

CABINET

HELD: 18 JUNE 2013
Start: 7.30pm
Finish: 8.40pm

PRESENT

Councillor I Grant (Leader of the Council, in the Chair)

Councillors		<u>Portfolio</u>
Mrs Hopley		Landlord Services and Human Resources
M Forshaw		Planning and Development
A Owens		Deputy Leader & Housing (Finance), Regeneration and Estates
D Sudworth		Health, Leisure and Community Safety
D Westley		Resources and Transformation

In attendance

Councillors: Bell, Furey, Pendleton,
Savage

Officers

Managing Director (People and Places) (Mrs G Rowe)
Managing Director (Transformation) (Ms K Webber)
Assistant Director Housing and Regeneration (Mr B Livermore)
Assistant Director Planning (Mr J Harrison)
Borough Solicitor (Mr T Broderick)
Borough Treasurer (Mr M Taylor)
Transformation Manager (Mr S Walsh)
Head of Leisure & Cultural Services (Mr J Nelson)
LDF Team Leader (Mr P Richards)
Contracts Performance Manager (Mr P Samosa)
Principal Member Services Officer (Mrs S Griffiths)

6. APOLOGIES

There were no apologies for absence.

7. SPECIAL URGENCY (RULE 16 ACCESS TO INFORMATION PROCEDURE RULES)/URGENT BUSINESS

There were no items of special urgency.

8. DECLARATIONS OF INTEREST

The Leader declared a non-pecuniary interest in item no. 6 (e) (Use of Section 106 monies in Aughton and Burscough) as a member of Aughton Parish Council.

9. MINUTES

RESOLVED: That the minutes of the meetings of Cabinet held on 19 March 2013 and 16 May 2013 be approved as a correct record and signed by the Leader.

10. ITEM REFERRED FROM EXECUTIVE OVERVIEW AND SCRUTINY COMMITTEE - TENANTS CASH BACK SCHEME

Councillor Owens introduced the report of the Borough Solicitor which set out comments referred from the Executive Overview and Scrutiny Committee at its meeting held on 4 April 2013, when scrutinising the above item.

In reaching the decision below, Cabinet considered the details set out in the report before it and accepted the reasons contained in it.

- RESOLVED: A. That the report on the Tenants Cash Back Scheme be considered by the Executive Overview and Scrutiny Committee prior to it being considered by Cabinet.
- B. That call-in is not appropriate as it relates to an item already considered by the Executive Overview and Scrutiny Committee.

11. MATTERS REQUIRING DECISIONS

Consideration was given to the reports relating to the following matters requiring decisions as contained on pages 235 – 464 and 479 - 512 of the Book of Reports.

(Note: With the agreement of Cabinet, the Leader varied the Order of Business as members of the public were in attendance at the meeting in relation to item 6(g) (West Lancashire Local Plan 2012-2027). The decision in relation to this matter is recorded at minute no. 19 below).

12. COMPLAINTS MONITORING

The Leader introduced the report of the Transformation Manager which presented data on complaints received by the Council from April 2012-March 2013.

In reaching the decision below, Cabinet considered the details set out in the report before it and accepted the reasons contained in it.

- RESOLVED: A. That the complaints data for April 2012 – March 2013 be noted.
- B. That call-in is not appropriate for this item as the report is being submitted to the next meeting of the Corporate Overview and Scrutiny Committee.

14. QUARTERLY PERFORMANCE INDICATORS (Q4 2012-2013)

Councillor Westley introduced the report of the Transformation Manager which presented performance monitoring data for the quarter ended 31 March 2013.

The Transformation Manager circulated copies of a revised report.

In reaching the decision below, Cabinet considered the revised report and the details set out in the report before it and accepted the reasons contained therein.

- RESOLVED: A. That the Council's performance against the indicator set for the quarter ended 31 March 2013 be noted.
- B. That call-in is not appropriate for this item as the report is being submitted to the next meeting of the Corporate and Environmental Overview and Scrutiny Committee on 11 July 2013.

15. REGULATION OF INVESTIGATORY POWERS ACT - ANNUAL SETTING OF THE POLICY AND REVIEW OF USE OF POWERS

The Leader introduced the report of the Borough Solicitor which reviewed the Policy on the Use of the Regulation of Investigatory Powers Act 2000 (RIPA) and the use of covert surveillance and the acquisition of communications data in West Lancashire over the last year.

In reaching the decision below, Cabinet considered the details set out in the report before it and accepted the reasons contained in it.

- RESOLVED: A. That the RIPA Guide and Guidance on Completing RIPA Authorisation Forms be approved.
- B. That the Council's RIPA activity be noted.

- C. That Managing Directors and Heads of Service be authorised to appoint officers to attend the Magistrates' Court to seek orders approving the grant or renewal of authorisations for direct surveillance, covert human intelligence sources and acquisition of communications data.

16. TENANT INVOLVEMENT STRUCTURE

Councillor Mrs. Hopley introduced the report of the Assistant Director Housing and Regeneration which sought approval of the updated structure for Tenant Involvement and the new role for the Tenants and Residents Forum.

Councillor Mrs. Hopley referred to Minute no. 6 of the Landlord Services Committee (Cabinet Working Group) held on 12 June 2013 which was circulated at the meeting, which supported the recommendations to Cabinet.

In reaching the decision below, Cabinet considered the minute of the Landlord Services Committee and the details set out in the report before it and accepted the reasons contained therein.

- RESOLVED:
- A. That the new structure for Tenant Involvement at Appendix C to the report, be approved.
 - B. That the new role for the Tenants and Residents Forum at Appendix D be approved, and the Assistant Director Housing and Regeneration be given delegated authority to update the Tenants and Residents Forum Constitution as appropriate.

17. USE OF SECTION 106 MONIES IN AUGHTON AND BURSCOUGH

Councillor Sudworth introduced the joint report of the Assistant Director Community Services/Assistant Director Planning which considered proposals regarding the use of Section 106 monies received from housing developers for the enhancement of public open space and recreation provision within the wards of Aughton and Burscough West.

In reaching the decision below, Cabinet considered the details set out in the report before it and accepted the reasons contained in it.

- RESOLVED:
- A. That the proposed project to provide new play equipment to Redsands, Rachel Taylor Memorial Field and William Arnold Silcock Memorial Field in Aughton be approved and the Section 106 commuted sum of £11,805 generated in the Aughton area be made available for the project.

- B. That the proposed project for drainage work to Richmond Park Public Open Space be approved and the Section 106 commuted sum of £28,000 generated in this area be made available for the project.
- C. That due to the need to start work the Assistant Director Community Services be authorised, in consultation with the relevant Portfolio Holder(s), to deal with any resolution made at the Executive Overview and Scrutiny Committee in relation to the drainage work to Richmond Park Pubic Open Space.

18. ABBEY LANE PLAYING FIELDS, TRANSFER TO COMMUNITY SPORTS CLUB

Councillor Sudworth introduced the report of the Assistant Director Community Services which considered the transfer of the Abbey Lane playing fields to a community sports club as part of an opportunity to attract external grant funding in order to support drainage improvement works to the site.

In reaching the decision below, Cabinet considered the comments of Councillor Sudworth and the Leader and the details set out in the report before it and accepted the reasons contained therein.

- RESOLVED:
- (A) That the proposals be approved in principle, but that a further report containing additional details and a draft community user agreement be submitted to the next meeting of Cabinet on 17 September 2013.
 - (B) That the report be referred to the Executive Overview and Scrutiny Committee on 4 July 2013 for any agreed comments to be submitted to Cabinet.

19. WEST LANCASHIRE LOCAL PLAN 2012 - 2027

Councillor Forshaw introduced the report of the Assistant Director Planning which sought approval for the proposed Strategic and Land Allocation Modifications to the Local Plan and to the public consultation on all Main Modifications to the Local Plan as part of the Examination process.

The Assistant Director Planning circulated copies of additional information (Appendix G) together with revised recommendations.

In reaching the decision below, Cabinet considered the additional information at Appendix G, the revised recommendations and the details set out in the report before it and accepted the reasons contained therein.

- RESOLVED: A. That the proposed Modifications to the Local Plan on strategic and land allocation matters recommended by the Local Plan Inspector (provided at Appendices A, B and Appendix G, subject to Whittle Drive, Ormskirk (Plan reference Min 122) and Green Island, Skelmersdale (Plan reference Min123) remaining in the Green Belt), be endorsed.
- B. That a six-week public consultation on all the proposed Main Modifications to the Local Plan, as required by the Local Plan Inspector, be authorised.
- C. That call-in is not appropriate for this item as this matter is one where urgent action is required in order to maintain progress of the Local Plan towards adoption in 2013.

20. EXCLUSION OF PRESS AND PUBLIC

RESOLVED: That under Section 100A(4) of the Local Government Act 1972, the public be excluded from the meeting during consideration of the following item of business on the grounds that it involves the likely disclosure of exempt information as defined in paragraph 3 of Part 1 of Schedule 12A of that Act and as, in all the circumstances of the case, the public interest in maintaining the exemption under Schedule 12A outweighs the public interest in disclosing the information.

21. MATTER REQUIRING DECISION

Consideration was given to the report relating to the following matter requiring decision contained on pages 465 – 477 of the Book of Reports.

22. WEST LANCASHIRE INVESTMENT CENTRE - STAFF RELOCATION

Councillor Owens introduced the report of the Assistant Director Housing and Regeneration which considered the relocation of Regeneration and Estates staff from the Investment Centre.

In reaching the decision below Cabinet considered the details set out in the report before it and accepted the reasons contained in it.

RESOLVED: A. That Regeneration and Estates staff be relocated from the Investment Centre, Skelmersdale to 52 Derby Street, Ormskirk (as referred to in Option B to the report) by 30 September 2013 and the financial implications be approved.

- B. That in view of the current promotional and marketing activities which have resulted in a net increase of four tenants since January 2013 and a reduction in void levels (which will include the suites to be vacated by the Regeneration and Estates staff) a further report on the performance of the Investment Centre be submitted to Cabinet on 18 March 2014.

Note

No representations had been received in relation to the above item being considered in private.

.....
LEADER