

Business Services

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to Mr J Brace
Jenmaleo
134 Boundary Road
Bidston
Wirral
CH43 7PH

date 1 February 2018

By Email

your ref
my ref VS
tel ext 0151-691 8481 Please ask for: Vicki Shaw

Dear Mr Brace

Stage 2 Complaint – CCR 3317**Grant of Planning Permission APP/17/00306**

I am writing further to your request to have your complaint reviewed at Stage 2 of the Council's complaints process. My understanding of your complaint is as follows:

1. Cllr Steve Foulkes is a director of Wirral Partnership Homes Limited who trade as Magenta Living. The property to the east of the site this planning application relates to in Woodpecker Close is 62 retirement bungalows managed by Magenta Living who also own those properties. This disclosable pecuniary interest was not declared. Had it been declared and Cllr Steve Foulkes not taken part in the votes on the refusal motions, the vote would've been tied 6:6 and the Chair would've had to exercise her casting vote to determine the matter.
2. Wirral Council owned the land that this planning application relates to. Wirral Council listed this piece of land in its asset register as having a £NIL value. Merseyside Fire and Rescue Authority allocated £300,000 in their budget to purchase the land from Wirral Council after planning permission was granted.

Therefore the grant of planning permission increased the value of Wirral Council's land from £NIL to £300,000. This was a disclosable pecuniary

interest that all the councillors on the Planning Committee had (but not declared), as they are all Wirral Council councillors.

Please accept my sincere apologies for the delay in reviewing your complaint at stage 2.

In accordance with our procedures, I have now had the opportunity to fully review your complaint, together with the specific points that you have raised for consideration. It is my view that the previous response that was given to you at stage one was a full and detailed response. I note the content of your reply to the stage one response you received from Mr Ball, however, I do not consider that the information contained in your further correspondence provides any new information. I have therefore concluded that there is nothing further I can add to the response previously sent to you, which to my mind has addressed in detail the comments and complaints that you have made.

Having reviewed your complaint at stage 2 of the corporate complaints procedure, I am therefore unable to uphold your complaint for the reasons previously provided at stage one. As your original complaint was submitted prior to 1 October 2017 if you remain dissatisfied you can request that your complaint is escalated to Stage 3. If you would like to do this please let me know and I will arrange for this matter to be progressed to Stage 3.

Yours sincerely



Vicki Shaw

Acting Senior Manager Legal and Committee Services
and Deputy Monitoring Officer