

Town Hall, Rose Hill,
Chesterfield, Derbyshire S40 1LP

DX 12356, Chesterfield

Email democratic.services@chesterfield.gov.uk

To: All Members of the Council
Chief Executive

Please ask for

Direct Line	01246 345273
Fax	01246 345252

Dear Councillor,

Record of Decision taken by Cabinet - 15 May, 2018

At a meeting of the Cabinet held on 15 May, 2018, the following decisions were reached on the items listed in the attached schedule.

The implementation of these Cabinet decisions is suspended until the call-in period has expired without a call-in being validly invoked. Any Member of the Council shall be entitled to call for a decision to be suspended by giving notice to the Monitoring Officer *either by telephone, fax, email or in writing not later than 5.00 pm on the day following the date of the Cabinet meeting.*

Any decision so suspended shall not be capable of implementation for a period of five calendar days from the date of the Cabinet meeting which will expire on 20 May, 2018.

(DURING THE CALL-IN PERIOD A REQUEST MAY BE MADE IN RESPECT OF ANY DECISION SO SUSPENDED BY NOT LESS THAN ONE QUARTER OF THE TOTAL MEMBERSHIP OF THE OVERVIEW AND PERFORMANCE SCRUTINY COMMITTEE. TO DO THIS YOU WILL NEED TO NOTIFY THE MONITORING OFFICER IN WRITING, BY FAX OR BY EMAIL BY 5.00 PM ON 20 MAY, 2018 BEING FIVE DAYS FOLLOWING THE DAY OF THE CABINET MEETING.)

continued

Public Information

2. Chesterfield Borough Local Plan - Gypsy and Traveller Sites Consultation

***RESOLVED –**

1. That the results of the public consultation on Gypsy and Traveller Sites be noted.
2. That the potential sites at Miller Avenue, Brooks Road, Bevan Drive, Birchwood Crescent, Keswick Drive and Atlee Road not be included in the pre-submission consultation version of the Chesterfield Borough Local Plan for the reasons set out in paragraphs 6.1 to 6.42 of the officer's report.
3. That the site at Hady Lane, with existing planning permission for two pitches, be included in the pre-submission consultation version of the Chesterfield Borough Local Plan as an allocation specifically for the provision of gypsy and traveller pitches.
4. That authority be granted to the Strategic Planning Manager, in consultation with the Cabinet Member for Economic Growth, to investigate the suitability of the site proposed at the corner of Whittington Road and Staveley Road and, if appropriate, for the site to be included as an allocation in the pre-submission consultation version of the Chesterfield Borough Local Plan.
5. That the Strategic Planning Manager, in consultation with the Cabinet Member for Economic Growth, write to Bolsover District Council and North East Derbyshire District Council under the Duty to Cooperate to ask if they have capacity to absorb any unmet need for pitches, should the site at the corner of Whittington Road and Staveley Road prove unsuitable.
6. That the Strategic Planning Manager, in consultation with the Cabinet Member for Economic Growth, formalise the email of support from Derbyshire Gypsy Liaison Group to provide a Statement of Common Ground.

REASONS FOR RECOMMENDATIONS

1. For the purposes of progressing with the preparation of the emerging Chesterfield Borough Local Plan.
2. To ensure the Hady Lane site's continuing availability to meet identified needs for Gypsy and Traveller pitches should the existing use cease.
3. To demonstrate that the emerging Local Plan has been prepared soundly and on the basis of appropriate evidence.
4. To meet the requirements of the Duty to Cooperate.
5. To minimise the risk of challenge to the Local Plan at examination.

6. HRA Final Accounts 2017/18

***RESOLVED –**

1. That the report be noted.
2. That the revenue carry forward requests and capital carry forward requests, as detailed respectively in paragraphs 3.5 and 4.1 of the officer's report in respect of schemes which were not finalised during 2017/18, be approved.

REASONS FOR RECOMMENDATIONS

1. To enable the Housing Revenue Account revenue outturn to be included in the Council's overall Statement of Accounts.
2. To consider the carry forward requests which will allow for the completion of the revenue and capital schemes which were not finalised during the financial year.

7. General Fund Budget Outturn Report 2017/18

***RESOLVED –**

1. That the General Fund Revenue and Capital Outturn reports for 2017/18 be noted.

2. That the General Fund carry forward requests, as set out in paragraph 4.6 of the officer's report, be approved.
3. That the request for retention of Building Maintenance surpluses of £80K to support expenditure on the items listed in paragraph 5.2 of the officer's report, be approved.
4. That the request for retention of Spirepride surpluses of £91.5K be approved in principle, pending further consideration by Cabinet of detailed business cases evidencing the need for expenditure on the items listed in paragraph 5.4 of the officer's report.
5. That the level of General Fund Reserves and Balances, as set out in Section 6 and Appendix D of the officer's report, be approved.
6. That the General Fund surplus for the 2017/18 financial year be transferred to the specific reserves identified in paragraphs 6.9 and 9.4 of the officer's report, be approved.
7. That the capital financing arrangements, as set out in Appendix D of the officer's report, be approved.

REASON FOR RECOMMENDATIONS

To ensure sound financial management.

8. Progress on the Council Plan Year 3 - 2017/18

***RESOLVED –**

That the update on progress towards delivering the Council Plan 2015-19 be noted.

REASON FOR RECOMMENDATION

To raise awareness of key outcomes and outputs against the Council Plan commitments and challenge performance.

9. Approval of the Member Development Policy

***RESOLVED –**

1. That the Member Development Policy be approved and implemented with immediate effect.
2. That a further review of the Member Development Policy takes place after two years.
3. That delegated authority be granted to the Assistant Director – Policy and Communications, in consultation with the Cabinet Member for Governance, to make future minor amendments to the Member Development Policy.

REASON FOR RECOMMENDATIONS

To further develop and enhance the Council's member development offer.

10. Review of Code of Corporate Governance and the Annual Governance Statement

***RESOLVED –**

1. That the supporting documents to the officer's report, attached at Appendices A, B, C and D, be approved and referred to the Standards and Audit Committee.
2. That a further review of Council compliance with the Code of Corporate Governance be undertaken in 12 months' time.
3. That progress with regard to the implementation of the Annual Governance Statement Action Plan be actively monitored by the Corporate Management Team.

REASONS FOR RECOMMENDATIONS

1. To enable Cabinet and the Standards and Audit Committee to monitor Council compliance with the Code of Corporate Governance.
2. In order to comply with the requirements of the Accounts and Audit Regulations 2015.

3. To support the maintenance of sound governance arrangements within the Council.

11. Information Management Policy Refresh - General Data Protection Regulation (GDPR)

The Chair agreed that this report should be considered (notwithstanding that the item had not been available for inspection by the public for five clear days before the meeting) because of special circumstances, namely the need for the Council to consider proposed changes to its Information Management policies prior to the introduction of the General Data Protection Regulation on 25 May, 2018.

***RESOLVED –**

1. That the updated Information Management policies, as attached at Appendix A to the officer's report, be approved; and that the Council's existing ICT Policy be decommissioned.
2. That the Council's Information Assurance Manager, in consultation with the Cabinet Member for Governance, be authorised to make any amendments to the policies that might need to be implemented after 25 May, 2018 to reflect further guidance from the Information Commissioner's Office, National Cyber Security Centre or other respected authorities.

REASON FOR RECOMMENDATIONS

The policies provide a framework for the Council to continue to ensure that the information assets it holds are adequately protected, thus allowing the Council to deliver its vision, priorities and values.

Yours sincerely,



Local Government and Regulatory Law Manager and Monitoring Officer