

CABINET**Tuesday, 8th March, 2016**

Present:-

Councillor Burrows (Chair)

Councillors T Gilby
T Murphy
Blank
Huckle

Councillors Ludlow
Serjeant
A Diouf

Non Voting Members Bagley
J Innes
Brown

Hollingworth
Wall

*Matters dealt with under the Delegation Scheme

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

No declarations of interest were received.

167 APOLOGIES FOR ABSENCE

There were no apologies for absence.

168 MINUTES**RESOLVED –**

That the minutes of the meeting of Cabinet held on 23 February, 2016 be approved as a correct record and signed by the Chair.

169 FORWARD PLAN

The Forward Plan for the four month period 1 April to 31 July, 2016 was reported for information.

***RESOLVED –**

That the Forward Plan be noted.

170 DELEGATION REPORT

Decisions taken by Cabinet Members during February were reported.

***RESOLVED –**

That the Delegation Report be noted.

171 REVIEW OF FEES AND CHARGES FOR WASTE AND RECYCLING 2016/17

The Waste and Street Cleaning Manager submitted a report setting out proposed charges for the collection and disposal of trade wastes and other miscellaneous environmental fees for 2016/17.

In accordance with the Council's Budget Strategy, charges for waste and recycling services are reviewed annually.

***RESOLVED -**

That the revised charges for trade waste and other miscellaneous environmental fees for 2016/17, as detailed at appendices A and B of the officer's report, be approved and implemented from 1 April, 2016.

REASON FOR DECISION

To set the Council's trade waste charges and other miscellaneous fees for the financial year 2016/17 in accordance with the Council's Budget strategy.

172 REVIEW OF CEMETERIES FEES AND CHARGES FOR 2016/17

The Interim Environmental Services Manager submitted a report recommending for approval the proposed fees and charges for the Council's cemeteries to take effect from 1 April, 2016.

The fees and charges proposals had taken into account:

- Cabinet's decision to increase cemeteries fees and charges to better reflect the cost of providing the service and to improve the standard of the management of the cemeteries (Minute No 159 (2013/14)).
- The need for the service to reduce the subsidy received and to move closer towards full cost recovery.
- A comparison of fees and charges made by other authorities in the surrounding areas, so that fees should remain competitive and affordable.
- The need for the Council to achieve a balanced budget.
- The current condition of the cemeteries.

The options of leaving the charges unchanged or introducing lower increases were ruled out as the proposed increases in the charges were required to deliver a balanced and sustainable budget.

***RESOLVED -**

That the revised fees and charges for cemeteries, as detailed at appendix A of the officer's report, be approved and implemented from 1 April, 2016.

REASON FOR DECISION

To set the cemeteries fees and charges for 2016/17 and encourage increased use of the cemetery service.

173

SMOKE AND CARBON MONOXIDE ALARM (ENGLAND) REGULATIONS 2015

The Housing Services Manager- Business Planning and Strategy and the Private Sector Housing Manager presented a report to inform members on the new Smoke and Carbon Monoxide Alarm (England) Regulations 2015, along with proposals as to how the council would manage its responsibilities created by the new regulations which had come into force on 1 October 2015.

The new regulations placed a requirement on private sector landlords to have at least one smoke alarm installed on every storey of their properties and a carbon monoxide alarm in any room containing a solid fuel burning appliance. The Regulations also required landlords to ensure that such alarms were in proper working order at the start of each new tenancy.

The report set out proposal regarding how the council would comply with the new regulations so that it would be able to undertake its statutory duties, as required by the regulations to serve remedial notices, arrange remedial action and to serve penalty charge notices as required.

***RESOLVED -**

1. That the introduction of the Smoke and Carbon Monoxide Alarm (England) Regulations 2015, and the duty that these regulations place on the council, be noted.
2. That the Council's Constitution be amended to delegate authorisation to the Private Sector Housing Manager, to exercise the Council's full enforcement powers under the "Smoke and Carbon Monoxide Alarm (England) Regulations 2015".
3. That the proposed fee structure for fixed penalty notices that can be served in accordance with the regulations, as detailed at appendix 3 of the officer's report, be approved.
4. That the proposed "Statement of Principles" with regard to the Smoke and Carbon Monoxide Alarm (England) Regulations 2015, be approved.
5. That the proposed amendments to sections 4.4 and 4.5 of the existing licence conditions, relating to licences issued under Parts 2 or 3 of the Housing Act 2004, be approved.

REASONS FOR DECISIONS

To ensure that the Private Sector Housing Manager is authorised to exercise all necessary operational enforcement powers in respect of the Smoke and Carbon Monoxide Alarm (England) Regulations 2015.

To ensure that the Chesterfield Borough Council (the local housing authority) is able to undertake its statutory duty to serve remedial notices, to arrange remedial action and serve penalty charge notices.