a) a rectangular shaped length of footway that lies in Rupert Road, the south-west side, between Albert Road and Denmark Road; and
- (b) an irregular shaped length of carriageway and footway that lies in Denmark Road, the north-west side, between its south-western extremity and Rupert Road and a section of footway that lies in Rupert Road, the south-west side.

SCHEDULE 2

The demolition of Bond House, Hicks Bolton House, 1-2 Denmark Road and Wood House and redevelopment to provide 64 affordable residential units (13x one-bedroom, 26x two bedroom, 17x three-bedroom and 8x four-bedroom) and one retail unit (Use Class A1) within 3, 4, 5 and 6 storey buildings with private and communal amenity space, play space, on street parking, landscaping, a public open space and temporary open space. The development will involve the stopping up and realignment of Rupert Road and Denmark Road and the phased connection of Rupert Road to Carlton Vale.



THE LONDON BOROUGH OF BRENT

TOWN AND COUNTRY PLANNING ACT 1990

THE BRENT (STOPPING UP OF HIGHWAYS) (NO.) ORDER 201

Made

201

The Council of the London Borough of Brent, in exercise of their powers conferred by Section 247 of the Town and Country Planning Act ("the Act") 1990 as amended by Section 270 and Schedule 22 of the Greater London Authority Act 1999 and of all other enabling powers hereby make the following Order:-

1. The Council of the London Borough of Brent authorises the stopping up of an area of the highway described in Schedule 1 to this Order and shown hatched green on the deposited plan, in order to enable development described in Schedule 2 to be carried out in accordance with the planning permission granted under Part III of the Act to Regeneration and Major Projects of the London Borough of Brent on 17th May 2011 under reference 11/0371.
2. Where immediately before the date of this Order there is any apparatus of statutory undertakers under, in, on, over, along or across any area of highway authorised to be stopped up pursuant to this Order then, subject to section 261(4) of the Act, those undertakers shall have the same rights as respects that apparatus after that area of highway is stopped up as they had immediately beforehand.
3. In this Order "the deposited plan" means the plan deposited in the offices of the Highway and Transport Delivery, London Borough of Brent, Brent House, 349-357 High Road, Wembley, Middlesex, HA9 6BZ under Drawing No. 10024/P4.
4. This Order shall come into force on the date on which notice that it has been made is first published in accordance with section 252(10) of the Act, and be cited as The Brent (Stopping Up Of Highways) (No.) Order 201 .

SCHEDULE 1

The area of public highway to be stopped up comprises of:

- (a) a rectangular shaped length of footway that lies in Rupert Road, the south-west side, between Albert Road and Denmark Road; and
- (b) an irregular shaped length of carriageway and footway that lies in Denmark Road, the north-west side, between its south-western extremity and Rupert Road and a section of footway that lies in Rupert Road, the south-west side.

SCHEDULE 2

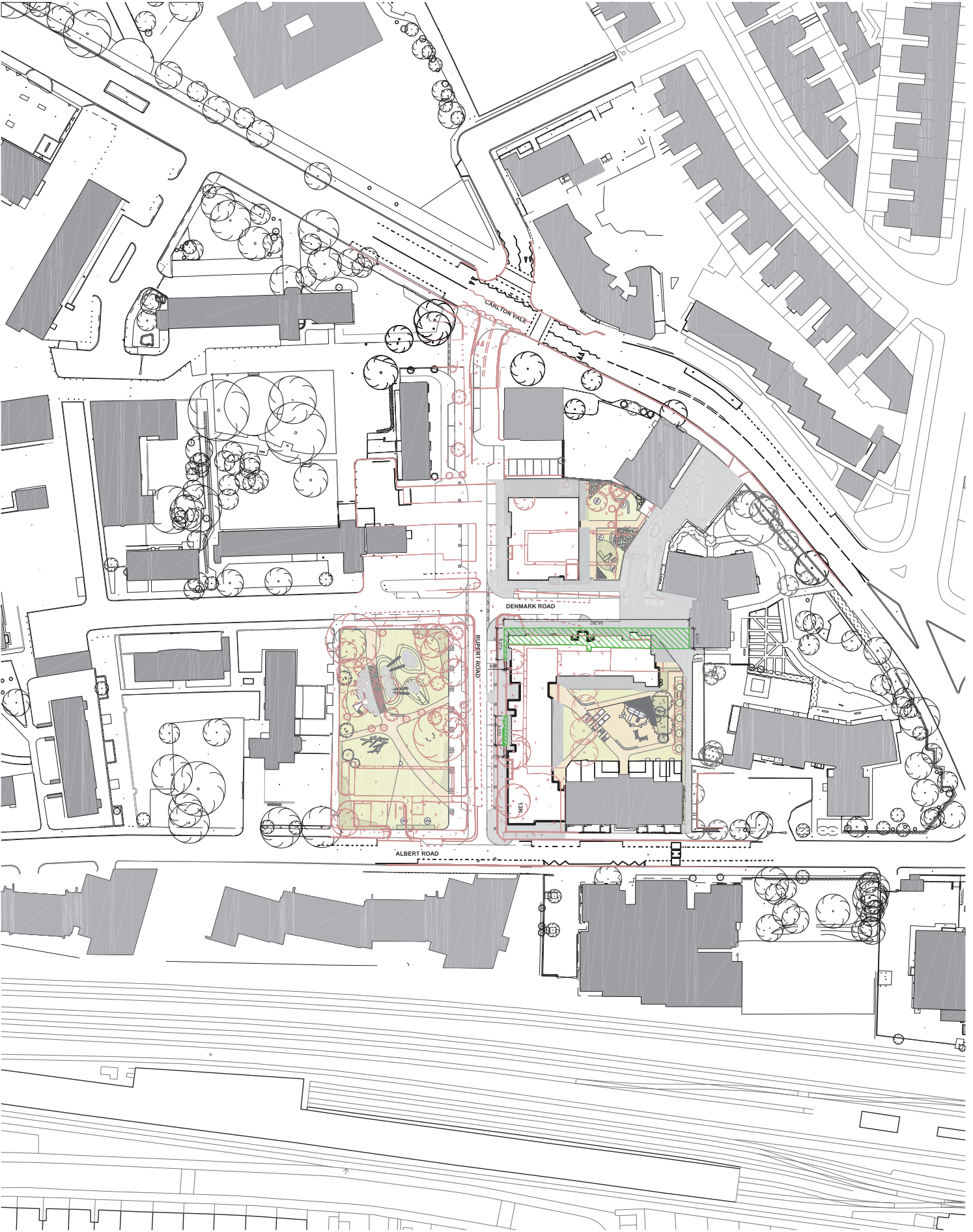
The demolition of Bond House, Hicks Bolton House, 1-2 Denmark Road and Wood House and redevelopment to provide 64 affordable residential units (13x one-bedroom, 26x two bedroom, 17x three-bedroom and 8x four-bedroom) and one retail unit (Use Class A1) within 3, 4, 5 and 6 storey buildings with private and communal amenity space, play space, on street parking, landscaping, a public open space and temporary open space. The development will involve the stopping up and realignment of Rupert Road and Denmark Road and the phased connection of Rupert Road to Carlton Vale.

The Common Seal of THE MAYOR AND)
BURGESSES OF THE LONDON BOROUGH)
OF BRENT was hereunto affixed in the)
presence of:)

.....
Solicitor

Dated thisday of 2011

This page is intentionally left blank



THIS DOCUMENT IS THE PROPERTY OF RICK MATHER ARCHITECTS AND IS NOT TO BE REPRODUCED OR TRANSMITTED IN ANY FORM OR BY ANY MEANS, ELECTRONIC OR MECHANICAL, WITHOUT THE WRITTEN PERMISSION OF RICK MATHER ARCHITECTS LTD.



— Existing Site Arrangement (pre-development)
 Stopping-up area along north edge of Denmark Road and east edge of Rupert Road
 Area : 306 sq m

CHECKED		DRAWN		DATE		REV	
AM	MM	545	10024	1500	A1	MAY 11	05/10/11
INFORMATION STATUS: KEY PLAN TITLE: Proposed site plan PROJECT: Highways stopping up and new CLIENT: SOUTH HILLSURON SITES 135 & 136 ADDRESS: HICKS-BOLTON / BOND HOUSE ARCHITECT: RICK MATHER ARCHITECTS © 133 Colindale Ave, Street Level, London NW9 1JH T: 020 7298 1729 F: 020 7297 1024 WWW.RICKMATHERARCHITECTS.COM							

REV	DATE	DESCRIPTION
01	05/10/11	EXISTING OF DEVELOPER AGENCY
02	05/10/11	SCHEMATIC DEVELOPMENT PLAN
03	05/10/11	SCHEMATIC DEVELOPMENT PLAN
04	05/10/11	SCHEMATIC DEVELOPMENT PLAN
05	05/10/11	SCHEMATIC DEVELOPMENT PLAN

This page is intentionally left blank

Removal of Objection



Tel: 020 8456 8208
Fax: 020 8205 5700

Our Ref: 467/U9408/DJA

**Mr GLEN PAYNE
REGENERATION & MAJOR PROJECTS
2ND FLOOR EAST WING
BRENT HOUSE, HIGH ROAD
WEMBLEY
MIDDLESEX
HA9 6BZ**

29th November 2011

Dear Sir,

**Re: Stopping up of Highway, footpaths and verges at : Rupert Rd & Denmark Rd.
Ref TT/023/012/Leam Town and Country Planning Act 1009 under section 247**

Thank you for your letter dated 21st November 2011, regarding our objection to the stopping up as above.

As per our telephone conversation on 24th November 2011.

That, on the agreement between yourselves and the Developer, BT Openreach/Repayments Division will recover costs for any diversions/removal of its apparatus from the area being Re-Developed / Stopped up (areas as stated above), If this is acceptable, I will agree to remove the objection from this Stopping up.

Additionally, if the Developer dealing with the site can contact us at BT Openreach Repayments as soon as possible, we can liaise with them in regards to the best way forward, for the removal/diversion of our apparatus.

If you wish to discuss any further, please do not hesitate to contact me.

Please reply to this letter to confirm this is acceptable.


Yours faithfully

A handwritten signature in blue ink, appearing to read 'Derek Allen'.

Derek Allen

Repayments Project Engineer
pp M2.23
Collindale House SSC
The Hyde, Edgware Road
Collindale
London NW9 6LB

This page is intentionally left blank

	General Purposes Committee 21 May 2012 Report from the Director of Environment and Neighbourhood Services
Wards Affected: Kilburn	
Stopping Up Order – Alpha Place and Gorefield Place - Zone 6 of the South Kilburn Regeneration Area	

1.0 Summary

- 1.1 This report seeks authorisation to make a stopping up Order for areas of public highway, footpath and verges approximately bounded by Canterbury Road, Chichester Road, Cambridge Avenue, Kilburn High Road, Coventry Close and the Curtilages of Alpha House, Gorefield House and Canterbury Court under Section 247 of the Town and Country Planning Act 1990 (TCPA 1990), in order to carry out the development of 144 residential units at zone 6 of the South Kilburn Regeneration area.

2.0 Recommendations

- 2.1 That members note that a draft Stopping Up Order has been advertised in accordance with the requirements of Section 247 of the TCPA 1990 and that objections were received from Open Reach BT and from the National Grid.
- 2.2 That the Stopping Up Order under S247 of the TCPA 1990 be approved and duly made and advertised following the resolutions of these objections.

3.0 Detail

- 3.1 Planning consent was granted following the Planning Committee meeting of 16th March 2011 for the development of 144 residential units (86 market units – 32 one-bed, 41 two-bed and 10 three-bed and 3 four-bed and 58 affordable units – 16 one-bed, 22 two-bed, 10 three-bed and 10 four-bed) in 3, 4 and 5 storey buildings at zone 6 of the South Kilburn Regeneration Area. The

planning consent specified that the development will include the stopping up of the existing access road and the formation of a new access road from Chichester Road.

- 3.2 There will be no significant change to the design or traffic management on the roads which bound site 6, apart from the creation of a new access road from Chichester Road.
- 3.3 A draft Stopping Up Order was duly made and advertised under Section 247 of the TCPA 1990 to enable the redevelopment to take place. However, due to a procedural error it was necessary to re-advertise the Order in October 2011 with an improved plan. A copy of the Order is attached at Appendix 1 together with the amended plan showing the proposed area to be stopped up, which includes existing highway, footway and verge, and the notice advertised on 20th October 2011 in the local press and the London Gazette.
- 3.4 The Council's Stopping Up Order advertised in October 2011 received two objections from utility companies with apparatus in the vicinity. One was from OpenreachBT dated the 8th November 2011 and the other from National Grid dated the 26th October 2011. The grounds for objection were that they had apparatus in the vicinity which would be affected and which would require alterations or diversions.
- 3.5 The OpenreachBT objection was withdrawn in a letter dated 29th November 2011 on the understanding that BT Openreach/Repayments Division would recover costs for any diversions/removal of its apparatus from the area being re-developed / stopped up. A copy of the letter withdrawing the objection is attached in Appendix 2.
- 3.6 Council officers have been in discussions with National Grid and they have agreed to withdraw their objection subject to a consent to lay agreement and grant of easement. Arrangements have been made for the Assistant Director-Property and Asset Management to sign the agreement on the behalf of the Council as soon as it is finalised.
- 3.7 A previous objection from UK Power Network relating to access to an electrical substation was withdrawn on 31st October 2011. A copy of the letter withdrawing that objection is attached in Appendix 2.
- 3.8 Members are now requested to approve the making of the Stopping Up Order in order to proceed with the development.

4.0 Financial Implications

- 4.1 The redevelopment is funded by the developer who has entered into a development and sale contract with the Council which includes Zone 6 - Alpha Place and Gorefield Place, as well as the Zones 12 and 13 South Kilburn Regeneration Area – Denmark Road and Rupert Road. Failure to make either of the Stopping Up Orders for these roads before 6th June 2012

would result in a risk that the Council will not meet its contractual obligations and not realise £11.5 million pounds of development income.

5.0 Legal Implications

- 5.1 Officers have taken the Council's legal advice in all aspects of the promotion of the Stopping Up Order. If it is agreed to make the Order then the making of the Order will be publicised although it is not open to further objection by the public or other authorities.

6.0 Diversity implications

- 6.1 There are no diversity implications associated with the approval of this Stopping Up Order.

7.0 Staffing / Accommodation Implications

- 7.1 None specific.

Appendices

Appendix "1" – Stopping Up Order with notice and plan

Appendix "2" – Objection Withdrawal Letters

Background Papers

Correspondence of Highway and Transport Delivery File TO/23/011A/EAM
Planning Committee, 16th March 2011, Agenda item No. 9, Case No. 10/3247

Contact Officers

Eric Marchais – Highway and Transport Delivery, 2nd Floor West, Brent House, 349-357 High Road, Wembley, Middlesex, HA2 8TT. Telephone: 020 8937 5452. E-mail eric.marchais@brent.gov.uk.

Tim Jackson – Head of Transportation, Highway and Transport Delivery, 2nd Floor West, Brent House, 349-357 High Road, Wembley, Middlesex, HA2 8TT. Telephone: 020 8937 5151. E-mail tim.jackson@brent.gov.uk.

This page is intentionally left blank

LONDON BOROUGH OF BRENT

TOWN AND COUNTRY PLANNING ACT 1990

THE LONDON BOROUGH OF BRENT (STOPPING UP OF HIGHWAYS)(NO.) ORDER 201

1. **NOTICE IS HEREBY GIVEN** that the Council of the London Borough of Brent propose to make an Order under Section 247 of the above Act, as amended by Section 270 and Schedule 22 of the Greater London Authority Act 1999 to authorise the stopping up of an area of public highway described in Schedule 1 to this notice.
2. If the Order is made, the stopping up will be authorised only in order to enable the development described in Schedule 2 to this notice to be carried out in accordance with the planning permission granted to Regeneration and Major Projects by the London Borough of Brent on 22nd March 2011 under Reference No. 10/3247.
3. A copy of the draft Order and of a plan of the relevant area can be inspected and a copy requested free of charge during normal office hours on Mondays to Fridays inclusive until the expiration of a period of 28 days commencing on the 20th October 2011 at:-
 - (a) The One Stop Shop, Brent Town Hall, Forty Lane, Wembley, Middx, HA9 9HX; and
 - (b) The One Stop Shop, Brent House, 349-357 High Road, Wembley, Middx, HA9 6BZ.
4. Persons desiring to object to the making of the proposed Order should send a statement in writing of their objection and the grounds thereof, to the Head of Transportation, Highway and Transport Delivery, 2nd Floor (west) Brent House, 349-357 High Road, Wembley, Middx, HA9 6BZ, quoting the reference TO/23/011A/EAM, within the period of 28 days commencing on the 20th October 2011.
5. In preparing an objection it should be borne in mind that the substance of it may be imparted to other persons who may be affected by it and that those persons may wish to communicate with the objector about it.

Dated 20 October 2011.

Tim Jackson
Head of Transportation

SCHEDULE 1

The area of public highway to be stopped up comprises carriageway, footway and hard and soft verge bounded by Canterbury Road, the south-western, the south-eastern and part of the north-eastern curtilage of Canterbury Court, an imaginary line extending parallel from the north-western wall of Canterbury Court to the westernmost building wall of Gorefield House, part of the south-western, the south-eastern and part of the north-eastern curtilage of Gorefield House, an imaginary line extending parallel from the south-eastern end wall of Gorefield House to the south-western curtilage of Alpha House, part of the south-western, the south-eastern and the north-eastern curtilage of Alpha House, Coventry Close, Kilburn High Road, Cambridge Avenue and Chichester Road but not those in Alpha Place between Cambridge Avenue and a point 47.65 metres north-west of Cambridge Avenue.

SCHEDULE 2

The demolition of Cambridge Court, Wells Court and Ely Court and redevelopment to provide 144 residential units (86 market units - 32 one-bed, 41 two-bed, 10 three-bed and 3 four bed & 58 affordable units - 16 one-bed, 22 two-bed, 10 three-bed and 10 four-bed) in 3, 4 and 5 storey buildings. Development includes the stopping up of existing access road and the formation of a new access road from Chichester Road.



THE LONDON BOROUGH OF BRENT

TOWN AND COUNTRY PLANNING ACT 1990

THE BRENT (STOPPING UP OF HIGHWAYS) (NO.1) ORDER 201

Made

201

The Council of the London Borough of Brent, in exercise of their powers conferred by Section 247 of the Town and Country Planning Act ("the Act") 1990 as amended by Section 270 and Schedule 22 of the Greater London Authority Act 1999 and of all other enabling powers hereby make the following Order:-

1. The Council of the London Borough of Brent authorises the stopping up of an area of the highway described in Schedule 1 to this Order and shown cross-hatched black on the deposited plan, in order to enable development described in Schedule 2 to be carried out in accordance with the planning permission granted under Part III of the Act to Regeneration and Major Projects of the London Borough of Brent on 22nd March 2011 under reference 10/3247.
2. Where immediately before the date of this Order there is any apparatus of statutory undertakers under, in, on, over, along or across any area of highway authorised to be stopped up pursuant to this Order then, subject to section 261(4) of the Act, those undertakers shall have the same rights as respects that apparatus after that area of highway is stopped up as they had immediately beforehand.
3. In this Order "the deposited plan" means the plan deposited in the offices of the Highway and Transport Delivery, London Borough of Brent, Brent House, 349-357 High Road, Wembley, Middlesex, HA9 6BZ under reference TM3151A.
4. This Order shall come into force on the date on which notice that it has been made is first published in accordance with section 252(10) of the Act, and be cited as The Brent (Stopping Up Of Highways) (No.) Order 201 .

SCHEDULE 1

The area of public highway to be stopped up comprises carriageway, footway and hard and soft verge bounded by Canterbury Road, the south-western, the south-eastern and part of the north-eastern curtilage of Canterbury Court, an imaginary line extending parallel from the north-western wall of Canterbury Court to the westernmost building wall of Gorefield House, part of the south-western, the south-eastern and part of the north-eastern curtilage of Gorefield House, an imaginary line extending parallel from the south-eastern end wall of Gorefield House to the south-western curtilage of Alpha House, part of the south-western, the south-eastern and the north-eastern curtilage of Alpha House, Coventry Close, Kilburn High Road, Cambridge Avenue and Chischester Road but not those in Alpha Place between Cambridge Avenue and a point 47.65 metres north-west of Cambridge Avenue.

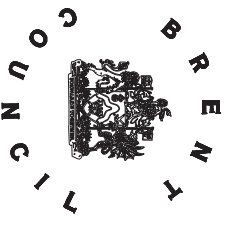
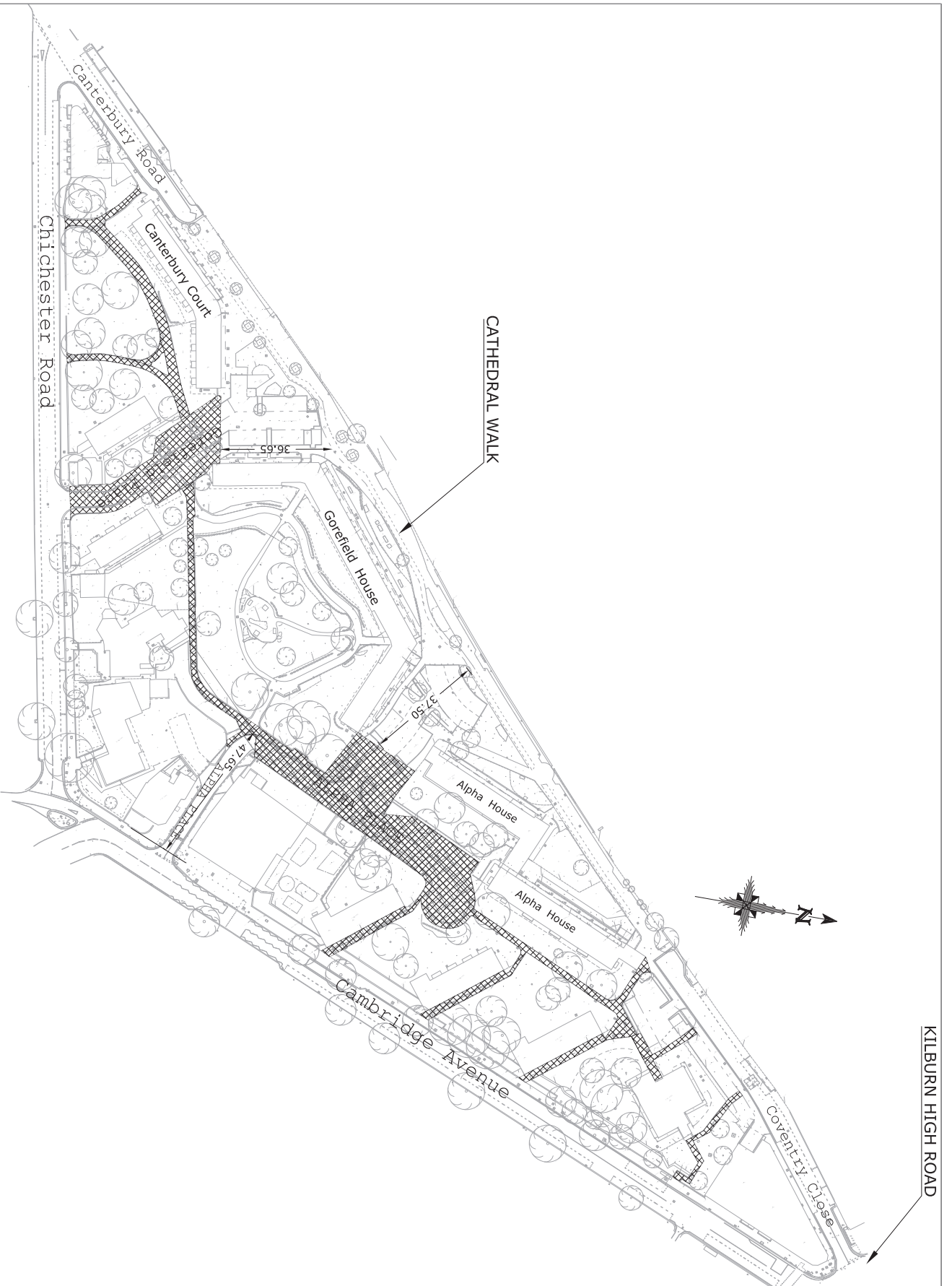
SCHEDULE 2

The demolition of Cambridge Court, Wells Court and Ely Court and redevelopment to provide 144 residential units (86 market units - 32 one-bed, 41 two-bed, 10 three-bed and 3 four bed & 58 affordable units - 16 one-bed, 22 two-bed, 10 three-bed and 10 four-bed) in 3, 4 and 5 storey buildings. Development includes the stopping up of existing access road and the formation of a new access road from Chichester Road.

The Common Seal of THE MAYOR AND)
BURGESSES OF THE LONDON BOROUGH)
OF BRENT was hereunto affixed in the)
presence of:)


.....
Solicitor

Dated thisday of 201



Notes

LEGEND

 Area to be stopped up under the Town & Country Planning Act 1990

11-10-2011	A	Dimensions added
------------	---	------------------

Date	Rev.	Comments
------	------	----------

Amendments

London Borough of Brent
 Environment & Neighbourhood Services
 Highway and Transport Delivery
 Brent House, 348-357 High Road Wembley,
 Middlesex, HA9 6BZ

Job Title
 South Kilburn
 Cambridge & Wells Court

Drawing Title
 Layout Plan
 Existing Pedestrian and Vehicle
 Access Routes to the site

Scale	Designed : GSB
1:1250	Drawn : GSB

Date created	Checked : EM
03/08/2011	Approved : EM

Drawing No. TM3151	Rev. A
CAD Ref. S.ITG24 GENERAL	

Reproduced from Ordnance Survey mapping data with the permission of the Controller of Her Majesty's Stationery Office (© Crown Copyright). Unauthorised reproduction infringes Crown Copyright and may lead to prosecution or civil proceedings.
 London Borough of Brent, 00002526, 2011

This page is intentionally left blank

letter to remove objection



Tel: 020 8456 8208
Fax: 020 8205 5700

Our Ref: 467/U9349/DJA

**MR GLEN PAYNE
REGENERATION & MAJOR PROJECTS
2ND FLOOR EAST WING
BRENT HOUSE, HIGH ROAD
WEMBLEY
MIDDLESEX
HA9 6BZ**

29th November 2011

Dear Sir,

Re: Stopping up of Highway, footpaths and verges at : Canterbury Rd, Chichester Rd, Cambridge Ave, Kilburn High Rd, Coventry Close and the curtilages of Alpha Hse, Gorefield Hse and Canterbury Crt. Ref TT/23/011/A/earn Town and Country Planning Act 1009 under section 247

Thank you for your letter dated 21st November 2011, regarding our objection to the stopping up as above.

As per our telephone conversation on 24th November 2011.

That, on the agreement between yourselves and the Developer, BT Openreach/Repayments Division will recover costs for any diversions/removal of its apparatus from the area being Re-Developed / Stopped up (areas as stated above). If this is acceptable, I will agree to remove the objection from this Stopping up.

Additionally, if the Developer dealing with the site can contact us at BT Openreach Repayments as soon as possible, we can liaise with them in regards to the best way forward, for the removal/diversion of our apparatus.

If you wish to discuss any further, please do not hesitate to contact me.

Please reply to this letter to confirm this is acceptable.

Yours faithfully


Derek Allen

Repayments Project Engineer

PP M2.23
Colindale House SSC
The Hyde, Edgware Road
Colindale
London NW9 6LB

This page is intentionally left blank

OPC/RCTC 22209
TO/23/011/EAM & TO/23/012/EAM

Eric Marchais
Transportation Service Unit
Brent Council
Brent House
349-357 High Road
Wembley
Middlesex HA9 6BZ

31 October 2011

Dear Mr Marchais

Stopping Up of Highways, Chichester Road, Cambridge Avenue, Kilburn High Road, Coventry Close and Cathedral Walk (TO/23/011/EAM)
Rupert Road and Denmark Road (TO/23/012/EAM)

I acknowledge receipt of the revised Stopping up plan in respect of the above development and understand that following discussions between UK Power Networks project designer Lee Meiselaar and Brent Council's programme manager Glenn Payne that it is proposed to establish a new access road into the estate which will provide an unrestricted access to the UK Power Networks substation. It is also noted that the substations plant and personnel access will be maintained during the construction works on site.

On the basis of the above information I can confirm that the previous objection dated 5 September 2011 may be considered as withdrawn.

I trust that you will find this satisfactory but if there are any further queries please let me know.

Yours sincerely



Robert Chandler
Property Surveyor

This page is intentionally left blank



General Purposes Committee 21 May 2012

Report from the Director of Environment and Neighbourhood Services

Wards Affected:
Stonebridge

Stopping Up Order – Brett Road

1.0 Summary

- 1.1 This report seeks authorisation to make a stopping up Order for the remaining 9.144 metres (10 yards) of Brett Road at its junction with Hillside which was not stopped up in the 1970s under Section 247 of the Town and Country Planning Act 1990 (TCPA 1990), in order to carry out the development of 3 buildings comprising of 122 self-contained flats.

2.0 Recommendations

- 2.1 That members note that a draft Stopping Up Order has been advertised in accordance with the requirements of Section 247 of the TCPA 1990 and is currently being consulted upon.
- 2.2 That the Stopping Up Order under Section 247 of the TCPA 1990 be approved and duly made and advertised following the resolutions of any objections raised during the consultation process.

3.0 Detail

- 3.1 Planning consent was granted on 2nd December 2008 for the demolition of Gardiner Court, Brett Crescent, NW10, and the erection of 3 buildings comprising 122 self-contained flats, comprising 3 x studio units, 63 x 1-bedroom units, 45 x 2-bedroom units and 11 x 3-bedroom units, formation of new vehicular access, pedestrian access and associated landscaping. The development forms part of the Stonebridge Housing Estate regeneration proposals.

- 3.2 There will be no significant change to the design or traffic management on Hillside.
- 3.3 A draft Stopping Up Order was duly made and advertised under Section 247 of the TCPA 1990 to enable the redevelopment to take place. However, due to a procedural error it has been necessary to re-advertise the Order. A copy of the Order is attached at Appendix 1 together plan showing the proposed area to be stopped up and the notice advertised on 17th May 2012 in the local press and the London Gazette.
- 3.4 Members are now requested to approve the making of the Stopping Up Order subject to the resolution of any objections in order to proceed with the development.
- 3.5 In the unlikely event that any objections are not satisfactorily resolved in a reasonable period of time, a further report will need to be presented to Committee seeking approval to an appropriate course of action. This could comprise seeking approval to referring the issue to the Secretary of State or amending the proposal.

4.0 Financial Implications

- 4.1 None specific. The costs of processing the Order will be met in their entirety by the developer.

5.0 Legal Implications

- 5.1 Officers have taken the Council's legal advice in all aspects of the promotion of the Stopping Up Order. The Order will not be proceeded with until any objections received with the statutory consultation period have been resolved or withdrawn.

6.0 Diversity implications

- 6.1 There are no diversity implications associated with the approval of this Stopping Up Order.

7.0 Staffing / Accommodation Implications

- 7.1 None specific.

Appendices

Appendix "1" – Stopping Up Order with notice and plan

Background Papers

Correspondence of Highway and Transport Delivery File TO/23/009A/EAM Planning Committee, 19 March 2008, Agenda item 3/03, Case No. 07/3309

Contact Officers

Eric Marchais – Highway and Transport Delivery, 2nd Floor West, Brent House, 349-357 High Road, Wembley, Middlesex, HA2 8TT. Telephone: 020 8937 5452. E-mail eric.marchais@brent.gov.uk.

Tim Jackson – Head of Transportation, Highway and Transport Delivery, 2nd Floor West, Brent House, 349-357 High Road, Wembley, Middlesex, HA2 8TT. Telephone: 020 8937 5151. E-mail tim.jackson@brent.gov.uk.

This page is intentionally left blank

LONDON BOROUGH OF BRENT

TOWN AND COUNTRY PLANNING ACT 1990

THE LONDON BOROUGH OF BRENT (STOPPING UP OF HIGHWAYS NO.) ORDER 201

1. **NOTICE IS HEREBY GIVEN** that the Council of the London Borough of Brent propose to make an Order under section 247 of the above Act, as amended by Section 270 and Schedule 22 of the Greater London Authority Act 1999 to authorise the stopping up of Brett Road from its junction with Hillside extending north-eastwards for a distance of 9.144 metres.
2. If the Order is made, the stopping up will be authorised only in order to enable the development described in the Schedule to this notice to be carried out in accordance with the planning permission granted to The Hyde Group by the London Borough of Brent on 2nd December 2008 under Reference No. 07/3309.
3. A copy of the proposed Order and of a plan of the relevant area can be inspected during normal office hours on Mondays to Fridays inclusive until the expiration of a period of 28 days from the date on which this notice is published at:-
 - (a) The One Stop Local Office, Brent Town Hall, Forty Lane, Wembley, Middx, HA9 9HX; and
 - (b) The One Stop Local Office, Brent House, 349-357 High Road, Wembley, Middx, HA9 6BZ.
4. Persons desiring to object to the proposed Order should send a statement in writing of their objection and the grounds thereof, to the Head of Transportation, Highway and Transport Delivery, 2nd Floor (west) Brent House, 349-357 High Road, Wembley, Middx, HA9 6BZ, quoting the reference TO/23/009A/EAM, within the period of 28 days commencing on the 17th May 2012.
5. In preparing an objection it should be borne in mind that the substance of it may be imparted to other persons who may be affected by it and that those persons may wish to communicate with the objector about it.

Dated 17 May 2012.

Tim Jackson
Head of Transportation

SCHEDULE

Demolition of Gardiner Court, Brett Crescent, NW10, and the erection of 3 buildings comprising 122 self-contained flats, comprising 3 x studio units, 63 x 1-bedroom units, 45 x 2-bedroom units and 11 x 3-bedroom units, formation of new vehicular access, pedestrian access and associated landscaping.



THE LONDON BOROUGH OF BRENT

TOWN AND COUNTRY PLANNING ACT 1990

THE LONDON BOROUGH OF BRENT (STOPPING UP OF HIGHWAYS NO.) ORDER 201

Made 201

The Council of the London Borough of Brent, in exercise of their powers conferred by Section 247 of the Town and Country Planning Act 1990, as amended by Section 270 and Schedule 22 of of the Greater London Authority Act 1999 and of all other enabling powers hereby make the following Order:-

1. The Council of the London Borough of Brent authorises the stopping up of an area of the highway described in the Schedule to this Order and shown hatched black on the deposited plan, in order to enable development to be carried out in accordance with the planning permission granted under Part III of the Act to The Hyde Group by the London Borough of Brent on 2nd December 2008 under Reference No. 07/3309.
2. Where immediately before the date of this Order there is any apparatus of statutory undertakers under, in, on, over, along or across any area of highway authorised to be stopped up pursuant to this Order then, subject to section 261(4) of the Act, those undertakers shall have the same rights as respects that apparatus after that area of highway is stopped up as they had immediately beforehand.
3. In this Order "the deposited plan" means the plan deposited in the offices of the Highway and Transport Delivery, London Borough of Brent, Brent House, 349-357 High Road, Wembley, Middlesex, HA9 6BZ under reference TO/23/9/Rev. A.
4. This Order shall come into force on the date on which notice that it has been made is first published in accordance with section 252(10) of the Act, and be cited as The Brent (Stopping Up Of Highways) (No.) Order 201 .

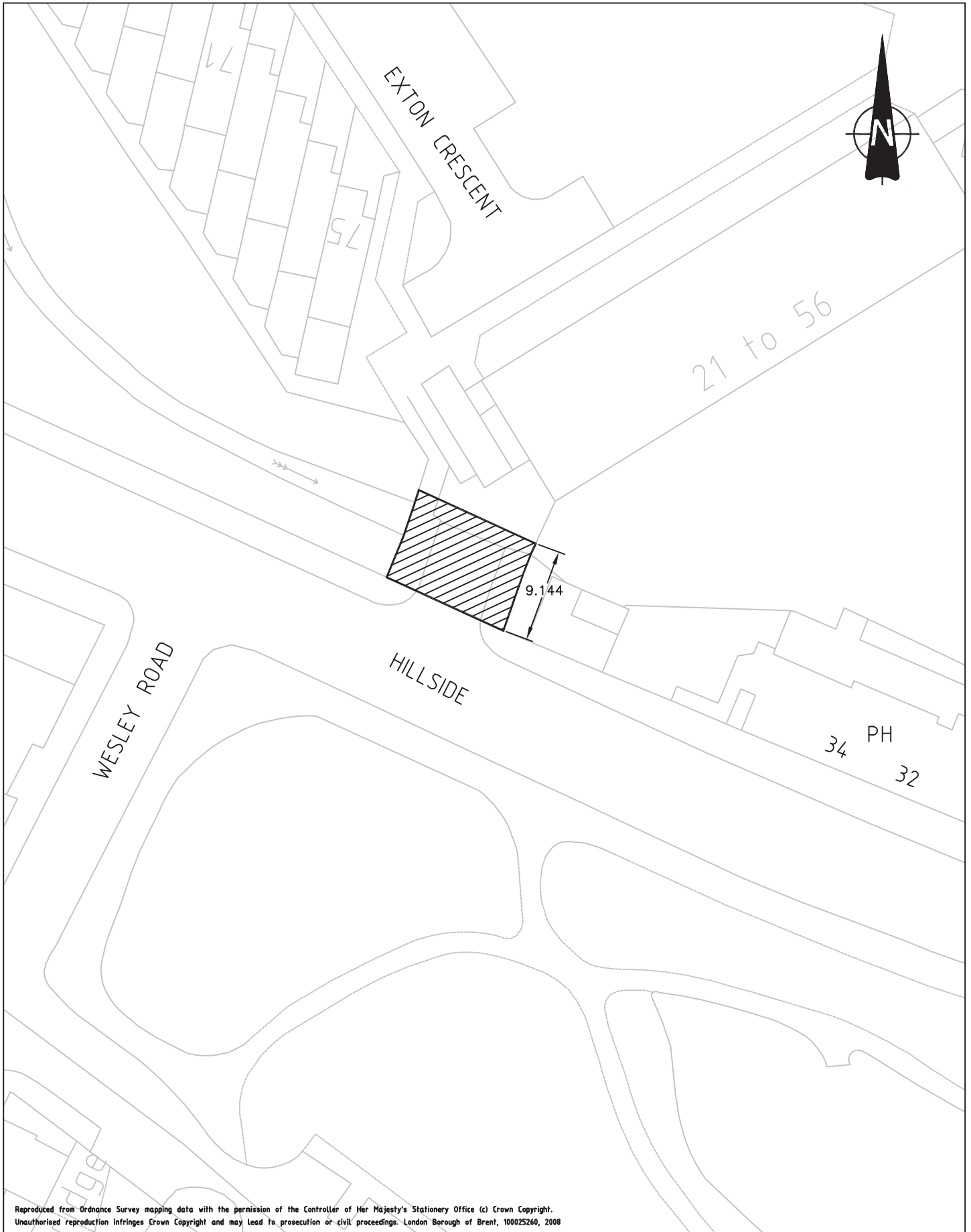
Schedule

Description of Highway to be Stopped Up


The highway to be stopped up is in the London Borough of Brent. It is shown hatched black on the plan and is a rectangular shaped length of Brett Road from its junction with Hillside extending north-eastwards for a distance of 9.144 metres.

THE COMMON SEAL of)
 THE MAYOR AND BURGESSES)
 OF THE LONDON BOROUGH OF BRENT)
 was hereunto affixed in the presence of:)

Solicitor



Reproduced from Ordnance Survey mapping data with the permission of the Controller of Her Majesty's Stationery Office (c) Crown Copyright.
 Unauthorised reproduction infringes Crown Copyright and may lead to prosecution or civil proceedings. London Borough of Brent, 100025260, 2008

			Job Title	Scale	A4	Designed	EM
			Stonebridge Estate	1:500		Drawn	PS
			Site 10	Date created	Checked	EM	
			Hillside Housing Association			1/12/2009	Approved
			Drawing Title	Drawing No.	TO/23/9	Rev.	A
Rev	Revisions Note	Date	Stopping Up Order	CAD Ref.			

This page is intentionally left blank