

CANNOCK CHASE COUNCIL
MINUTES OF THE MEETING OF THE
APPEALS AND COMPLAINTS PANEL
TUESDAY 25 JUNE, 2013 AT 10.00 A.M.
IN THE CIVIC CENTRE, BEECROFT ROAD, CANNOCK
PART 1

PRESENT:

Councillors

Allen, F.W.C. (Chairman)

Freeman, Miss M.A. Sutherland, M.
Lovell, A.

1. Appointment of Chairman

Councillor F.W.C. Allen was appointed Chairman for the meeting.

2. Apologies

An apology for absence was received from Councillor M. Grocott.

3. Declarations of Interests of Members in Contracts and Other Matters and Restriction on Voting by Members

No declarations of interests were made.

4. Exclusion of the Public

RESOLVED:

That the public be excluded from the remainder of the meeting because of the likely disclosure of exempt information as defined in Paragraph 4, Part 1, Schedule 12A, Local Government Act 1972 (as amended).

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PART 2

5. Complaint

Consideration was given to the Not for Publication Report of the Head of Environmental Services (Item 5.1 – 5.5 of the Official Minutes of the Council).

The Chairman invited all those present to introduce themselves and also outlined the procedure.

The Officer presented the Council's case by taking the Panel through the report.

The Complainant and Members of the Panel were then afforded the opportunity to ask questions of the Officer.

The Complainant presented his case.

The Officer and Members of the Panel were afforded the opportunity to ask questions of the Complainant.

The Officer and the Complainant were then given the opportunity of summing up their cases.

The Panel then deliberated in private calling on only the Council's legal advisor and Senior Committee Officer for advice.

All parties returned to the meeting and the Chairman outlined the decision of the Panel as follows:-

DECISION:

That, having regard to all the information provided and the submissions made, the Panel has unanimously decided to uphold the complaint as regards the noise nuisance and recommends that officers undertake the following:

1. Noise monitoring equipment to be re-installed at the complainant's property for a reasonable period of time; and

2. To further check with the Social Club regarding the remedial works previously requested, to ascertain that they have been carried out to a satisfactory standard.

Reasons for Decision:

The Panel has carefully considered all relevant factors, the documentary evidence submitted and the various representations made. It is the Panel's view that the complainant is still being subjected to levels of noise that are unacceptable.

Whilst the Panel is satisfied that officers have carried out a full and comprehensive investigation of the case, it nevertheless considers that the complainant's complaint is justified in the circumstances.

The meeting closed at 12:40pm

CHAIRMAN