

**PRESENT:**

Councillor: D Westley (Leader of the Council, in the Chair)

Portfolio

Councillors:	P Greenall	Deputy Leader & Street Scene
	M Forshaw	Planning and Development
	A Fowler	Housing Finance, Regeneration and Estates
	D Griffiths	Town and Village Centres
	Mrs J Houlgrave	Landlord Services and Transformation
	D Sudworth	Health, Leisure and Community Safety
	D Whittington	Resources

In attendance: Moran & Pendleton  
Councillors

Officers: Managing Director (People and Places) (Mrs G Rowe)  
Managing Director (Transformation) (Ms K Webber)  
Assistant Director Housing & Regeneration (Mr B Livermore)  
Assistant Director Community Services (Mr D Tilleray)  
Borough Treasurer (Mr M Taylor)  
Transformation Manager (Mr S Walsh)  
Strategic Planning & Implementation Manager (Mr P Richards)  
Principal Member Services Officer (Mrs S Griffiths)

**1. APOLOGIES**

There were no apologies for absence.

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

There were no items of special urgency.

**3. DECLARATIONS OF INTEREST**

1. Councillor Sudworth declared a pecuniary interest in agenda item 6(i) (Council land at Whitemoss, Skelmersdale) as a company he does part-time work for provides services to Whitemoss, he knows the site owners and is also a member of the Whitemoss Community Fund Advisory Group. He left the meeting during consideration of this item.

2. Councillors Fowler and Westley declared non pecuniary interests in agenda item 6(c) (Use of Section 106 monies in Ormskirk) as Trustees of the Comrades Club.

**4. MINUTES**

RESOLVED That the minutes of the meetings of Cabinet held on 18 March 2014 and 16 April 2014 be approved as a correct record and signed by the Leader.

**5. CONFIRMATION OF PROCEDURAL MATTERS**

- RESOLVED
- A. That the appointment of Cabinet, Committees, and Working Groups for 2014/15, as circulated at the Annual Meeting of the Council on 11 June 2014, with the terms of reference included in the Constitution, be noted.
- B. That the 'Proper Officer Provisions and Scheme of Delegation to Chief Officers', insofar as they are executive functions, and the Scheme of Delegation to Cabinet Members, as set out in the Constitution, be noted.

**6. MATTERS REQUIRING DECISIONS**

Consideration was given to the reports relating to the following matters requiring decisions as contained on pages 17 – 293 of the Book of Reports.

**7. USE OF SECTION 106 MONIES IN UP HOLLAND AND HESKETH WITH BECCONSALL**

Councillor Sudworth introduced the joint report of the Assistant Director Community Services and Assistant Director Planning which considered requests from Up Holland and Hesketh with Becconsall Parish Councils regarding the enhancement of public open space and recreation provision within the Up Holland and Hesketh with Becconsall Wards.

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 expenditure of the Section 106 commuted sum of £19,411 be approved for the project identified in paragraph 5.1 of the report.
- B. That the expenditure of the Section 106 commuted sum of £3,690 be approved for the project identified in paragraph 5.2 of the report.

**8. USE OF SECTION 106 MONIES IN WRIGHTINGTON**

Councillor Sudworth introduced the joint report of the Assistant Director Community Services and Assistant Director Planning which considered a request from Wrightington Parish Council regarding the enhancement of public open space and recreation provision within the Wrightington Ward.

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

**RESOLVED** That the expenditure of the Section 106 commuted sum of £18,774 be approved for the project identified in paragraph 5.1 of the report.

**9. USE OF SECTION 106 MONIES IN ORMSKIRK**

Councillor Sudworth introduced the joint report of the Assistant Director Community Services and Assistant Director Planning which considered a request from Ormskirk Bowling Club regarding the enhancement of public open space and recreation provision within the Derby Ward.

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

**RESOLVED** That in addition to the existing allocation of £40,000 Section 106 funds approved by Cabinet in November 2013, the expenditure of the Section 106 commuted sum of £136,000 generated from the redevelopment of the Comrades Club site in Ormskirk, be approved for the project identified in paragraph 6.1 of the report.

**10. CCTV ANNUAL REPORT**

Councillor Sudworth introduced the report of the Assistant Director Community Services which sought approval of the Council's Annual CCTV Report 2013/2014.

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 Annual CCTV Report 2013/2014, attached as an Appendix to the report be approved.

- B. That authority be delegated to the Assistant Director Community Services in consultation with the relevant Portfolio Holder to publish future reports.

**11. CORPORATE PERFORMANCE INDICATORS Q4 2013-2014**

Councillor Whittington introduced the report of the Transformation Manager which presented performance monitoring data for the quarter ended 31 March 2014.

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 Council's performance against the indicator set for the quarter ended 31 March 2014 be noted.
  - B. That the call-in procedure is not appropriate for this item as the report is being submitted to the next meeting of the Corporate & Environmental Overview and Scrutiny Committee on 16 July 2014.

**12. PROTOCOL FOR AMENDING OR ADDING NAMES TO COUNCIL OWNED WAR MEMORIALS**

Councillor Forshaw introduced the report of the Assistant Director Planning which considered the adoption of a protocol for dealing with residents requests to amend or add new names of fallen servicemen on Council owned war memorials.

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 protocol appended to the report (Appendix A) be approved.
  - B. That the Assistant Director Planning be authorised to implement the provisions of the application process identified in the protocol.
  - C. That authority be delegated to the Assistant Director Planning, in consultation with the relevant Portfolio Holder to determine any applications for amending or adding new names to Council owned war memorials in accordance with the agreed protocol.
  - D. That authority be delegated to the Assistant Director Planning in consultation with the relevant Portfolio Holder to make any minor amendments to the protocol deemed necessary following its implementation.

**13. ADOPTION OF DEVELOPMENT BRIEFS FOR HOUSING SITES AT GROVE FARM, ORMSKIRK AND FIRSWOOD ROAD, LATHOM/SKELMERSDALE**

Councillor Forshaw introduced the report of the Assistant Director Planning which recommended the final development briefs for the allocated housing sites at Grove Farm, Ormskirk and Firswood Road, Lathom/Skelmersdale for adoption.

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 contents of the Grove Farm and Firswood Road Consultation Feedback Reports as set out at Appendices A and B of the report be noted.
  - B. That the agreed comments of Planning Committee set out at Appendix F of the report be noted.
  - C. That the adoption by the Council of both the Grove Farm and Firswood Road Development Briefs, set out at Appendices C and D of the report be approved, subject to any minor amendments to be made by the Assistant Director Planning in consultation with the Portfolio Holder, following consideration of this report and its appendices by Executive Overview and Scrutiny Committee.
  - D. That call-in is not appropriate for this item as this report is being submitted to Executive Overview and Scrutiny Committee on 17 July 2014.

**14. PROVISION OF PUBLIC OPEN SPACE IN NEW RESIDENTIAL DEVELOPMENT SUPPLEMENTARY PLANNING DOCUMENT**

Councillor Forshaw introduced the report of the Assistant Director Planning which recommended that the Open space and Recreation Provision in New Residential Developments Supplementary Planning Document ("the Open Space SPD") be adopted.

The Assistant Director Planning circulated revised recommendations.

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

- RESOLVED
- A. That the agreed comments of Planning Committee set out at Appendix D of the report be noted.

- B. That the Open Space SPD, attached as Appendix A of the report, subject to any minor amendments to be made by the Assistant Director Planning in consultation with the Portfolio Holder for Planning and Development following consideration of this report and its appendices by Executive Overview & Scrutiny Committee, be adopted from the time at which the Council adopts a CIL Charging Schedule, and for the avoidance of doubt the current Open Space SPD shall remain in force until that time.
- C. That call-in is not appropriate for this item as this report is being submitted to Executive Overview and Scrutiny Committee on 17 July 2014.

**15. COUNCIL LAND AT WHITEMOSS**

Councillor Fowler introduced the report of the Assistant Director Housing & Regeneration which sought authority to resist the Compulsory Acquisition of land owned by the Council at Whitemoss, Skelmersdale.

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 current position be noted.
  - B. That the Assistant Director Housing & Regeneration in consultation with the relevant Portfolio Holder be authorised to take all necessary steps to conduct the Council's case in relation to resisting the Compulsory Acquisition of "the Land" by Whitemoss Landfill Ltd. and all matters incidental thereto having regard to paragraph 4 of the report.

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LEADER