

**CABINET****Tuesday, 4th November, 2014**

Present:-

Councillor Burrows (Chair)

Councillors	Blank Gilby King	Russell Serjeant
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Non Voting Members	Brown Hollingworth	Huckle Martin Stone
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\*Matters dealt with under Executive Powers

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

Councillor Russell wished it to be noted that in respect of Minute No. 113 that, while not having an interest to declare, he knew one of the respondents and was a member of two organisations which had submitted comments.

**109 APOLOGIES FOR ABSENCE**

Apologies for absence were received from Councillors Hill and McManus.

**110 MINUTES****RESOLVED –**

That the minutes of the meeting of Cabinet held on 21 October, 2014 be approved as a correct record and signed by the Chair.

**111 FORWARD PLAN**

The Forward Plan for the four month period 1 November, 2014 to 28 February, 2015 was reported for information.

**\* RESOLVED –**

That the Forward Plan be noted.

**112 DELEGATION REPORT**

Decisions taken by Executive Members during September and October, 2014 were reported.

**\* RESOLVED –**

That the Delegation Report be noted.

**113 ADOPTION OF REVISED STATEMENT OF COMMUNITY INVOLVEMENT (J010)**

The Strategic Planning and Key Sites Manager submitted a report seeking approval for the draft Statement of Community Involvement, incorporating the Council's response to the representations received during public consultation.

A Statement of Community Involvement (SCI) is required from Planning Authorities by the Planning and Compulsory Purchase Act 2004, setting out how the public and other consultees will be consulted in connection with planning applications and planning policies in local plans.

The Council adopted the current SCI in 2007 at Minute No 80 (2006/7). This SCI had subsequently been reviewed because of changes in planning legislation. The key change was made when the Town and Country Planning (Local Planning) (England) Regulations 2012 [S.I 2012 No.767] came into force, setting out the minimum requirements for community involvement in local plan making.

Appendix A to the report included summaries of the representations received during the consultation, with the recommended responses from the Council. A summary of the representation received from HOW Planning LLP (on behalf of Chesterfield Waterside) was reported at the meeting.

The main change to the SCI recommended as a result of the consultation was to insert a bullet point at paragraph 5.6 "Articles regarding consultations to be included in "Your Chesterfield" magazine", and a

further amendment at paragraph 1.2 was proposed to include reference to the Council's recently adopted Community Engagement Strategy.

**\* RESOLVED –**

- (1) That the responses to the submitted representations be approved.
- (2) That the Statement of Community Involvement, including the proposed changes, attached to the report be approved and adopted.

**REASON FOR DECISION**

To ensure the Council meets its obligations under the Planning Acts.

**114 ABSENCE OF MEMBER OF THE COUNCIL (B100)**

The Democratic Services Manager submitted a report to enable the Cabinet to consider, for the purposes of Section 85(1) of the Local Government Act 1972, the reasons for the absence of a Member of the Council from meetings of the Authority.

Councillor Andy Bellamy had been prevented by illness from attending meetings of the Authority since his last attendance on 30<sup>th</sup> July, 2014. It was not known when he might be in a position to resume his duties, but it was hoped that this would be by the end of January 2015.

**\* RESOLVED -**

- (1) That for the purposes of Section 85(1) of the Local Government Act, 1972, the reason for the absence from meetings of Councillor A. Bellamy from 30<sup>th</sup> July, 2014, i.e. ill health, be approved and his continued absence from meetings be authorised through until 30th January, 2015.
- (2) That the best wishes of all his Council colleagues be sent to Councillor Bellamy.

## REASON FOR DECISION

To meet the requirements of Section 85(1) of the Local Government Act 1972.

### 115 **REPORT OF COUNCIL HOUSING STOCK CONDITION AND ASBESTOS SURVEY (H000)**

The Housing Service Manager – Business Planning and Strategy submitted a report to advise Members of the content of the Stock Condition and Asbestos Survey Reports.

The Stock Condition survey had been commissioned to look at the Council's housing stock not already included in the Keystone Asset Management Database, with the result that accurate surveyed data was now held on 94% of the housing stock.

The survey report included an assessment of all the works required to maintain the housing stock to a good condition and in accordance with the Council's responsibilities as a landlord (the Chesterfield Standard) and also an assessment of the properties against the Decent Homes Standard.

The survey showed that the condition of the housing stock had improved since the last survey in 2010, with the investment put into the stock being directed in the right areas. It was reported at the meeting that at 25 October 2014, 93.7% of the stock met the Decent Homes Standard.

The survey report also outlined the 30 year cost of required investment to maintain the stock in good condition, to the Chesterfield Standard, or alternatively to the Decent Homes Standard only.

The results from the Asbestos survey had been incorporated into the Housing Asbestos Register which forms part of the Keystone Asset Management Database. The survey had not identified any immediate concerns with asbestos containing materials in the stock, although there was some asbestos which had been recommended for removal or encapsulation. A budget of £50,000 had been included in the 2014/15 Capital Programme as a contingency for this work. Councillor Russell questioned whether this amount was sufficient to deal with all properties affected. It was confirmed that the budget would enable a proactive

approach to removing or encapsulating asbestos where such action was required.

The results of both surveys were to be incorporated into the Housing Revenue Account (HRA) Business Plan as it was updated.

**\* RESOLVED -**

- (1) That the Stock Condition and Asbestos Survey Reports be received.
- (2) That the Housing Services Manager – Business Planning and Strategy updates the HRA Business Plan to incorporate the Stock Condition Survey data and reports back to Cabinet.

**REASON FOR DECISIONS**

To maintain an up to date Housing Revenue Account Business Plan.

**116 PLAYING PITCH AND OUTDOOR SPORTS STRATEGY (T000)**

The Sports and Leisure Manager submitted a report to recommend for adoption a new Playing Pitch and Outdoor Sports Strategy (PPS) to satisfy statutory Planning obligations and support delivery of the Council's core strategy and corporate priorities for Chesterfield.

In response to the Council's consultations on the Core Strategy, the Sites and Boundaries Development Plan Document and on the new Queens Park Sports Centre proposal, responses from Sport England had identified that the Council did not have up-to-date evidence of the need for open space, sports and recreation facilities, as was required under the National Planning Policy Framework (NPPF).

As part of the development of the new Leisure Centre at the Queen's Park Annexe the Council had entered in to a legal agreement for Sport England grant funding which required the adoption of a Playing Pitch and Outdoor Sports Strategy by the end of January, 2015.

To develop the Playing Pitch and Outdoor Sports Strategy, a needs and evidence assessment was commissioned and completed in March 2014. This examined the quantity and quality of the provision of pitches and outdoor sports facilities across Chesterfield and also evaluated the

demand for these facilities. The report outlined how the assessment was undertaken, as well as the consultation that took place.

The draft strategy set out the facility requirements for playing pitches, tennis courts and bowling greens in Chesterfield Borough, taking into account the population growth that was anticipated, as well as the impact of the changing age profile of the population.

The Strategy contained an action plan that sought to address the surpluses and deficiencies identified from the Assessment Report. It also listed a range of priorities which would require addressing as part of the Council's asset management and investment programmes linked with the Council's core planning strategy and delivery priorities.

The main funding delivery mechanisms available and the standards and quality criteria for new facilities to be used in delivering the strategy were also outlined in the report.

The implementation of the strategy was to be monitored and reviewed by a steering group.

**\*RESOLVED –**

- (1) That it be recommended to Full Council that the proposed Playing Pitch and Outdoor Sports Strategy for the protection, enhancement and future development of Playing Pitch and Outdoor Sport provision in the Borough, be approved.
- (2) That the proposed Strategy Action Plan for the protection, enhancement and future development of Playing Pitch and Outdoor Sport provision in the Borough, be approved.
- (3) That the Strategy be reviewed on a programmed cycle by a framework steering group to make necessary minor changes in order to meet statutory and local Planning requirements.
- (4) That future reports be provided to Cabinet where any requirement for significant changes that impact on corporate priorities, affordability and Planning need may be identified.
- (5) That Sport England methodology be adopted in relation to both implementation and monitoring of the Strategy.

## REASONS FOR DECISIONS

To adopt the proposed Strategy to help improve the quality and affordability of provision in the borough and, in particular, the social, environmental and economic well-being of the area.

To comply with the NPPF guidance for the Council's overall Core Strategy and Local Development Framework.

To ensure a robust strategic approach is in place establishing Planning needs and evidence data for informing and developing future projects and initiatives proposed in the borough including securing the Sport England Grant of £2m for the new QPSC.

To ensure Planning matters are suitably compliant with Sport England methodology and so officers effectively manage quality and affordability, and associated risk to the lowest possible level.

### 117 **LOCAL GOVERNMENT ACT 1972 - 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 item of business on the grounds that it 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 it contained information relating to financial and business affairs.

### 118 **UPDATE ON THE CARELINE SERVICE - PROPOSED JOINT WORKING ARRANGEMENTS (H000)**

The Housing Service Manager – Customer Division submitted a report on the progress made regarding the joint working arrangements with Derbyshire County Council (DCC), Bolsover District Council (BDC) and South Derbyshire District Council to provide Careline Services across Derbyshire, and to seek approval to establish two jointly owned companies with these partners to deliver the services.

It was proposed that a Teckal company be set up to deliver the Careline service on behalf of the Councils and a commercial trading company be set up to sell services to other organisations and/or individuals in order to generate income. Both companies would be charged based on usage for access to the staff (who would remain employees of the respective Councils), premises, IT and other assets of the call centres run by the partner Councils.

A Joint Business Case was attached to the report which set out the governance of the proposed arrangements, initial start-up investment required and assumptions about the balance between publicly funded and private paying customers.

It was emphasised that both cost and quality considerations had been taken into account in assessing whether the Teckal option offered best value.

**\*RESOLVED –**

- (1) That the formation of a Teckal and a Trading company be progressed, subject to the appropriate specialist legal advice regarding the formation of the companies.
- (2) That further reports be brought to Members at key stages of the project.
- (3) That the procurement of a new ICT Platform to enable the joint working with Bolsover District Council and South Derbyshire District Council be commenced.
- (4) That the joint Business Case at Appendix A to the report be approved.

**REASON FOR DECISIONS**

To enable the Council to continue to progress the joint working arrangements with Derbyshire County Council, Bolsover District Council and South Derbyshire District Council to provide Careline Alarm Monitoring services across Derbyshire.