

CABINET**Tuesday, 4th December, 2018**

Present:-

Councillor P Gilby (Chair)

Councillors Bagley
Blank
Brunt

Councillors

T Gilby
Ludlow
SerjeantNon Voting Catt
Members

Dickinson

*Matters dealt with under the Delegation Scheme

**65 DECLARATIONS OF MEMBERS' AND OFFICERS' INTERESTS
RELATING TO ITEMS ON THE AGENDA**

No declarations of interest were received.

66 APOLOGIES FOR ABSENCE

Apologies for absence were received from Councillors A Diouf, Huckle and J Innes.

67 MINUTES**RESOLVED –**

That the minutes of the meeting of Cabinet held on 13 November, 2018 be approved as a correct record and signed by the Chair.

68 FORWARD PLAN

The Forward Plan for the four month period 1 December, 2018 to 31 March, 2019 was reported for information.

***RESOLVED –**

That the Forward Plan be noted.

69 DELEGATION REPORT

Decisions taken by Cabinet Members during November, 2018 were reported.

***RESOLVED –**

That the Delegation Report be noted.

70 MODERN SLAVERY STATEMENT AND CHARTER

The Assistant Director – Policy and Communications submitted a report recommending for approval Chesterfield Borough Council's Modern Slavery Statement. The report also provided details on the Modern Slavery Charter launched by the Co-operative Party and proposed that the Council sign up to the Charter and work towards implementation of the actions.

The Modern Slavery Act 2015 imposed a duty on organisations which supply goods and/or services from or to the UK and have a global turnover above £36 million to publish a statement on slavery and human trafficking each financial year. Local Authorities currently do not need to comply with this duty, however Chesterfield Borough Council volunteered to develop and implement modern slavery statements from 2018/19 onwards to demonstrate the Council's commitment to, and prevention of, exploitation.

The Modern Slavery Statement and Co-operative Party Modern Slavery Charter were attached as appendices to the officer's report.

***RESOLVED –**

1. That the Chesterfield Borough Council Modern Slavery Statement for 2019/20 be approved.
2. That it be recommended to full Council that Chesterfield Borough Council sign up to, and work towards, implementation of the Cooperative Party Charter against Modern Slavery.

REASON FOR DECISIONS

To demonstrate and strengthen our commitment to preventing and reducing the impact of modern slavery.

71 LOCAL COUNCIL TAX SUPPORT SCHEME 2019-20

The Director of Finance and Resources submitted a report seeking approval for the Local Council Tax Support Scheme for 2019/20.

It was reported that the proposed scheme being recommended for adoption in 2019/20 was unchanged from 2018/19.

***RESOLVED –**

That Cabinet recommends to full Council that:

1. Approval be given to continue with the current Local Council Tax Support Scheme for 2019/20. The scheme is based on The Council Tax Reduction Scheme England Regulations 2012 amended to reflect the following local decisions concerning the key principles of the scheme:
 - For those of working age the maximum amount of the Local Council Tax that will be eligible for reduction is 91.5 per cent of their Council Tax Liability.
 - The Council continues its policy of disregarding war pensions for the purposes of calculating income in respect of the Council Tax Support scheme.
 - The ‘taper’, i.e. the rate at which support is withdrawn as income increases, be maintained at 20 per cent.
2. Delegated powers be granted to the Director of Finance and Resources to update the Local Council Tax Support Scheme 2019/20, to reflect such up-ratings of premiums, allowances and non-dependent deductions as may be determined by the Department for Work and Pensions, and other minor technical changes which may be required.
3. Approval be given to continue the current local council tax discounts, which were originally implemented in 2013/14.

REASON FOR DECISIONS

To ensure that the Council is able to continue to operate a localised scheme providing council tax support from April 2019.

72 CHESTERFIELD GROWTH STRATEGY 2019-2023

The Senior Economic Development Officer presented a report seeking approval for the Chesterfield Growth Strategy (2019-2023). The strategy had been considered by Cabinet on 2 October, 2018 and approved for wider consultation.

Four organisations had engaged with the consultation and minor amendments had been made to the strategy in response, including the addition of the foreword.

The report included a summary of the comments received during the consultation and the strategy was attached at Appendix A of the officer's report.

***RESOLVED –**

That Cabinet recommends to full Council that the Chesterfield Growth Strategy (2019-2023) be adopted.

REASON FOR DECISIONS

1. To set out the role of the Council in supporting the growth and regeneration of the Borough.
2. To provide a framework for actions over the period 2019-23 that will deliver the Council's priority of making Chesterfield a thriving borough and contribute towards delivery of the priority of improving the quality of life for local people.

73 CHESTERFIELD BOROUGH LOCAL PLAN

The Strategic Planning and Key Sites Manager presented a report on the new Chesterfield Borough Local Plan (2018 to 2033). The report also provided an update on the results of the consultation on the draft Local Plan. Subject to approval by Council, the Plan would be submitted to the Secretary of State for independent examination.

Under the Planning and Compulsory Purchase Act 2004, each Local Planning Authority is required to prepare a Local Plan for their area that addresses priorities for development and use of land. The plan must be based on robust evidence and be in accordance with the National Planning Policy Framework.

The Local Plan covers a 15 year period from 2018 to 2033, setting out the overall strategy for the pattern, scale and quality of development and makes sufficient provision for:

- housing, employment, retail, leisure and other commercial development;
- infrastructure;
- community facilities;
- conservation and enhancement of the natural, built and historic environment, and planning measures to address climate change.

The report outlined the consultation process which would take place following approval by Council on 12 December, 2018. The Local Plan (2018-2033) was attached as an appendix to the officer's report, along with the policies map, statement of consultation and responses to previous consultations.

***RESOLVED –**

That it be recommended to full Council that:

1. The results of the previous stages of consultation and evidence base be considered.
2. The Chesterfield Borough Local Plan be approved for formal consultation under Regulation 19 of the Town and Country Planning (Local Planning)(England) Regulations and for subsequent submission to the Secretary of State for independent examination by an inspector appointed by the Secretary of State.
3. The Strategic Planning and Key Sites Manager be granted delegated authority, in consultation with the Cabinet Member for Economic Growth and the Assistant Director – Economic Growth, to make minor consequential changes to the plan (that do not

materially alter the plan) as may be required to prepare the plan for consultation and subsequent submission.

4. The Strategic Planning and Key Sites Manager be granted delegated authority, in consultation with the Cabinet Member for Economic Growth and the Assistant Director – Economic Growth, to prepare the technical submission documents required under Regulation 22 (1) of the Town and Country Planning (Local Planning) (England) Regulations 2012.

REASON FOR DECISIONS

To meet the council's duty to prepare a Local Plan under the Planning and Compulsory Purchase Act 2004.

74 EXCLUSION OF THE PUBLIC

RESOLVED –

That under Regulation 21(1)(b) of the Local Authorities (Executive Arrangements) (Access to Information) (England) Regulations 2000, the public be excluded from the meeting for the following items of business on the grounds that they involved the likely disclosure of exempt information as defined in Paragraph 3 of Part I of Schedule 12A to the Local Government Act 1972 – as they contained information relating to information relating to financial and business affairs.

75 REVIEW OF OUTSTANDING AND RECEIVED S106 PAYMENTS

The Development Management and Conservation Manager presented a report seeking approval for revised arrangements for the collection and writing off of old section 106 (s106) payments and re-allocation of existing funds.

A number of recommendations had been made following the annual audit of the s106 process which required action to be undertaken to ensure procedures were updated and outstanding agreements resolved.

Details of the outstanding s106 agreements were provided and the report explained the actions being proposed to achieve an outcome for each case.

***RESOLVED –**

1. That the revised arrangements for the collection and writing off of old s106 agreement payments be approved.
2. That £3,614.62 from the Percent for Art contributions be reallocated to the Percent for Art maintenance pot.
3. That £22,515 from the Percent for Art contributions be pooled into the pot for the delivery of a Percent for Art scheme at the Saltergate multi-storey car park and associated public realm improvements.
4. That £13,215.59 be re-allocated from Open Space contributions to a general play and open space refurbishment pot but that decisions on how this should be applied be held pending the adoption of the Open Space and Play Strategy for the Council.
5. That £78,336.19 be re-allocated to a general pot for improvements to parking, walking and cycling opportunities within the Borough.
6. That Derbyshire County Council be requested in writing to agree that the £2,662.85 residue from the contribution for highways works in connection with the Outwood Academy development be paid into the same general pot for improvements to parking, walking and cycling opportunities within the Borough.

REASON FOR DECISIONS

1. To progress conclusions to outstanding old agreements where payments have not been made.
2. To progress a solution to old agreements where payments have been made and the funds have not been applied.