

**CABINET****Tuesday, 1st December, 2020**

Present:-

Councillor P Gilby (Chair)

Councillors Serjeant  
Blank  
J Innes

Councillors

Mannion-Brunt  
Sarvent  
D CollinsNon-voting P Innes  
Members

\*Matters dealt with under the Delegation Scheme

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

No declarations of interest were received.

**8 APOLOGIES FOR ABSENCE**

Apologies for absence were received from Councillors Holmes and Ludlow.

**9 MINUTES****RESOLVED –**

That the minutes of the meeting of Cabinet held on 10 November, 2020 be approved as a correct record and signed by the Chair.

**10 FORWARD PLAN**

The Forward Plan for the four month period December, 2020 to March, 2021 was reported for information.

**\*RESOLVED –**

That the Forward Plan be noted.

**11 DELEGATION REPORT**

Decisions taken by Cabinet Members during November, 2020 were reported.

**\*RESOLVED –**

That the Delegation Report be noted.

**12 CONCESSIONS POLICY UPDATE**

The Policy Officer submitted a report to inform members of the review of the implementation of the Corporate Concessions Policy and seek approval for the continued use of the policy.

The current policy was implemented in April, 2017, enabling the Council to provide a concession on charges to some discretionary services and supporting the ongoing delivery of the council plan and medium term financial plan.

The policy had worked well across all relevant service areas; as a result no amendments or concerns were raised during the review.

**\*RESOLVED –**

1. That the information provided by service areas on the implementation of the Corporate Concessions Policy be noted.
2. That the continued use of the existing Corporate Concessions Policy be approved.
3. That the Service Director – Corporate, in consultation with the Deputy Leader, be granted delegated authority to approve minor amendments to the Corporate Concessions Policy between the formal review periods.

**REASONS FOR DECISIONS**

1. To ensure a consistent approach to concessions within discretionary services while retaining the flexibility needed to

achieve the Council's social and legal obligations, as well as its commercial needs.

2. To improve accessibility to our events and performances.

### 13 **LOCAL COUNCIL TAX SUPPORT SCHEME**

The Chief Finance Officer submitted a report seeking approval for the Local Council Tax Support Scheme for 2021/22.

The report noted that the proposed scheme being recommended for adoption was unchanged from that operated in 2020/21.

#### **\*RESOLVED –**

That it be recommended to Full Council that:

1. Approval be given to continue with the current Local Council Tax Support scheme for 2021/22. 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 Local Council Tax Support scheme;
  - The 'taper', i.e. the rate at which support is withdrawn as income increases be maintained at 20%.
2. The Chief Finance Officer, in conjunction with the Cabinet Member for Business Transformation and Customers, be granted delegated authority to update the 2021/22 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, as outlined in paragraph 4.4 of the officer's report, be continued.

## **REASON FOR DECISIONS**

To ensure that the Council can continue to operate a localised scheme providing council tax support from April 2021.

### **14 REVIEW OF THE STATEMENT OF LICENSING POLICY**

The Licensing Officer presented a report informing members of the Statement of Licensing Policy which, in accordance with the Licensing Act 2003, must be published every five years.

The policy sets out how the Council intends to administer and determine applications in accordance with Section 5 of the Licensing Act 2003. The policy had been reviewed to take into account changes since it was published in 2016; the changes were detailed in section 5.1 of the officer's report.

A consultation on the draft policy had been undertaken and the draft policy had been considered by the Council's Licensing Committee at its meetings on 30 September and 18 November, 2020.

#### **\*RESOLVED –**

That it be recommended to Full Council that the Statement of Licensing Policy be approved.

## **REASONS FOR DECISION**

1. In accordance with the Licensing Act 2003, the Statement of Licensing Policy must be published every five years. The last edition was published in January 2016.
2. In order that the revised Statement of Licensing Policy be presented to Full Council for approval to enable publication in January, 2021.

### **15 ANTI-SOCIAL BEHAVIOUR, CRIME AND POLICING ACT 2014: RENEWAL OF THE PUBLIC SPACES PROTECTION ORDER**

The Service Director – Leisure, Culture and Community Wellbeing submitted a report seeking approval for the renewal of the two Public Spaces Protection Orders (PSPO) that provide controls relating to street drinking and other anti-social behaviour in the town centre.

The current PSPOs came into effect following Cabinet approval on 15 December, 2017. The PSPOs can only be in place for a maximum of three years before they require renewal; there is no limit on the number of times that PSPOs can be renewed if the need is still present.

A consultation on the two PSPOs was undertaken in November, 2020 and responses from Derbyshire County Council, the Police and the Police and Crime Commissioner confirmed continued support for the Orders.

**\*RESOLVED –**

1. That the responses received from the consultation on the Public Spaces Protection Order Chesterfield (No1) (relating to restricting alcohol consumption), Public Spaces Protection Order Chesterfield (No2) (relating to other anti-social behaviour controls) and related issues, be acknowledged and noted.
2. That the Public Spaces Protection Order Chesterfield (No1) (relating to restricting alcohol consumption) and the Public Spaces Protection Order Chesterfield (No2) (relating to other anti-social behaviour controls) be continued with effect from 15 December, 2020 for a period of three years.

**REASONS FOR DECISIONS**

1. The current Public Spaces Protection Orders (PSPOs) were considered and approved by Cabinet on 10 October, 2017, following a Cabinet report regarding the potential for the PSPO being considered on 25 July, 2017. This report outlined the legislative background and evidence that supported the restrictions and the scope of two PSPOs to restrict alcohol consumption and other anti-social behaviour (ASB) in Chesterfield town centre.
2. The current PSPOs came into effect from the 15 December, 2017. The PSPO can only be in place for a maximum of three years before it is required to be renewed, consequently this report seeks approval to renew the existing orders. There is no limit on the

number of times that Orders can be renewed if the need is still present.