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To: All Members of the Council  
Chief Executive

Please ask for Graham  
Ibberson  
Direct Line 01246 345229  
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Our Ref  
Your Ref

Dear Councillor,

Record of Decision taken by Cabinet - 16 April, 2024

At a meeting of the Cabinet held on 16 April, 2024, 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, 21 April 2024.

(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 21 APRIL 2024 BEING FIVE DAYS FOLLOWING THE DAY OF THE CABINET MEETING.)

continued

Public Information

## 5. Long Term Plan for Towns

**\*RESOLVED –**

1. That Chesterfield's inclusion as a priority town within the Government's Long-Term Plan for Towns programme be noted.
2. That the initial capacity funding that the Government has made available to support development of the 10-year Vision statement and the first 3-year Investment Plan for Chesterfield be accepted.
3. That authority be delegated to the Service Director - Economic Growth in consultation with the Chief Executive, the Service Director - Finance and the Leader of the Council and Cabinet Member for Economic Growth to commission appropriate external support as necessary to enable timely preparation of the 10-year Vision statement and first 3-year Investment Plan for Chesterfield.
4. That the process of establishing the Chesterfield Town Board, including the appointment of Chair, as outlined in the report, be endorsed.
5. That the Deputy Leader of the Council and Cabinet Member for Finance and Asset Management be appointed as the council's representative on the Chesterfield Town Board.
6. That authority be delegated to the Service Director - Economic Growth in consultation with the Chief Executive, the Service Director - Finance and the Leader of the Council and Cabinet Member for Economic Growth to submit the 10-year Vision statement and first 3-year Investment Plan for Chesterfield to the Government following the sign-off of both documents by the Chesterfield Town Board.
7. That an updating report be prepared for Cabinet following submission of the 10-year Vision statement and first 3-year Investment Plan for Chesterfield setting out the council's proposals for administering the Long-Term Plan for Towns programme as it applies to Chesterfield and resourcing delivery of the first 3-year investment plan.

**REASON FOR DECISIONS**

To enable Chesterfield Borough Council to implement the requirements of the Government's Long-Term Plan for Towns guidance including the establishment of a Long-Term Plan for Towns Board for Chesterfield by April 2024 and the submission of a Vision statement and 3-year Investment Plan by August 2024.

## 6. Community Infrastructure Levy Expenditure

### **\*RESOLVED –**

1. That the progress made on achieving receipts from the Chesterfield Community Infrastructure Levy (CIL) be noted.
2. That the proposal to make awards of strategic CIL funding for 2023 be approved, in line with the recommendations set out in Appendix 2 of the report.

### **REASON FOR DECISIONS**

To ensure that CIL expenditure takes place in accordance with the Community Infrastructure Levy (CIL) Regulations and the Council's CIL Expenditure Strategy to ensure that CIL investment supports planned growth and sustainable development and Chesterfield's continued vitality.

## 7. Planning Obligations – Section 106 Monitoring

### **\*RESOLVED –**

1. That the charging regime for monitoring S.106 obligations be approved, as set out in section 4 of the report, and that the charging regime be incorporated as a standard clause in relevant S.106 obligations with immediate effect.
2. That the charging regime be published on the Borough Council's website as soon as is practically possible.

### **REASON FOR DECISIONS**

To enable the implementation of appropriate charges to support the provision of staffing resources to enable monitoring of and ensure developer compliance with approved S.106 Legal Agreements.

## 8. Community Governance Review

### **\*RESOLVED –**

That it be recommended to Full Council;

1. That a Community Governance Review not be undertaken at this time, however this be reconsidered by Council if valid trigger conditions for a Community Governance Review are met in the future.
2. That Chesterfield Borough Council continue to support Staveley Town Council's improvement efforts including the implementation of the recommendations of the Staveley Improvement Board.

### **REASON FOR DECISIONS**

There is an opportunity to work with Staveley Town Council to support the implementation of the recommendations made by the Staveley Improvement Board. Staveley Town Council needs some time to work through these recommendations and improve their governance arrangements and financial position.

## 9. Review of the Code of Corporate Governance and the Annual Governance Statement 2023/24

### **\*RESOLVED-**

1. That the following documents be referred to the Standards and Audit Committee;
  - a) the Annual Review of the Local Code of Corporate Governance for 2023/24 (Appendix 1)
  - b) the Annual Governance Statement 2023/24 (Appendix 2)
2. That the Standards and Audit Committee;
  - a) consider the documents listed in 2.1 above
  - b) subject to any amendments that they consider appropriate, approve the Annual Governance Statement and

- c) recommend that the Annual Governance Statement be signed by the Leader and Chief Executive
- 3. That a review of the Code of Corporate Governance be undertaken in 12 months' time.
- 4. That progress on addressing the significant issues and future challenges identified in the Annual Governance Statement be monitored by the Corporate Leadership Team.

## **REASONS FOR DECISIONS**

- 1. To enable the Cabinet and the Standards and Audit Committee to monitor compliance with the Code of Corporate Governance.
- 2. To comply with the requirements of the Accounts and Audit Regulations 2015.
- 3. To support the maintenance of sound risk management, governance and control arrangements within the Council.

## **10. Housing Strategy**

### **\*RESOLVED –**

- 1. That the Chesterfield Housing Strategy 2024-2027 be recommended for adoption by Council.
- 2. That authority be delegated to the Service Director- Housing, in consultation with the Cabinet Member for Housing, to make minor amendments to the Housing Strategy as and when appropriate.

## **REASON FOR DECISIONS**

The purpose of the Housing Strategy 2024-2027 is to provide an overarching framework for the delivery of housing related programmes and initiatives where the Council can play an active role.

## **11. Establishment of a Housing Advisory Board**

### **\*RESOLVED –**

1. That the establishment of a new Housing Advisory Board comprising Members, tenants and senior officers, be approved in order to fulfil the requirements of the Social Housing Regulator and the Housing Ombudsman, and to ensure detailed and effective oversight and scrutiny of all social landlord activities.
2. That it be noted that the Board will have no decision-making responsibilities, and that any reports requiring a formal decision would continue to be presented to Cabinet.
3. That authority be delegated to the Service Director – Housing, in consultation with the Cabinet Member for Housing and the Monitoring Officer, to establish Terms of Reference for the Housing Advisory Board, and to subsequently amend such Terms of Reference if requirements change over time.
4. That it be agreed a progress report is received, outlining the activity of and outcomes achieved by the Housing Advisory Board, one year after its establishment.

## **REASONS FOR DECISIONS**

1. The Regulator of Social Housing takes a co-regulatory approach to monitoring against its consumer standards and has encouraged local authorities to prepare for the shift to a more proactive regulatory approach, following new powers being introduced from April 2024.
2. Housing associations and arms-length management organisations (ALMOs) typically have a Board of Directors (including tenants), with reporting mechanisms and strategic oversight of their organisation's performance. A clear reporting / strategic governance model is now needed for the Council's Housing Service, to ensure that the service receives effective scrutiny and oversight by tenants and Members.
3. In addition to the Housing Regulator, the Housing Ombudsman's new Complaint Handling Code becomes mandatory from April 2024 and demands involvement and oversight at director and elected member level, with a councillor taking the lead on complaints. The Code includes expectations that the Council will have arrangements in place for regular detailed discussions about complaints performance, and for a formal response from the responsible

Member / governing body to be published, following comprehensive scrutiny and challenge.

### 13. Tapton Park Golf Course

#### **\*RESOLVED –**

1. That the Chief Executive, the Service Director - Leisure, Culture and Community Wellbeing and the Head of Corporate Property and Technical Services be authorised to enter into detailed negotiations with Link Golf UK as the 'preferred bidder' in the matter of the leasehold disposal of Tapton Park Golf Course.
2. That subject to the satisfactory outcome of these negotiations, the Chief Executive, the Service Director - Leisure, Culture and Community Wellbeing and the Head of Corporate Property and Technical Services, in consultation with the Cabinet Member for Health and Wellbeing and the Deputy Leader of the Council and Cabinet Member for Finance and Asset Management, be authorised to draw up an Agreement for Lease with Link Golf UK for the future operation of Tapton Park Golf Course.
3. That the Chief Executive, the Service Director - Leisure, Culture and Community Wellbeing and the Head of Corporate Property and Technical Services, in consultation with the Cabinet Member for Health and Wellbeing and the Deputy Leader of the Council and Cabinet Member for Finance and Asset Management, be authorised to agree the terms of surrender of the existing lease with Sheffield City Trust for the operation of Tapton Park Golf Course.

#### **REASONS FOR DECISIONS**

1. To ensure that Tapton Park Golf Course remains a pay and play golf facility for the benefit of local residents.
2. To encourage increased participation in golf.
3. To secure capital investment in the facilities and a sustainable annual revenue stream for the Council.
4. To ensure the maintenance of the non-golf areas to protect and conserve the natural environment and ecological character of Tapton Park Golf Course.

Yours sincerely,

A handwritten signature in black ink, appearing to be 'Randy', written in a cursive style.

Head of Regulatory Law and Monitoring Officer