

**CABINET****Tuesday, 15th December, 2015**

Present:-

Councillor Burrows (Chair)

Councillors T Gilby  
T Murphy  
BlankCouncillors Huckle  
A DioufNon Voting Bagley  
Members J Innes  
BrownHollingworth  
Wall

\*Matters dealt with under the Delegation Scheme

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

No declarations of interest were received.

**115 APOLOGIES FOR ABSENCE**

Apologies for absence were received from Councillors Ludlow and Serjeant.

**116 MINUTES****RESOLVED –**

That the minutes of the meeting of Cabinet held on December 1, 2015 be approved as a correct record and signed by the Chair.

**117 FORWARD PLAN**

The Forward Plan for the four month period January 1, 2016 – 30 April, 2016 was reported for information.

**\*RESOLVED –**

That the Forward Plan be noted.

118 **LEADER AND CABINET MEMBER FOR REGENERATION REVENUE BUDGET 2015/16 - 2018/19**

The Chief Finance Officer reported on the draft Revenue Budget outturn for 2015/16 and explained significant variances from the original budget.

Details of the draft budget for 2016/17 were also provided.

**\*RESOLVED -**

1. That the probable outturn for the current financial year be noted.
2. That the draft estimates for 2015/16 and future years be noted.

**REASON FOR DECISION:**

To enable the Council to set a balanced budget for 2016/17.

119 **DEPUTY LEADER AND CABINET MEMBER FOR PLANNING REVENUE BUDGET 2015/16 - 2018/19**

The Chief Finance Officer reported on the draft Revenue Budget outturn for 2015/16 and explained significant variances from the original budget.

Details of the draft budget for 2016/17 were also provided.

**\*RESOLVED -**

1. That the probable outturn for the current financial year be noted.
2. That the draft estimates for 2015/16 and future years be noted.

**REASON FOR DECISION:**

To enable the Council to set a balanced budget for 2016/17.

120 **CABINET MEMBER FOR BUSINESS TRANSFORMATION REVENUE BUDGET 2015/16 - 2018/19**

The Chief Finance Officer reported on the draft Revenue Budget outturn for 2015/16 and explained significant variances from the original budget.

Details of the draft budget for 2016/17 were also provided.

**\*RESOLVED -**

1. That the probable outturn for the current financial year be noted.
2. That the draft estimates for 2015/16 and future years be noted.

**REASON FOR DECISION:**

To enable the Council to set a balanced budget for 2016/17.

**121 CABINET MEMBER FOR GOVERNANCE REVENUE BUDGET  
2015/16 - 2018/19**

The Chief Finance Officer reported on the draft Revenue Budget outturn for 2015/16 and explained significant variances from the original budget.

Details of the draft budget for 2016/17 were also provided.

**\*RESOLVED -**

1. That the probable outturn for the current financial year be noted.
2. That the draft estimates for 2015/16 and future years be noted.

**REASON FOR DECISION:**

To enable the Council to set a balanced budget for 2016/17.

**122 CABINET MEMBER FOR HEALTH AND WELLBEING REVENUE  
BUDGET 2015/16 - 2018/19**

The Chief Finance Officer reported on the draft Revenue Budget outturn for 2015/16 and explained significant variances from the original budget.

Details of the draft budget for 2016/17 were also provided.

**\*RESOLVED -**

1. That the probable outturn for the current financial year be noted.

2. That the draft estimates for 2015/16 and future years be noted.

**REASON FOR DECISION:**

To enable the Council to set a balanced budget for 2016/17.

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**CABINET MEMBER FOR HOUSING GENERAL FUND REVENUE BUDGET 2015/16 - 2018/19**

The Chief Finance Officer reported on the draft Revenue Budget outturn for 2015/16 and explained significant variances from the original budget.

Details of the draft budget for 2016/17 were also provided.

**\*RESOLVED -**

1. That the probable outturn for the current financial year be noted.
2. That the draft estimates for 2015/16 and future years be noted.

**REASON FOR DECISION:**

To enable the Council to set a balanced budget for 2016/17.

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**CABINET MEMBER FOR TOWN CENTRE AND VISITOR ECONOMY REVENUE BUDGET 2015/16 - 2018/19**

The Chief Finance Officer reported on the draft Revenue Budget outturn for 2015/16 and explained significant variances from the original budget.

Details of the draft budget for 2016/17 were also provided.

**\*RESOLVED -**

1. That the probable outturn for the current financial year be noted.
2. That the draft estimates for 2015/16 and future years be noted.

**REASON FOR DECISION:**

To enable the Council to set a balanced budget for 2016/17.

**125     LOCAL COUNCIL TAX SUPPORT SCHEME 2016/17**

The Chief Finance Officer submitted a report seeking approval for the Council Tax Support (CTS) Scheme for the next financial year (2016/17).

The Chief Finance Officer advised that the scheme being recommended for adoption in respect of the next financial year (2016/17) was unchanged from that in 2015/16.

**\*RESOLVED -**

That it be recommended to Full Council that:

1. approval is given to continue with the current Local Council Tax Support Scheme for 2016/17. 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 Council Tax that will be eligible for reduction is 91.5% of their full Council Tax Liability.
  - The Council continues its policy of disregarding war pensions for the purposes of calculating income in respect of the Council Tax Reduction Scheme at a total estimated cost of £16,000.
  - The 'taper', i.e. the rate at which support is withdrawn as income increases be maintained at 20%.
2. the Chief Finance Officer be granted delegated powers to update the scheme to reflect such up-ratings of premiums, allowances and non-dependent deductions as may be determined by the Department of Work and Pensions, and for other minor technical changes which may be required.
3. the current local council tax discounts, which were originally implemented in 2013/14, be continued.

**REASON FOR DECISIONS:**

To ensure that the Council is able to continue to operate a localised scheme providing council tax support from April 2016.

**126 INDEPENDENT REMUNERATION PANEL'S REPORT ON MEMBER ALLOWANCES**

The Monitoring Officer and the Democratic Services Manager attended to present a report detailing the recommendations of the Independent Remuneration Panel (IRP) following its recent review of the Members' Allowances Scheme. The council appointed the IRP earlier in the year to consider Members' allowances as a statutory requirement of the Local Government Act 2000. The Panel last carried out a comprehensive review in 2011 and advised then that a further comprehensive review should take place in 2015.

The IRP's report recommended increases to the Basic Allowance and all the Special Responsibility Allowances (SRAs), apart from the SRA's payable to the Leader of the Council, the Deputy Leader of the Council and to the Leader of the Opposition. The panels report also recommended the introduction of two new SRAs for the Vice Chairs of Appeals and Regulatory and of the Planning Committee and the discontinuation the SRA's for the Deputy Leader of the Opposition and for the Cabinet member without portfolio if that position was held by the Leader of the Opposition. The overall cost of implementing the Panel's recommendations amounted to an extra £81,918 a year compared to the current scheme.

The decision on whether the panel's recommendations be accepted in full, in part or rejected would be taken by Full Council at its meeting on 16 December, 2015

**\*RESOLVED -**

That it be recommended to Full Council that:

- they consider the report of the Independent Remuneration Panel and determine whether or not to approve some or all of the Panel's recommendations.

- the IR Panel's report be published as set out at paragraph 7 of the report.
- they express both their appreciation and thanks to the members of the IR Panel for the thorough and efficient way in which they carried out the review.
- the application of the average level of change in the NJC staff pay award for spinal column points 35-40 as the basis for the annual increase in members allowances shall not be valid after 31 December 2019, unless the Council has before then sought a further recommendation from its IR Panel on their application in this scheme.

### **REASON FOR DECISIONS:**

To enable the Council's Members' Allowances Scheme to be reviewed as required by the Local Government Act 2000 and The Local Authorities (Members' Allowances) (England) Regulations 2003.

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### **FRAMEWORK FOR RESPONDING TO SPEAKERS PROMOTING MESSAGES OF HATE AND INTOLERANCE AT VENUES WITHIN CHESTERFIELD BOROUGH**

The Policy Manager presented a report on the proposed framework for responding to speakers promoting messages of hate and intolerance at council venues within Chesterfield Borough. In Chesterfield there had been a number of occasions when residents, organisations and members of the public had brought to the Council's attention concerns about potential speakers or groups promoting messages that inspired hate and intolerance. Due to these concerns, as well as the council's duties and commitments to freedom of speech, maintenance of public order, and equality, diversity and social inclusion, there was considered to be a need for a framework for responding to speakers of hate and intolerance to be established.

The proposed framework set out a constructive and transparent decision making approach for council officers to refer to when making decisions on this complex and sensitive issue. The framework recognised the distinction between the types of venues within the borough and provided

a number of potential decisions and actions depending on whether they are Chesterfield Borough Council owned and managed venues or external venues that were privately or community managed.

It was noted that local authorities and organisations were still in the process of establishing best practice for approaching hate crimes and therefore the proposed framework would need to be a fluid document which could be updated regularly to reflect guidance and best practice changes. It was recommended that a full review of the framework for responding to speakers promoting messages of hate and intolerance should take place after three years and that it be used to inform the review of the facility hire terms and conditions scheduled to take place in 2016/17.

**\*RESOLVED -**

1. That the proposed framework for responding to speakers promoting messages of hate and intolerance be adopted.
2. That a full review of the framework for responding to speakers promoting messages of hate and intolerance takes place after three years.
3. That the Cabinet Member for Governance be given delegated authority to approve essential framework amendments between the formal review periods.
4. That the forthcoming review of hire terms and conditions for the council venues, as well as the contract documentation includes reference to the framework for responding to speakers promoting decisions of hate and intolerance.

**REASON FOR DECISIONS:**

To effectively respond to concerns about speakers promoting messages of hate and intolerance within the borough.

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**PARKSIDE – ALLOCATIONS/CHARGES AND SUPPORT**

The Housing Service Manager – Customer Division presented a report that detailed the proposed arrangements for the allocation and letting of properties in respect of the new Parkside housing scheme, including rent



levels and service charges, and also the support arrangements which would be available to tenants.

With four of the tenants of the old Parkside housing scheme indicating their wish to return to the new development, it was proposed that the remaining accommodation would be allocated in accordance with an agreed Local Lettings Policy, with lettings in the first instance to 100% transfer applicants. In addition, half of all initial and subsequent lettings would be to occupants of family houses in areas of high demand and short supply, and the remaining half would be to tenants of the local area or to tenants needing to move to the area in order to receive support; the latter would be under the terms of the Council's Allocations Policy.

Due to funding cuts in Housing Related Support by Derbyshire County Council, Chesterfield Borough Council's sheltered schemes would not post April, 2016 longer receive funding for the support provided in supported housing schemes. The support for Parkside housing scheme would be provided by a named Support Officer who would carry out a needs and risk assessment in relation to each tenant. A support package would then be put in place to meet the tenants' individual needs.

**\*RESOLVED -**

1. That the proposed rent levels for the Parkside housing scheme, as well as the level of the initial service charge up until 31 March 2017, be approved
2. That the Local Lettings Policy in respect of the Parkside housing scheme be approved in accordance with the principles set out in paragraph 6.3 of the report.

**REASON FOR DECISIONS:**

To ensure that the letting process of the Parkside housing scheme is clear and transparent.