

**FULL TOWN COUNCIL**

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| <b>SUBJECT:</b>   | <b>NOTICE OF MOTION - 1</b> |
| <b>REPORT BY:</b> | <b>TOWN CLERK</b>           |

**1. Recommendations**

- 1.1 That Members consider the motion below that the Town Clerk has received in accordance with Standing Order 6 (1):

**2. Background**

- 2.1 **MOTION PROPOSED BY COUNCILLOR MATHEW SKINNER  
SECONDDED BY COUNCILLOR JACK KELLAS**

**TOWN COUNCIL MOTION**

That this council is committed to broadcasting our meetings online so that they are accessible to all. We will look into how much it will cost to live stream our meetings in a similar way that NSDC do online, to allow members of the public to view our proceedings, see the debates and careful consideration that take place whilst exercising our duties as members of this council. If this can't be achieved at a reasonable cost (at the discretion of the Town Clerk as RFO), then consideration will be given to explore alternative venues to host our meetings and costings obtained. A report for consideration and decision on this item will be produced and presented at a meeting of Finance and General Purposed Committee within six months.

(Hard copy with signatures in office file).

**3. Financial, Legal, Equality, Risk and Environmental Issues**

- 3.1 None.

|                           |   |
|---------------------------|---|
| <b>Background Papers:</b> | <b>Attached</b>   |
| <b>Lead Officer:</b>      | <b>Matthew Gleadell</b><br><b>Tel: 01636 684800</b><br><b>Email: <a href="mailto:matthew.gleadell@newark.gov.uk">matthew.gleadell@newark.gov.uk</a></b> |



FULL TOWN COUNCIL

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| <b>SUBJECT:</b>   | <b>NOTICE OF MOTION - 2</b> |
| <b>REPORT BY:</b> | <b>TOWN CLERK</b>           |

**1. Recommendations**

- 1.1 That Members consider the motion below that the Town Clerk has received in accordance with Standing Order 6 (1):

**2. Background**

- 2.1 **MOTION PROPOSED BY COUNCILLOR MATHEW SKINNER  
SECONDED BY COUNCILLOR JACK KELLAS**

**TOWN COUNCIL MOTION**

Going forwards when work is carried out (directly or indirectly) on Town Council owned land, we commit to never again utilising a piece of national legislation ('*Town and Country Planning Act 1990*' (section 211)) which permits that a local authority can; remove, topping, lopping or uprooting of a tree by, or on behalf of a local authority in a conservation area without the submission of a planning application. Should the need arise for us to carry out any tree works in the conservation area, we will follow the same process as any other type of organisation or individual householder.

(Hard copy with signatures in office file).

**3. Financial, Legal, Equality, Risk and Environmental Issues**

- 3.1 None.

|                           |   |
|---------------------------|---|
| <b>Background Papers:</b> | <b>Attached</b>   |
| <b>Lead Officer:</b>      | <b>Matthew Gleadell</b><br><b>Tel: 01636 684800</b><br><b>Email: <a href="mailto:matthew.gleadell@newark.gov.uk">matthew.gleadell@newark.gov.uk</a></b> |



**FULL TOWN COUNCIL**

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| <b>SUBJECT:</b>   | <b>NOTICE OF ACCEPTANCE OF AN APPLICATION FOR A DEVELOPMENT CONSENT ORDER – A46 NEWARK BYPASS</b> |
| <b>REPORT BY:</b> | <b>TOWN CLERK</b>   |

**1. Recommendations**

- 1.1 That the Town Council consider their response to the 'Notice of Acceptance of an Application for a Development Consent Order' regarding the A46 Newark Bypass.

Attached to this Agenda item is the Section 56 Notice under the Planning Act 2008 in which you will find a summary of the application and the website address where all the relevant documentation can be found. This is detailed under the section of the notice entitled 'Copies of Application Documents'.

**2. Background**

- 2.1 At the Extraordinary Meeting of the Planning Committee held on Wednesday 10<sup>th</sup> July 2024, the Planning Committee resolved not to support the dualling of the A46 and to give delegated authority to the Chair and Vice-Chair of that committee, and the Town Clerk to formulate a response that took account of the views of the committee discussed at the meeting.

Subsequent to the meeting, Cllr M Skinner invoked Standing Order 29 (b) which is documented below.

|            |  |
|------------|--|
| <b>29.</b> | <b><u>Use of Delegated Powers by Committee</u></b>   |
|            | Any Committee or Sub-Committee when making a decision within the scope of its delegated authority shall be held to be exercising that authority and the decision shall be implemented accordingly unless:-   |
|            | [a] it shall have resolved prior to making that decision that it is not so exercising that authority; or   |
|            | [b] <i>during the meeting at which the decision is made or before 5.00pm on the next working day, the Leader of the Council or the designated Spokesman for a Group at that meeting or any three members of the Committee or Sub-Committee shall state in writing to the Town Clerk or his/her representative that he/she or they require that the decision or part of it shall be reserved to the Council or in the case of a Sub-Committee to the Committee if that next meets before the Council, then in any such event the said decision or if only part has been reserved that part thereof shall not be implemented unless and until it shall have been approved at a meeting of the Council.</i> |

|  |     |   |
|--|-----|---|
|  | [c] | A reservation may be lifted subsequent to the meeting in connection with which it is made, subject to the request for its lifting being in writing and subject to the agreement of the Town Clerk in consultation with the Leader of the Council. |
|  | [d] | The process of reserving decisions of Committees or Sub-Committees shall not extend to matters of procedure or decisions taken in connection therewith.   |

2.2 The draft minute from the Extraordinary Planning Committee Meeting is documented below.

**PR12/24/25 Notice of Acceptance of an Application for a Development Consent Order – A46 Newark Bypass**

The Chairman opened the meeting and the Town Clerk explained the process and background to the application and the stated position of the Council during previous consultations which had been to initially support, then oppose, and then support again.

The Chairman advised that discussions should comply with Standing Orders.

Members of the Public were asked if they wished to speak to which they declined.

Councillors were each given opportunity to present their general position on the proposal.

Two members of the public arrived who stated that they wished to speak.

A member of the public began to speak however, it was noted that they did not reside within Newark and therefore, the Council voted unanimously to suspend relevant Standing Orders to allow them to continue to speak. The member of the public spoke against the dualling of the A46.

Following further discussions, a named vote was taken with regard to Paragraph 1.1 of a proposed draft submission which stated 'Newark Town Council supports in principle the dualling of the A46 as set out in the National highway proposals now submitted.

2 non committee members of the Council attended the meeting. They were both permitted to speak in relation to the A46 and both confirmed their support for the dualling of the A46.

The vote was 5 Against making that submission and 3 in Favour.

It was then proposed that the following elements were included in the submission:

- Recognise the importance of cycling towards Mansfield and Ollerton as well as Lincoln.
- Support the inclusion of the grade separation at the Castle roundabout if the development does go ahead.
- State that the Council wish to encourage commercial

transport to use the waterways and canals.

It was recognised that any submission should not only identify reasons for objection but also highlight various concerns that the Committee wish to see addressed if the examiner does allow the development to go ahead. There was broad consensus over the elements included in the draft submission in this regard.

It was proposed that Delegated Powers be granted to the Chairman, Vice Chairman and Town Clerk, to redraft and submit the submission to the Pre examination Consultation ahead of the forthcoming deadline. The vote was 7 in favour and 1 abstention.

- 2.3 The Clerk has sought an extension to the deadline for submissions from the Planning Inspectorate. At the time of writing this report that extension has not yet been confirmed and a response is awaited. In any event there will be further stages of consultation through the examination process. There is therefore merit in the Council determining their up-to-date position in relation to the National Highways A46 dualling proposal.
- 2.4 Members should note they are under no obligation whatsoever to offer any submission or response to any stage of the A46 dualling examination process.

|                           |   |
|---------------------------|---|
| <b>Background Papers:</b> | <b>Attached</b>   |
| <b>Lead Officer:</b>      | <b>Matthew Gleadell</b><br><b>Tel: 01636 684800</b><br><b>Email: <a href="mailto:matthew.gleadell@newark.gov.uk">matthew.gleadell@newark.gov.uk</a></b> |







**National Highways**

**Section 56 Planning Act 2008**

**Regulation 8 of The Infrastructure Planning (Applications: Prescribed Forms and Procedure) Regulations 2009**

**Regulation 16 of The Infrastructure Planning (Environmental Impact Assessment) Regulations 2017**

**Notice of Acceptance of an Application for a Development Consent Order**

**A46 Newark Bypass**

Notice is hereby given that the Secretary of State has accepted an application by **National Highways Company Limited** of Bridge House, 1 Walnut Tree Close, Guildford, GU1 4LZ ("the Applicant") for a Development Consent Order ("DCO") under the Planning Act 2008 ("the Application"). The Application was submitted by National Highways to the Secretary of State c/o the Planning Inspectorate ("the Inspectorate") on 26 April 2024 and was accepted for examination on 23 May 2024. The reference number applied to the Application by the Inspectorate is TR010065.

**Summary of the Application**

The DCO would authorise the upgrade of approximately 6.5km of the A46 between Farndon and Winthorpe to dual carriageway. The A46 Newark Bypass (the "Scheme") lies within the district of Newark and Sherwood within the county of Nottinghamshire. The Scheme consists of the following principal elements:

- Widening of the existing A46 to a dual carriageway for a distance of approximately 6.5km to provide two traffic lanes in both directions.
- Partial signalisation of Farndon roundabout at the southern extents of the Scheme.
- A grade separated junction at Cattle Market junction with the A46 elevated to pass over the roundabout. A larger roundabout beneath the A46 to improve capacity. A new off-line section to bypass the existing Brownhills roundabout and Friendly Farmer roundabout.
- A new grade separated northbound off slip to a new roundabout providing local access, with a two-way link road on the southern arm to connect with the existing Brownhills roundabout.

- A two-way parallel link road from the Friendly Farmer roundabout to the Winthorpe roundabout to the southern side of the existing dual carriageway.
- A new bridge structure across the existing A1, located to the north of the existing bridge.
- An upgraded roundabout with partial signal controls at Winthorpe roundabout.
- Improvements to walking and cycling facilities through safer, enhanced routes.
- Three areas have been identified for floodplain compensation which are being referred to as the Kelham and Averham Floodplain compensation Area (FCA), Farndon West FCA and Farndon East FCA. In addition, the Farndon East FCA and Farndon West FCA will also be used as a borrow pit to support the creation of embankments required for the Scheme.
- Drainage features including attenuation ponds.
- Environmental mitigation including landscape planting.
- Associated accommodation works and maintenance access tracks.

The DCO would authorise the compulsory acquisition of land, interests in land and rights over land, and the powers to use land permanently and temporarily for the construction, operation and maintenance of the Scheme.

The DCO would also make provisions in connection with several ancillary matters including the permanent construction and alteration of streets, the temporary interference with and the permanent stopping up of streets, public rights of way and private means of access in the vicinity of the Scheme and the classification of roads all included within the Scheme, along with the amendment, disapplication and modification of relevant legislation.

### **Environmental Impact Assessment**

The Scheme is Environmental Impact Assessment development ("EIA development") as defined by The Infrastructure Planning (Environmental Impact Assessment) Regulations 2017. The Application is therefore accompanied by an Environmental Statement.

### **Copies of Application Documents**

The application form and accompanying application documents including plans, maps and the Environmental Statement are available for inspection and download free of charge on the relevant Scheme webpage of the Inspectorate's National Infrastructure Planning website at <https://national-infrastructure-consenting.planninginspectorate.gov.uk/projects/TR010065/documents> under the documents tab from 6 June 2024 until 14 July 2024.

On request, an electronic copy of the application documents can be supplied free of charge on a USB memory stick. A paper copy of the application documents can also be supplied, but there will be a reasonable charge for paper copies to cover the cost of printing, packaging and postage up to a maximum charge of £4,604 for a complete set of documents.

Please contact National Highways via the following contact details if you have any enquiries about any of the application documents or to request a copy of the application documents:

Post: A46 Newark Bypass Project, Skanska, International House, Brunel Drive,  
Newark-On-Trent, Nottinghamshire, NG24 2EG  
Email: [a46newarkbypass@nationalhighways.co.uk](mailto:a46newarkbypass@nationalhighways.co.uk)  
Telephone: 0300 123 5000

### **Making a relevant representation on the Application**

Any person may make a relevant representation on the Application to the Secretary of State (i.e.: giving notice of any interest in or objection to the Application). Any relevant representation relating to the Application must be submitted on a registration form and give the grounds on which it is made. The Inspectorate have issued detailed advice on registering as an interested party and making a relevant representation, to which you are advised to have regard. This Advice Note (8.2 – How to Register to Participate in an Examination) is published on the National Infrastructure Planning website under 'Legislation and Advice' and can be found at:

<https://www.gov.uk/government/publications/nationally-significant-infrastructure-projects-advice-note-eight-overview-of-the-nationally-significant-infrastructure-planning-process-for-members/nationally-significant-infrastructure-projects-advice-note-82-how-to-register-to-participate-in-an-examination>

The period for making a relevant representation starts on 6 June 2024 and will end at 11:59pm on 14 July 2024. Please note that any submitted representations to the Inspectorate will be published on the National Infrastructure Planning website for the Application.

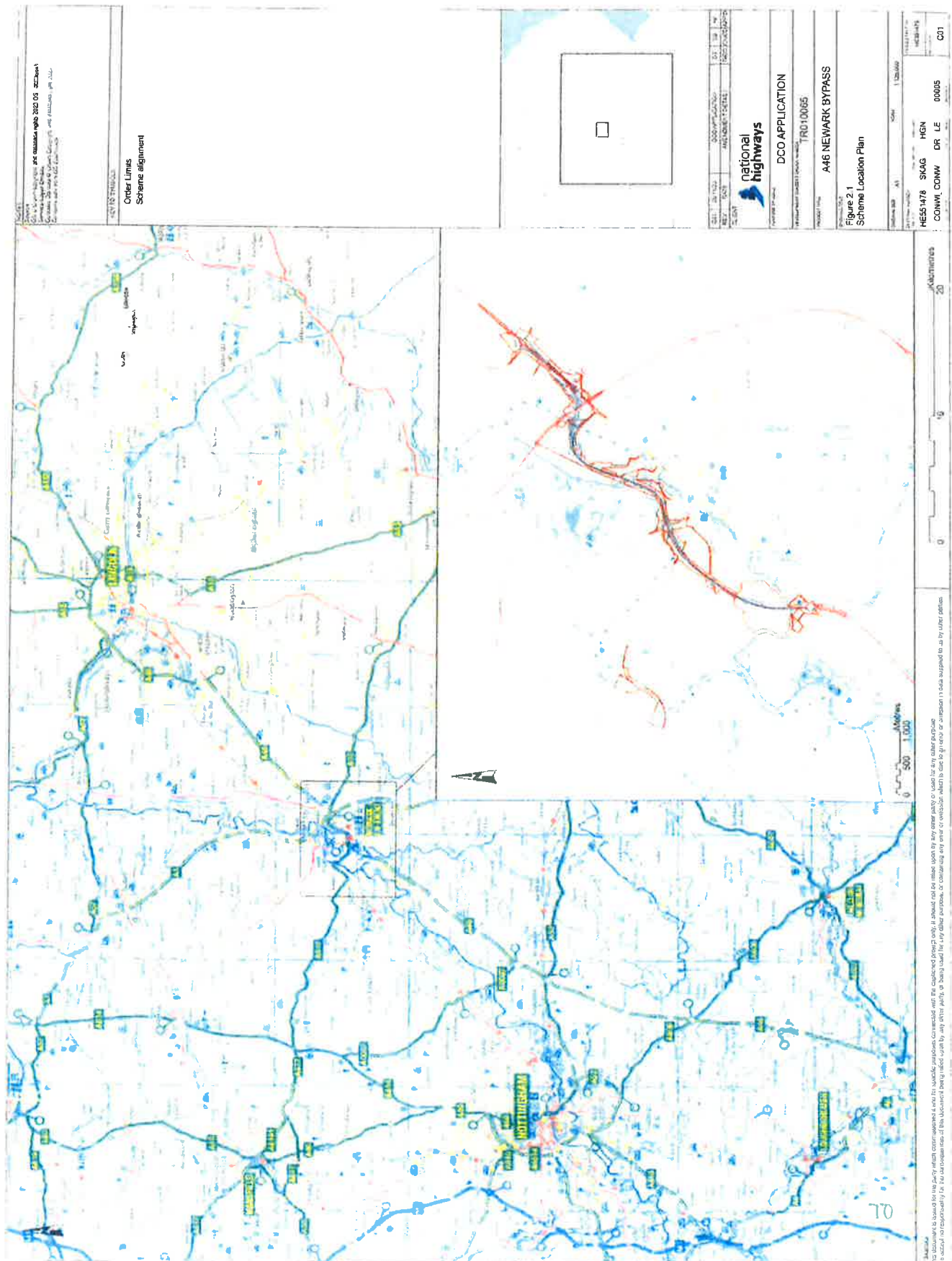
The Registration and Relevant Representation form will be made available by the Inspectorate once the registration / relevant representation period has opened on the Inspectorate's project web page:

<https://national-infrastructure-consenting.planninginspectorate.gov.uk/projects/TR010065>.

Alternatively, you can request a hard copy of the registration / relevant representation form by telephoning **0303 444 5000** quoting the name of the Application and the Inspectorate's reference number TR010065. The completed form must be received by the deadline for relevant representations. A completed hard copy form to be submitted to the Inspectorate should be sent to:

The Planning Inspectorate  
Major Applications & Plans  
3D  
Temple Quay House  
Temple Quay  
BRISTOL  
BS1 6PN

<https://national-infrastructure-consenting.planninginspectorate.gov.uk/projects/TR010065/documents>





**FULL TOWN COUNCIL**

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| <b>SUBJECT:</b>   | <b>DORIS BAINBRIDGE TRUST FUND FINAL ACCOUNTS 2023/24</b> |
| <b>REPORT BY:</b> | <b>MATTHEW GLEADELL - TOWN CLERK</b>                      |

**1. Recommendations****1.1 Members are recommended to :-**

- (i) Approve the financial accounts for the 2023/24 financial year.

**2. Background**

2.1 In 1996 the Town Council was bequeathed the sum of £56,018 from a lady by the name of Doris Bainbridge, to be held in Trust and used for works at Newark Castle and its' grounds.

2.2 It has been agreed that, acting in their capacity as Trustees, Members of the Town Council should have regard to the best interests of the Charity as their paramount consideration, as distinct from the wider interest of the Town Council. Further, that as the Trust specifically refers to the Town Mayor and Town Councillors of Newark-on-Trent, the responsibility for making decisions on the Trust and the application of Trust Funds should be retained by the Full Town Council.

2.3 The Capital Sum became available to be spent, in accordance with the objectives of the Trust, on 1<sup>st</sup> February 2017.

At the meeting of the Full Town Council held on 22<sup>nd</sup> February 2017 it was agreed that £28,920 would be spent on the installation of Christmas Lights in trees located in the Castle Grounds. A further £1,000 has now been paid to the District Council as an initial contribution to the Gatehouse project at the Castle.

This leaves a balance uncommitted of the Capital Sum of £26,098. This is available to support other projects at the Castle Grounds which support the purposes of the Trust.

2.4 I would remind Members that at the meeting of the Town Council held on 24<sup>th</sup> February 2016, approval was given to invest the capital sum with CCLA, in their Local Authority Property Fund (Minute TC45/15/16 Refers).

This has resulted in Investment Income increasing significantly from previous years, but has clearly been offset, to a certain extent, by the expenditure incurred as set out above, interest of £1351.34 has been achieved in the 2023/24 financial year.

**3. Annual Accounts**

3.1 As a Trust the accounts should be shown separately from those of the Town Council; I have attached at Appendix 1 the accounts for 2023/24.

3.2 The revenue account shows a transfer of £1,351.34 to support the cost of the Sunday Band Concerts as previously agreed.

**4. Financial, Legal, Risk, Equality & Environmental Issues**

4.1 None.

|                           |  |
|---------------------------|--|
| <b>Background Papers:</b> | <b>Doris Bainbridge Trust file</b>   |
| <b>Lead Officer:</b>      | <b>Matthew Gleadell Tel: 01636 684801</b><br><b>Email <a href="mailto:matthew.gleadell@newark.gov.uk">matthew.gleadell@newark.gov.uk</a></b> |

## Appendix 1

### Trust Funds - Doris Bainbridge Bequest Trust Fund

The Town Council is the sole managing trustee for the Doris Bainbridge Trust Fund.

The bequest of Mrs Doris Bainbridge (£56,018) was received in January 1998 and has been invested on a long term basis. In accordance with the terms of the bequest the capital must be held for 20 years before it can be used to support the objectives of the Trust. This period expired on 31<sup>st</sup> January 2017.

The investment interest achieved can also be used for the benefit of the Castle and Grounds.

In the 2021/22 financial year the accrued interest unspent due to Covid restrictions was retained in an Interest Reserve Fund to support future summer band concerts which are held in the Castle Grounds.

| Revenue Account         |                            |                         |
|-------------------------|----------------------------|-------------------------|
| 2022/23<br>£            |                            | 2023/24<br>£            |
| <b>Income</b>           |                            |                         |
| 1,029.26                | Interest                   | 1351.34                 |
| <b><u>1029.26</u></b>   | Total Income               | <b><u>1351.34</u></b>   |
| <b>Expenditure</b>      |                            |                         |
| (0)                     | Transfer from Reserve Fund | (0)                     |
| 1029.26                 | Band Concerts contribution | 1351.34                 |
| <b><u>1029.26</u></b>   | Total Expenditure          | <b><u>1351.34</u></b>   |
| <b>Balance Sheet</b>    |                            |                         |
| <b>Assets</b>           |                            |                         |
| 26,098.00               | Investments                | 26,098.00               |
| 750.98                  | Cash at Bank               | 750.98                  |
| <b><u>26,848.98</u></b> | Total Assets               | <b><u>26,848.98</u></b> |
| <b>Represented By:</b>  |                            |                         |
| <b>Reserve Funds</b>    |                            |                         |
| 26,098.10               | Capital Reserve            | 26,098.10               |
| 750.98                  | Interest Reserve           | 750.98                  |
| <b><u>26,848.98</u></b> | Total                      | <b><u>26,848.98</u></b> |

